STATE OF UTAH

SENATE JOURNAL

FIRST EXTRAORDINARY SESSION OF THE FIFTY-THIRD LEGISLATURE

Convened and Adjourned on
Wednesday, April 21, 1999

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the First Extraordinary Session of the Fifty-Third 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 21, 1999, 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-THIRD 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 21, 1999.

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

PROCLAMATION

WHEREAS, since the close of the 1999 General Session of the 53rd 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 53rd Legislature of the State of Utah into a First Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 21st day of April, 1999 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 1999 General Session of the 53rd 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 April, 1999.

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 6, 1999, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-Third Legislature of the State of Utah into a Second Extraordinary Session at the State Capitol at Salt Lake City, Utah, on the 21st day of April, 1999, 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 1999 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 April, 1999.

Olene S. Walker,
Lieutenant Governor

Roll call - All Senators present, except Senators Dmitrich, Mansell, Montgomery, Spencer, and Suazo, excused.

On motion of Senator Hillyard, the 15-day requirement was waived.

On motion of Senator Poulton, the Senate voted to adopt the Senate Rules of the 1999 General Session of the Fifty-Third Legislature as the rules for the First Extraordinary Session.

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

Senator Nielson 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 6, 1999

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

STATE BOARD OF REGENTS

Winn Richards appointed to fill the unexpired term of Vic Lund on the State Board of Regents, a term to expire June 30, 2003. Section 53B-1-104, Utah Code Annotated 1953, as amended.

George Mantes reappointed as a member of the State Board of Regents for a term to begin July 1, 1999 and expire June 30, 2005. Section 53B-1-104, Utah Code Annotated 1953, as amended.

Jerry Atkin appointed as a member of the State Board of Regents for a term to begin July 1, 1999 and expire June 30, 2005. Section 53B-1-104, Utah Code Annotated 1953, as amended.

Maria Sweeten appointed as a member of the State Board of Regents for a term to begin July 1, 1999 and expire June 30, 2005. Section 53B-1-104, Utah Code Annotated 1953, as amended.

Jim Jardine appointed as a member of the State Board of Regents for a term to begin July 1, 1999 and expire June 30, 2005. Section 53B-1-104, Utah Code Annotated 1953, as amended.

Mike Jensen appointed as a member of the State Board of Regents for a term to begin July 1, 1999 and expire June 30, 2005. Section 53B-1-104, Utah Code Annotated 1953, as amended.

COMMISSION ON CRIMINAL AND JUVENILE JUSTICE

Douglas Bodrero appointed as the citizen representative on the Commission on Criminal and Juvenile Justice for a term to expire January 4, 2001. Section 63-25a-101, Utah Code Annotated 1953, as amended.

Greg Skordas reappointed as a member of the Commission on Criminal and Juvenile Justice for a term to expire January 4, 2001. Section 63-25a-101, Utah Code Annotated 1953, as amended.

Afton Bradshaw reappointed as a member of the Commission on Criminal and Juvenile Justice for a term to expire January 4, 2001. Section 63-25a-101, Utah Code Annotated 1953, as amended.

Joseph Hull reappointed as a member of the Commission on Criminal and Juvenile Justice for a term to expire January 4, 2001. Section 63-25a-101, Utah Code Annotated 1953, as amended.

CRIME VICTIMS REPARATIONS BOARD

Afton Ririe reappointed as a member of the Crime Victims Reparations Board for a term to expire April 15, 2003. Section 63-25a-404, Utah Code Annotated 1953, as amended.

David Tomb reappointed as a member of the Crime Victims Reparations Board for a term to expire April 15, 2003. Section 63-25a-404, Utah Code Annotated 1953, as amended.

BOARD OF STATE HISTORY

Richard Sadler reappointed as a member of the Board of State History for a term to expire April 1, 2003. Section 9-8-204, Utah Code Annotated 1953, as amended.

Paul Williams reappointed as a member of the Board of State History for a term to expire April 1, 2003. Section 9-8-204, Utah Code Annotated 1953, as amended.

Ross Peterson appointed as a member of the Board of State History for a term to expire April 1, 2003. Section 9-8-204, Utah Code Annotated 1953, as amended.

Pam Miller appointed as a member of the Board of State History for a term to expire April 1, 2003. Section 9-8-204, Utah Code Annotated 1953, as amended.

Paul Anderson appointed as a member of the Board of State History for a term to expire April 1, 2003. Section 9-8-204, Utah Code Annotated 1953, as amended.

UTAH HOUSING FINANCE AGENCY

Dan Lofgren reappointed as a member of the Utah Housing Finance Agency for a term to expire June 1, 2003. Section 9-4-904, Utah Code Annotated 1953, as amended.

BOARD OF WATER RESOURCES

Cleal Bradford reappointed as a member of the Board of Water Resources for a term to expire March 1, 2003. Section 73-10-1.5, Utah Code Annotated 1953, as amended.

Warren Peterson reappointed as a member of the Board of Water Resources for a term to expire March 1, 2003. Section 73-10-1.5, Utah Code Annotated 1953, as amended.

Harold Grant Shirley reappointed as a member of the Board of Water Resources for a term to expire March 1, 2003. Section 73-10-1.5, Utah Code Annotated 1953, as amended.

Lucille Taylor reappointed as a member of the Board of Water Resources for a term to expire March 1, 2003. Section 73-10-1.5, Utah Code Annotated 1953, as amended.

WATER QUALITY BOARD

Nan Bunker reappointed as a member of the Water Quality Board for a term to expire March 1, 2003. Section 19-5-103, Utah Code Annotated 1953, as amended.

K.C. Shaw reappointed as a member of the Water Quality Board for a term to expire March 1, 2003. Section 19-5-103, Utah Code Annotated 1953, as amended.

Ronald Sims reappointed as a member of the Water Quality Board for a term to expire March 1, 2003. Section 19-5-103, Utah Code Annotated 1953, as amended.

Douglas Thompson reappointed as a member of the Water Quality Board for a term to expire March 1, 2003. Section 19-5-103, Utah Code Annotated 1953, as amended.

Ray Child appointed as a member of the Water Quality Board for a term to expire March 1, 2003. Section 19-5-103, Utah Code Annotated 1953, as amended.

QUALITY GROWTH COMMISSION

Kathleen Clarke appointed as a member of the Quality Growth Commission for a term to expire April 15, 2003. Section 11-38-201, Utah Code Annotated 1953, as amended.

Cary Peterson appointed as a member of the Quality Growth Commission for a term to expire April 15, 2001. Section 11-38-201, Utah Code Annotated 1953, as amended.

Lewis Billings appointed as a member of the Quality Growth Commission for a term to expire April 15, 2003. Section 11-38-201, Utah Code Annotated 1953, as amended.

Carlton Christensen appointed as a member of the Quality Growth Commission for a term to expire April 15, 2003. Section 11-38-201, Utah Code Annotated 1953, as amended.

Shauna Kerr appointed as a member of the Quality Growth Commission for a term to expire April 15, 2001. Section 11-38-201, Utah Code Annotated 1953, as amended.

Gary Herbert appointed as a member of the Quality Growth Commission for a term to expire April 15, 2003. Section 11-38-201, Utah Code Annotated 1953, as amended.

Carol Page appointed as a member of the Quality Growth Commission for a term to expire April 15, 2001. Section 11-38-201, Utah Code Annotated 1953, as amended.

Lee Allen appointed as a member of the Quality Growth Commission for a term to expire April 15, 2001. Section 11-38-201, Utah Code Annotated 1953, as amended.

Dan Lofgren appointed as a member of the Quality Growth Commission for a term to expire April 15, 2003. Section 11-38-201, Utah Code Annotated 1953, as amended.

Max Thompson appointed as a member of the Quality Growth Commission for a term to expire April 15, 2001. Section 11-38-201, Utah Code Annotated 1953, as amended.

Leland Hogan appointed as a member of the Quality Growth Commission for a term to expire April 15, 2001. Section 11-38-201, Utah Code Annotated 1953, as amended.

Dave Allen appointed as a member of the Quality Growth Commission for a term to expire April 15, 2003. Section 11-38-201, Utah Code Annotated 1953, as amended.

BOARD OF BUSINESS AND ECONOMIC DEVELOPMENT

Dell Loy Hansen appointed to fill the unexpired term of George Daines on the Board of Business and Economic Development, a term to expire March 15, 2003. 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; and

Mr. President: April 9, 1999

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

QUALITY GROWTH COMMISSION

Jon M. Huntsman, Jr. appointed as a member of the Quality Growth Commission for a term to expire April 15, 2003. Section 11-38-201, Utah Code Annotated 1953, as amended.

TRANSPORTATION COMMISSION

Hal Clyde reappointed as a member of the Transportation Commission for a term to expire April 1, 2005. Section 63-49-10, Utah Code Annotated 1953, as amended.

Bevan Wilson appointed as a member of the Transportation Commission for a term to expire April 1, 2005. Section 63-49-10, 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 Jones moved to consent to the appointments as read by Sandy Tenney. The motion passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mayne	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Dmitrich	Hale	Mansell	Montgomery
Spencer	Suazo		

Senator Hull declared a conflict of interest because he is one of the appointees.

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

Senator Nielson 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 Hillyard, and at 12:30 p.m., the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

SECOND EXTRAORDINARY SESSION OF THE FIFTY-THIRD LEGISLATURE

Convened and Adjourned on
Wednesday, May 19, 1999

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Second Extraordinary Session of the Fifty-Third 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 19, 1999, 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-THIRD 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 19, 1999.

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

PROCLAMATION

WHEREAS, since the close of the 1999 General Session of the 53rd 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 53rd Legislature of the State of Utah into a Second Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 19th day of May, 1999 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 1999 General Session of the 53rd 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 May, 1999.

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 4, 1999, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-Third Legislature of the State of Utah into a Second Extraordinary Session at the State Capitol at Salt Lake City, Utah, on the 19th day of May, 1999, 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 1999 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 May, 1999.

Olene S. Walker
Lieutenant Governor

Roll call - All Senators present, except Senators Mansell and Blackham, excused.

On motion of Senator Poulton, the Senate voted to adopt the Senate Rules of the 1999 General Session of the Fifty-Third Legislature as the rules for the Second Extraordinary Session.

President Beattie appointed a committee comprised of Senators Waddoups, Poulton, and Hale to notify Governor Michael O. Leavitt that the Senate is convened in the Second Extraordinary Session in accordance with his proclamation.

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

Sandy D. Tenney read the following communication:

COMMUNICATION FROM THE GOVERNOR

Dear President Beattie and Members of the Senate: May 4, 1999

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

STATE TAX COMMISSION

Palmer A. DePaulis appointed to fill the unexpired term of Joseph Pacheco on the State Tax Commission for a term to expire June 30, 1999. Section 59-1-201, Utah Code Annotated 1953, as amended.

ALCOHOLIC BEVERAGE CONTROL COMMISSION

Nicholas E. Hales reappointed as a member of the Alcoholic Beverage Control Commission for a term to expire July 1, 2003. Section 32A-1-106, Utah Code Annotated 1953, as amended.

Larry V. Lunt reappointed as a member of the Alcoholic Beverage Control Commission for a term to expire July 1, 2003. Section 32A-1-106, Utah Code Annotated 1953, as amended.

WEBER BASIN WATER CONSERVANCY DISTRICT BOARD OF DIRECTORS

Karen Fairbanks reappointed as a member of the Weber Basin Water Conservancy District Board of Directors for a term to expire June 30, 2003. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

Jewel Lee Kenley reappointed as a member of the Weber Basin Water Conservancy District Board of Directors for a term to expire June 30, 2003. Section 17A-2-1409 Utah Code Annotated 1953, as amended.

STATE BOARD OF REGENTS

Brian D. Brown appointed as the student regent on the State Board of Regents for a term to begin July 1, 1999 and expire June 30, 2000. Section 53B-1-104, Utah Code Annotated 1953, as amended.

UTAH ARTS COUNCIL BOARD OF DIRECTORS

Fred Babcock reappointed as a member of the Utah Arts Council Board of Directors for a term to expire July 1, 2003. Section 9-6-204, Utah Code Annotated 1953, as amended.

Anne Decker reappointed as a member of the Utah Arts Council Board of Directors for a term to expire July 1, 2003. Section 9-6-204, Utah Code Annotated 1953, as amended.

John T. Nielsen reappointed as a member of the Utah Arts Council Board of Directors for a term to expire July 1, 2003. Section 9-6-204, Utah Code Annotated 1953, as amended.

Robert Olpin reappointed as a member of the Utah Arts Council Board of Directors for a term to expire July 1, 2003. Section 9-6-204, Utah Code Annotated 1953, as amended.

Floyd Rigby reappointed as a member of the Utah Arts Council Board of Directors for a term to expire July 1, 2003. Section 9-6-204, Utah Code Annotated 1953, as amended.

Margaret K. Brady appointed as a representative of folk arts on the Utah Arts Council Board of Directors for a term to begin on July 1, 1999 and expire July 1, 2003. Section 9-6-204, Utah Code Annotated 1953, as amended.

Fred C. Esplin appointed to fill the unexpired term of Betsy Hoyt and represent media arts on the Utah Arts Council Board of Directors, a term to expire July 1, 2001. Section 9-6-204, Utah Code Annotated 1953, as amended.

DRINKING WATER BOARD

Donald F. Hayes reappointed as a member of the Drinking Water Board for a term to expire May 8, 2003. Section 19-4-103, Utah Code Annotated 1953, as amended.

Dale Pierson reappointed as a member of the Drinking Water Board for a term to expire May 8, 2003. Section 19-4-103, Utah Code Annotated 1953, as amended.

Boyd Workman reappointed as a member of the Drinking Water Board for a term to expire May 8, 2003. Section 19-4-103, Utah Code Annotated 1953, as amended.

David J. Cline appointed as an industry representative on the Drinking Water Board for a term to expire May 8, 2003. Section 19-4-103, Utah Code Annotated 1953, as amended.

Anne N. Erickson appointed to fill the unexpired term of Patrick Schlight on the Drinking Water Board, a term to expire May 8, 2001. Section 19-4-103, Utah Code Annotated 1953, as amended.

CORRECTIONS ADVISORY COUNCIL

Bruce Blackham reappointed as a member of the Corrections Advisory Council for a term to expire April 1, 2003. Section 64-13-4.1, Utah Code Annotated 1953, as amended.

Boyd Fife reappointed as a member of the Corrections Advisory Council for a term to expire April 1, 2003. Section 64-13-4.1, Utah Code Annotated 1953, as amended.

Scott Daniels appointed as a member of the Corrections Advisory Council for a term to expire April 1, 2003. Section 64-13-4.1, Utah Code Annotated 1953, as amended.

Rose Alvarado appointed to fill the unexpired term of V. Kim Martinez on the Corrections Advisory Council, a term to expire April 1, 2001. Section 64-13-4.1, Utah Code Annotated 1953, as amended.

PRIVATE ACTIVITY BOND REVIEW BOARD

Harley Hales reappointed as a member of the Private Activity Bond Review Board for a term to expire March 15, 2003. Section 9-4-503, Utah Code Annotated 1953, as amended.

Monte R. Munns reappointed as a member of the Private Activity Bond Review Board for a term to expire March 15, 2003. Section 9-4-503, Utah Code Annotated 1953, as amended.

Steve S. Rawlings appointed as a member of the Private Activity Bond Review Board for a term to expire March 15, 2003. Section 9-4-503, Utah Code Annotated 1953, as amended.

YOUTH PAROLE AUTHORITY

Leland Bowers reappointed as a member of the Youth Parole Authority for a term to expire April 1, 2003. Section 62A-7-109, Utah Code Annotated 1953, as amended.

Charles Semken reappointed as a member of the Youth Parole Authority for a term to expire April 1, 2003. Section 62A-7-109, Utah Code Annotated 1953, as amended.

Veronica Thomas reappointed as a member of the Youth Parole Authority for a term to expire April 1, 2003. Section 62A-7-109, Utah Code Annotated 1953, as amended.

Gustave Verrett reappointed as a member of the Youth Parole Authority for a term to expire April 1, 2003. Section 62A-7-109, Utah Code Annotated 1953, as amended.

Randy J. Ence appointed as a member of the Youth Parole Authority for a term to expire April 1, 2003. Section 62A-7-109, Utah Code Annotated 1953, as amended.

Alvin W. Emery appointed to fill the unexpired term of Uinise Uipi on the Youth Parole Authority, a term to expire April 1, 2001. Section 62A-7-109, Utah Code Annotated 1953, as amended.

Jeff Norton appointed as a pro tempore member of the Youth Parole Authority for a term to expire April 1, 2003. Section 62A-7-109, Utah Code Annotated 1953, as amended.

Kathy G. Peterson appointed as a pro tempore member of the Youth Parole Authority for a term to expire April 1, 2003. Section 62A-7-109, Utah Code Annotated 1953, as amended.

Irene Bergstedt appointed as a pro tempore member of the Youth Parole Authority for a term to expire April 1, 2003. Section 62A-7-109, Utah Code Annotated 1953, as amended.

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

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

BOARD OF YOUTH CORRECTIONS

Lois McArthur reappointed as a member of the Board of Youth Corrections for a term to expire April 1, 2003. Section 62A-1-105, Utah Code Annotated 1953, as amended.

Myron T. Benson reappointed as a member of the Board of Youth Corrections for a term to expire April 1, 2003. Section 62A-1-105, Utah Code Annotated 1953, as amended.

Derick T. Kamachi appointed as a member of the Board of Youth Corrections for a term to expire April 1, 2003. Section 62A-1-105, Utah Code Annotated 1953, as amended.

James L. Earl appointed as a member of the Board of Youth Corrections for a term to expire April 1, 2003. Section 62A-1-105, Utah Code Annotated 1953, as amended.

Georganna A. Petry appointed to fill the unexpired term of Carlie Christensen on the Board of Youth Corrections, a term to expire April 1, 2001. Section 62A-1-105, Utah Code Annotated 1953, as amended.

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

Michael O. Leavitt
Governor

Communication filed; and

Mr. President: May 19, 1999

Your Revenue and Taxation Confirmation Committee met today to review the appointment by the Governor of Palmer A. DePaulis to the Utah State Tax Commission. After due consideration, the committee voted unanimously to recommend that the Senate consent to this appointment.

Thank you for your consideration in this matter.

John L. Valentine
Committee Chair

Communication filed.

Senator Jones 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Mansell	Poulton

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 Hillyard, and at 12:25 p.m., the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

THIRD EXTRAORDINARY SESSION OF THE FIFTY-THIRD LEGISLATURE

Convened and Adjourned on
Wednesday, June 16, 1999

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Third Extraordinary Session of the Fifty-Third 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 16, 1999, 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-THIRD LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Third 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 16, 1999.

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

PROCLAMATION

WHEREAS, since the close of the 1999 General Session of the 53rd 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 53rd Legislature of the State of Utah into a Third Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 16th day of June, 1999 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 1999 General Session of the 53rd 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 June, 1999.

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 June 1, 1999, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-Third Legislature of the State of Utah into a Third Extraordinary Session at the Senate Capitol at Salt Lake City, Utah, on the 16th day of June, 1999, 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 1999 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 June, 1999.

Olene S. Walker
Lieutenant Governor

Roll call - All Senators present, except Senator Mansell, excused

On motion of Senator Blackham, the Senate voted to adopt the Senate Rules of the 1999 General Session of the Fifty-Third Legislature as the rules for the Third Extraordinary Session.

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

Senator Waddoups 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 1, 1999

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

STATE TAX COMMISSION

Palmer A. DePaulis reappointed as a member of the State Tax Commission for a term to expire June 30, 2003. Section 59-1-201, Utah Code Annotated 1953, as amended.

SCHOOL AND INSTITUTIONAL TRUST LANDS BOARD OF TRUSTEES

John W. Creer appointed as a member of the School and Institutional Trust Lands Board of Trustees for a term to expire July 1, 2005. Section 53C-1-202, Utah Code Annotated 1953, as amended.

STATE MONEY MANAGEMENT COUNCIL

David W. Zobell reappointed as a member of the State Money Management Council for a term to expire March 1, 2003. Section 51-7-16, Utah Code Annotated 1953, as amended.

Bruce Cohne appointed as a member of the State Money Management Council for a term to expire March 1, 2003. Section 51-7-16, Utah Code Annotated 1953, as amended.

REAL ESTATE COMMISSION

A. Lynn Snow appointed as a member of the Real Estate Commission for a term to expire June 30, 2002. Section 61-2-5.5, Utah Code Annotated 1953, as amended.

UPPER SEVIER WATER CONSERVANCY DISTRICT BOARD OF DIRECTORS

Layton Barney reappointed as a member of the Upper Sevier Water Conservancy District Board of Directors for a term to expire April 1, 2003. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

Franz Shakespear reappointed as a member of the Upper Sevier Water Conservancy District Board of Directors for a term to expire April 1, 2003. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

UTAH STATE FAIR CORPORATION BOARD OF DIRECTORS

Russell Fjeldsted reappointed as a member of the Utah State Fair Corporation Board of Directors for a term to expire December 1, 2003. Section 9-4-1104, Utah Code Annotated 1953, as amended.

Winter Horton reappointed as a member of the Utah State Fair Corporation Board of Directors for a term to expire December 1, 2003. Section 9-4-1104, Utah Code Annotated 1953, as amended.

Richard S. Prows reappointed as a member of the Utah State Fair Corporation Board of Directors for a term to expire December 1, 2003. Section 9-4-1104, Utah Code Annotated 1953, as amended.

Donald Marchant reappointed as a member of the Utah State Fair Corporation Board of Directors for a term to expire December 1, 2002. Section 9-4-1104, Utah Code Annotated 1953, as amended.

Michael Morris appointed 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.

JUDICIAL CONDUCT COMMISSION

Sylvia Bennion reappointed as a member of the Judicial Conduct Commission for a term to expire June 30, 2003. Section 78-7-27, Utah Code Annotated 1953, as amended.

Kenneth L. Warnick reappointed as a member of the Judicial Conduct Commission for a term to expire June 30, 2001. Section 78-7-27, Utah Code Annotated 1953, as amended.

AIR QUALITY BOARD

David B. George reappointed as a member of the Air Quality Board for a term to expire March 1, 2003. Section 19-2-103, Utah Code Annotated 1953, as amended.

Joseph D. Thompson reappointed as a member of the Air Quality Board for a term to expire March 1, 2003. Section 19-2-103, Utah Code Annotated 1953, as amended.

John M. Veranth reappointed as a member of the Air Quality Board for a term to expire March 1, 2003. Section 19-2-103, Utah Code Annotated 1953, as amended.

Dannie R. McConkie reappointed as a member of the Air Quality Board for a term to expire March 1, 2003. Section 19-2-103, Utah Code Annotated 1953, as amended.

JoAnn B. Seghini appointed as a representative of municipal government on the Air Quality Board for a term to expire March 1, 2003. Section 19-2-103, Utah Code Annotated 1953, as amended.

UNIVERSITY OF UTAH BOARD OF TRUSTEES

Bud Scruggs appointed as a member of the University of Utah Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Dave Buhler appointed as a member of the University of Utah Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Jake Garn appointed as a member of the University of Utah Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

James L. Macfarlane appointed as a member of the University of Utah Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

UTAH STATE UNIVERSITY BOARD OF TRUSTEES

Barre Burgon reappointed as a member of the Utah State University Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Bill Candland reappointed as a member of the Utah State University Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Brent Nyman appointed as a member of the Utah State University Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

L.J. Godfrey appointed as a member of the Utah State University Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

COLLEGE OF EASTERN UTAH BOARD OF TRUSTEES

Phil Acton reappointed as a member of the College of Eastern Utah Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Larry Rodgers appointed as a member of the College of Eastern Utah Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Richard Lee appointed as a member of the College of Eastern Utah Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Dominic Welch appointed as a member of the College of Eastern Utah Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

SNOW COLLEGE BOARD OF TRUSTEES

Louanne Brown reappointed as a member of the Snow College Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Richard Waddingham reappointed as a member of the Snow College Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Carl Albrecht reappointed as a member of the Snow College Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Gerald Johnson appointed as a member of the Snow College Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

UTAH VALLEY STATE COLLEGE BOARD OF TRUSTEES

Marianne Heaps reappointed as a member of the Utah Valley State College Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Wilford W. Clyde reappointed as a member of the Utah Valley State College Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Ron Dallin reappointed as a member of the Utah Valley State College Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Corrine Hill appointed as a member of the Utah Valley State College Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

SOUTHERN UTAH UNIVERSITY BOARD OF TRUSTEES

Cyndi Gilbert reappointed as a member of the Southern Utah University Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Larry Lunt reappointed as a member of the Southern Utah University Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Steve Snow reappointed as a member of the Southern Utah University Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Tom Higbee appointed as a member of the Southern Utah University Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

DIXIE COLLEGE BOARD OF TRUSTEES

Jeannine Holt reappointed as a member of the Dixie College Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Dale Larkin reappointed as a member of the Dixie College Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Stephen Wade reappointed as a member of the Dixie College Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Max Torres appointed as a member of the Dixie College Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

SOLID AND HAZARDOUS WASTE CONTROL BOARD

William J. Doucette reappointed as a member of the Solid and Hazardous Waste Control Board for a term to expire May 8, 2003. Section 19-6-103, Utah Code Annotated 1953, as amended.

Joe Melling reappointed as a member of the Solid and Hazardous Waste Control Board for a term to expire May 8, 2003. Section 19-6-103, Utah Code Annotated 1953, as amended.

Richard White reappointed as a member of the Solid and Hazardous Waste Control Board for a term to expire May 8, 2003. Section 19-6-103, Utah Code Annotated 1953, as amended.

W. Cullen Battle appointed as a member of the Solid and Hazardous Waste Control Board for a term to expire May 8, 2003. Section 19-6-103, Utah Code Annotated 1953, as amended.

David K. Cunningham appointed as a member of the Solid and Hazardous Waste Control Board for a term to expire May 8, 2003. Section 19-6-103, Utah Code Annotated 1953, as amended.

RURAL DEVELOPMENT FUND BOARD

Wes Curtis appointed as a member of the Rural Development Fund Board for a term to expire January 1, 2001. Section 9-13-103, Utah Code Annotated 1953, as amended.

Mayor Jon Lee Torgerson appointed as a member of the Rural Development Fund Board for a term to expire January 1, 2002. Section 9-13-103, Utah Code Annotated 1953, as amended.

Mayor Milton Taft appointed as a member of the Rural Development Fund Board for a term to expire January 1, 2000. Section 9-13-103, Utah Code Annotated 1953, as amended.

Commissioner Joe C. Judd appointed as a member of the Rural Development Fund Board for a term to expire January 1, 2003. Section 9-13-103, Utah Code Annotated 1953, as amended.

Commissioner Kay Blackwell appointed as a member of the Rural Development Fund Board for a term to expire January 1, 2001. Section 9-13-103, Utah Code Annotated 1953, as amended.

RURAL ELECTRONIC COMMERCE COMMUNICATIONS SYSTEM FUND BOARD

Wes Curtis appointed as a member of the Rural Electronic Commerce Communications System Fund Board for a term to expire January 1, 2000. Section 9-14-103, Utah Code Annotated 1953, as amended.

Mayor Douglas E. Thompson appointed as a member of the Rural Electronic Commerce Communications System Fund Board for a term to expire January 1, 2002. Section 9-14-103, Utah Code Annotated 1953, as amended.

Mayor William Kremin appointed as a member of the Rural Electronic Commerce Communications System Fund Board for a term to expire January 1, 2002. Section 9-14-103, Utah Code Annotated 1953, as amended.

Mayor R. Dale Roper appointed as a member of the Rural Electronic Commerce Communications System Fund Board for a term to expire January 1, 2002. Section 9-14-103, Utah Code Annotated 1953, as amended.

Mayor A. Jean Seiler appointed as a member of the Rural Electronic Commerce Communications System Fund Board for a term to expire January 1, 2002. Section 9-14-103, Utah Code Annotated 1953, as amended.

Commissioner Sheldon D. Richins appointed as a member of the Rural Electronic Commerce Communications System Fund Board for a term to expire January 1, 2001. Section 9-14-103, Utah Code Annotated 1953, as amended.

Commissioner Kimberly Schappert appointed as a member of the Rural Electronic Commerce Communications System Fund Board for a term to expire January 1, 2003. Section 9-14-103, Utah Code Annotated 1953, as amended.

Commissioner James Eardley appointed as a member of the Rural Electronic Commerce Communications System Fund Board for a term to expire January 1, 2003. Section 9-14-103, Utah Code Annotated 1953, as amended.

Commissioner Gary B. Mason appointed as a member of the Rural Electronic Commerce Communications System Fund Board for a term to expire January 1, 2003. Section 9-14-103, 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 Jones moved to consent to the appointments as read by Sandy D. Tenney. The motion passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Mansell

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

Senator Hellewell 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 Hillyard, and at 12:25 p.m., the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

FOURTH EXTRAORDINARY SESSION OF THE FIFTY-THIRD LEGISLATURE

Convened and Adjourned on
Wednesday, July 21, 1999

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Fourth Extraordinary Session of the Fifty-Third 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 21, 1999, 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-THIRD LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Third Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the Fourth Extraordinary Session at 12:00 noon on Wednesday, July 21, 1999.

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 1999 General Session of the 53rd 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 53rd Legislature of the State of Utah into a Fourth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 21st day of July, 1999 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 1999 General Session of the 53rd 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 July, 1999.

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 July 6, 1999, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-Third Legislature of the State of Utah into a Fourth Extraordinary Session at the State Capitol at Salt Lake City, Utah, on the 21st day of July, 1999, 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 1999 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 July, 1999.

Olene S. Walker
Lieutenant Governor

Roll call - All Senators present, except Senators Howell and M. Peterson, excused, and Senator Poulton, absent

On motion of Senator Mansell, the Senate voted to adopt the Senate Rules of the 1999 General Session of the Fifty-Third Legislature as the rules for the Fourth Extraordinary Session.

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

Senator M. Evans 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: July 6, 1999

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

UTAH COMMISSION ON UNIFORM STATE LAWS

Greg Curtis appointed as a member of the Utah Commission on Uniform State Laws for a term to expire July 1, 2003. Section 68-4-5, Utah Code Annotated 1953, as amended.

STATE RECORDS COMMITTEE

Judy Bell reappointed as a member of the State Records Committee for a term to expire July 1, 2002. Section 63-2-501, Utah Code Annotated 1953, as amended.

STATE BOARD OF FINANCIAL INSTITUTIONS

David Poulsen reappointed as a member of the State Board of Financial Institutions for a term to expire July 1, 2003. Section 7-1-203, Utah Code Annotated 1953, as amended.

Eugene Erbin reappointed as a member of the State Board of Financial Institutions for a term to expire July 1, 2003. Section 7-1-203, Utah Code Annotated 1953, as amended.

COMMITTEE OF CONSUMER SERVICES

Beverly J. White reappointed as a member of the Committee of Consumer Services for a term to expire July 1, 2002. Section 54-10-2, Utah Code Annotated 1953, as amended.

WEBER STATE UNIVERSITY BOARD OF TRUSTEES

Douglas Holmes reappointed as a member of the Weber State University Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Scott Marquardt reappointed as a member of the Weber State University Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Tom Davidson appointed as a member of the Weber State University Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Mac Christensen appointed as a member of the Weber State University Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

SALT LAKE COMMUNITY COLLEGE BOARD OF TRUSTEES

Randall Mackey reappointed as a member of the Salt Lake Community College Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Brent Hatch reappointed as a member of the Salt Lake Community College Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Norman Riggs reappointed as a member of the Salt Lake Community College Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

Ellen Betit appointed as a member of the Salt Lake Community College Board of Trustees for a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

WORKERS' COMPENSATION FUND BOARD OF DIRECTORS

Robert D. Myrick reappointed as a member of the Workers' Compensation Fund Board of Directors for a term to expire June 30, 2002. Section 31A-33-106, Utah Code Annotated 1953, as amended.

UTAH COMPREHENSIVE HEALTH INSURANCE POOL BOARD OF DIRECTORS

Randall R. Smart reappointed as a member of the Utah Comprehensive Health Insurance Pool Board of Directors for a term to expire June 30, 2003. Section 31A-29-104, Utah Code Annotated 1953, as amended.

Victor N. Gibb appointed as a member of the Utah Comprehensive Health Insurance Pool Board of Directors for a term to expire June 30, 2003. Section 31A-29-104, Utah Code Annotated 1953, as amended.

UTAH STATE RETIREMENT BOARD

Chad Hamilton reappointed as a member of the Utah State Retirement Board for a term to expire July 1, 2003. Section 49-1-202, Utah Code Annotated 1953, as amended.

Lily Eskelsen reappointed as a member of the Utah State Retirement Board for a term to expire July 1, 2003. Section 49-1-202, Utah Code Annotated 1953, as amended.

Duane C. Frisby appointed as a member of the Utah State Retirement Board for a term to expire July 1, 2003. Section 49-1-202, Utah Code Annotated 1953, as amended.

BOARD OF SERVICES FOR PEOPLE WITH DISABILITIES

Julene Butler appointed as a member of the Board of Services for People With Disabilities for a term to expire April 1, 2003. Section 62A-1-105 & 107 and 62A-5-105, Utah Code Annotated 1953, as amended.

Lynn Paulson appointed as a member of the Board of Services for People With Disabilities for a term to expire April 1, 2003. Section 62A-1-105 & 107 and 62A-5-105, Utah Code Annotated 1953, as amended.

Terri Stettler appointed as a member of the Board of Services for People With Disabilities for a term to expire April 1, 2003. Section 62A-1-105 & 107 and 62A-5-105, Utah Code Annotated 1953, as amended.

Gary Watts appointed as a member of the Board of Services for People With Disabilities for a term to expire April 1, 2003. Section 62A-1-105 & 107 and 62A-5-105, Utah Code Annotated 1953, as amended.

BOARD OF TRAVEL DEVELOPMENT

John R. Brinton reappointed as a member of the Board of Travel Development for a term to expire July 1, 2003. Section 9-3-202, Utah Code Annotated 1953, as amended.

Glen A. Overton reappointed as a member of the Board of Travel Development for a term to expire July 1, 2003. Section 9-3-202, Utah Code Annotated 1953, as amended.

Joe Houston appointed as a member of the Board of Travel Development for a term to expire July 1, 2003. Section 9-3-202, Utah Code Annotated 1953, as amended.

Howard Brinkerhoff appointed as a member of the Board of Travel Development for a term to expire July 1, 2003. Section 9-3-202, Utah Code Annotated 1953, as amended.

BOARD OF PARKS AND RECREATION

Heather Campbell reappointed as a member of the Board of Parks and Recreation for a term to expire July 1, 2003. Section 63-11-14, Utah Code Annotated 1953, as amended.

Jack F. DeMann reappointed as a member of the Board of Parks and Recreation for a term to expire July 1, 2003. Section 63-11-14, Utah Code Annotated 1953, as amended.

Bill Hedden reappointed as a member of the Board of Parks and Recreation for a term to expire July 1, 2003. Section 63-11-14, Utah Code Annotated 1953, as amended.

Beverlee Murray reappointed as a member of the Board of Parks and Recreation for a term to expire July 1, 2003. Section 63-11-14, Utah Code Annotated 1953, as amended.

Norman L. Nielsen reappointed as a member of the Board of Parks and Recreation for a term to expire July 1, 2003. Section 63-11-14, Utah Code Annotated 1953, as amended.

YOUTH PAROLE AUTHORITY

Swen Nielsen appointed to fill the unexpired term of Leland Bowers on the Youth Parole Authority, a term to expire April 1, 2003. Section 62A-7-109, Utah Code Annotated 1953, as amended.

BOARD OF SUBSTANCE ABUSE

Steve C. Johnson reappointed as a member of the Board of Substance Abuse for a term to expire April 1, 2003. Section 62A-8-108, Utah Code Annotated 1953, as amended.

James W. Gibb appointed as a member of the Board of Substance Abuse for a term to expire April 1, 2003. Section 62A-8-108, Utah Code Annotated 1953, as amended.

Paula O. Bell appointed as a member of the Board of Substance Abuse for a term to expire April 1, 2003. Section 62A-8-108, 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 Jones moved to consent to the appointments as read by Sandy D. Tenney. The motion passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

B. Evans	Howell	Peterson	Poulton

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

Senator M. 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 Hillyard, and at 12:35 p.m., the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

FIFTH EXTRAORDINARY SESSION OF THE FIFTY-THIRD LEGISLATURE

Convened and Adjourned on
Wednesday, August 18, 1999

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Fifth Extraordinary Session of the Fifty-Third 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 18, 1999, 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-THIRD LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Third Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the Fifth Extraordinary Session at 12:00 noon on Wednesday, August 18, 1999.

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

Prayer - Senator Robert Muhlestein

Annette B. Moore read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the close of the 1999 General Session of the 53rd 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 53rd Legislature of the State of Utah into a Fifth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 18th day of August, 1999 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 1999 General Session of the 53rd 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 August, 1999.

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 3, 1999, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-Third Legislature of the State of Utah into a Fifth Extraordinary Session at the State Capitol at Salt Lake City, Utah, on the 18th day of August, 1999, 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 1999 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 August, 1999.

Olene S. Walker
Lieutenant Governor

Roll call - All Senators present, except Senators M. Evans, Howell, Julander, Hellewell, and Hull excused

On motion of Senator Poulton, the Senate voted to adopt the Senate Rules of the 1999 General Session of the Fifty-Third Legislature as the rules for the Fifth Extraordinary Session.

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

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

Sandy D. Tenney read the following communication:

COMMUNICATION FROM THE GOVERNOR

Dear President Beattie and Members of the Senate: July 6, 1999

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

FIRST DISTRICT JUVENILE COURT

Larry E. Jones appointed as a Judge of the Juvenile Court of the First District. Utah Constitution Article VIII, Section 8 and Section 78-3a-107, Utah Code Annotated 1953, as amended.

BOARD OF PARDONS AND PAROLE

R. Kent Archibald appointed to fill the unexpired term of Richard Harper as a pro tempore member of the Board of Pardons and Parole for a term to expire February 28, 2002. Section 77-27-2, Utah Code Annotated 1953, as amended.

BOARD OF MENTAL HEALTH

Jay Fox reappointed as a member of the Board of Mental Health for a term to expire April 1, 2003. Section 62A-1-107 and 62A-12-104, Utah Code Annotated 1953, as amended.

Catherine Udall reappointed as a member of the Board of Mental Health for a term to expire April 1, 2003. Section 62A-1-107 and 62A-12-104, Utah Code Annotated 1953, as amended.

George Etsitty appointed as a member of the Board of Mental Health for a term to expire April 1, 2003. Section 62A-1-107 and 62A-12-104, Utah Code Annotated 1953, as amended.

UTAH HOUSING FINANCE AGENCY

Stephen D. Clark reappointed as a member of the Utah Housing Finance Agency for a term to expire June 1, 2003. Section 9-4-904, 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 Jones moved to consent to the appointments as read by Sandy D. Tenney. Senators Jones, Hillyard, and Spencer commented. The motion passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Jones	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting were: Senators

M. Evans	Howell	Hull	Julander

On motion of Senator Hillyard, Juvenile Court Judge Larry E. Jones spoke in Committee of the Whole.

Senators Hillyard and Spencer commented. 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 Hillyard, and at 12:50 p.m., the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

SIXTH EXTRAORDINARY SESSION OF THE FIFTY-THIRD LEGISLATURE

Convened and Adjourned on
Wednesday, October 20, 1999

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Sixth Extraordinary Session of the Fifty-Third 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 20, 1999, and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Elizabeth J. Kjar
Journal Clerk

STATE OF UTAH

SENATE JOURNAL

SIXTH EXTRAORDINARY SESSION
of the
FIFTY-THIRD LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Third Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the Sixth Extraordinary Session at 12:00 noon on Wednesday, October 20, 1999.

The Senate was called to order with Senator Hillyard presiding.

Prayer - Senator Karen Hale

Leslie O. McLean read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the close of the 1999 General Session of the 53rd 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 Sixth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 20th day of October, 1999 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 1999 General Session of the 53rd 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 October, 1999.

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 4, 1999, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-Third Legislature of the State of Utah into a Sixth Extraordinary Session at the Senate Capitol at Salt Lake City, Utah, on the 20th day of October, 1999, 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 1999 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 October, 1999.

Olene S. Walker
Lieutenant Governor

Roll call - All Senators present, except Senators Dmitrich, Spencer, Stephenson, and Beattie.

On motion of Senator Poulton, the Senate voted to adopt the Senate Rules of the 1999 General Session of the Fifty-Third Legislature as the rules for the Sixth Extraordinary Session.

President Beattie appointed a committee comprised of Senators Knudson, B. Evans, Mayne to notify Governor Michael O. Leavitt that the Senate is convened in the Sixth Extraordinary Session in accordance with his proclamation.

Senator Knudson 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: September 1, 1999

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

JUVENILE COURT

Mary L. Manley appointed as a Judge of the Juvenile Court of the Seventh Judicial District. Utah Constitution Article VIII, Section 8 and Section 78-3a-107, Utah Code Annotated 1953, as amended.

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

Michael O. Leavitt
Governor; and

Dear President Beattie and Members of the Senate: October 5, 1999

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

UTAH SUBSTANCE ABUSE AND ANTI-VIOLENCE COORDINATING COUNCIL

James O. Mason appointed to fill the unexpired term of Steven Lindsley on the Utah Substance Abuse and Anti-Violence Coordinating Council, a term to expire February 1, 2000. Section 63-25a-201, Utah Code Annotated 1953, as amended.

WILDLIFE BOARD

Connie Brooks 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, 2005. Section 23-14-2, Utah Code Annotated 1953, as amended.

Max G. Morgan reappointed as a member of the Wildlife Board for a term to expire August 15, 2005. Section 23-14-2, Utah Code Annotated 1953, as amended.

BOARD OF CHILD AND FAMILY SERVICES

Richard Shipley appointed to fill the unexpired term of Paula Johnson on the Board of Child and Family Services, a term to expire July 1, 2000. Section 62A-4a-102, Utah Code Annotated 1953, as amended.

SOLID AND HAZARDOUS WASTE CONTROL BOARD

Lowell Peterson appointed to fill the unexpired term of Michael Faucett on the Solid and Hazardous Waste Control Board, a term to expire May 8, 2001. Section 19-6-103, Utah Code Annotated 1953, as amended.

SALT LAKE COMMUNITY COLLEGE BOARD OF TRUSTEES

Dave Thomas appointed to fill the unexpired term of Harris Simmons on the Salt Lake Community College Board of Trustees, a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

BOARD OF BUSINESS AND ECONOMIC DEVELOPMENT

Jerold G. Oldroyd appointed to fill the unexpired term of William N. Shiebler on the Board of Business and Economic Development, a term to expire March 14, 2003. Section 9-2-203, Utah Code Annotated 1953, as amended.

YOUTH PAROLE AUTHORITY

Leonard Romney appointed to fill the unexpired term of Hank Hoole on the Youth Parole Authority, a term to expire April 1, 2001. Section 62A-7-109, Utah Code Annotated 1953, as amended.

UTAH HORSE RACING COMMISSION

Stuart J. Sprouse appointed to fill the unexpired term of Bry D. Sorenson on the Utah Horse Racing Commission, a term to expire December 31, 2000. Section 4-28-3, Utah Code Annotated 1953, as amended.

BOARD OF AGING AND ADULT SERVICES

Donald R. LeBaron appointed to fill the unexpired term of Elizabeth P. Robertson on the Board of Aging and Adult Services, a term to expire April 1, 2001. Sections 62A-1-105 and 107, Utah Code Annotated 1953, as amended.

QUALITY GROWTH COMMISSION

Dee T. Allsop appointed to fill the unexpired term of Jon M. Huntsman, Jr. on the Quality Growth Commission, a term to expire April 15, 2003. Section 11-38-201, 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 Jones moved to consent to the appointments as read by Sandy D. Tenney. The motion passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Suazo	Valentine
Waddoups			

Absent or not voting were: Senators

Dmitrich	Spencer	Stephenson	Beattie

On motion of Senator Blackham, Judge Mary L. Manley spoke in Committee of the Whole.

On motion of Senator Howell, Debbie Headman spoke in Committee of the Whole.

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

Senator Knudson 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 Blackham, and at 12:50 p.m., the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

SEVENTH EXTRAORDINARY SESSION OF THE FIFTY-THIRD LEGISLATURE

Convened and Adjourned on
Wednesday, November 17, 1999

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Sixth Extraordinary Session of the Fifty-Third 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 17, 1999, and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Elizabeth J. Kjar
Journal Clerk

STATE OF UTAH

SENATE JOURNAL

SEVENTH EXTRAORDINARY SESSION of the FIFTY-THIRD LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Third Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the Seventh Extraordinary Session at 12:00 noon on Wednesday, November 17, 1999.

The Senate was called to order with President Beattie presiding.

Prayer - Senator Michael Waddoups

Annette B. Moore, Secretary of the Senate, read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the close of the 1999 General Session of the 53rd 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 Seventh Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 17th day of November, 1999 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 1999 General Session of the 53rd 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 2nd day of November, 1999.

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 2, 1999, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-Third Legislature of the State of Utah into a Seventh Extraordinary Session at the Senate Capitol at Salt Lake City, Utah, on the 17th day of November, 1999, 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 1999 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 2nd day of November, 1999.

Olene S. Walker
Lieutenant Governor

Roll call - All Senators present, except Senators B. Evans, M. Evans, Howell, and Spencer.

On motion of Senator Poulton, the Senate voted to adopt the Senate Rules of the 1999 General Session of the Fifty-Third Legislature as the rules for the Seventh Extraordinary Session.

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

Senator Stephenson 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 2, 1999

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

HEALTH FACILITY COMMITTEE

Gayle C. Morawetz reappointed as a member of the Health Facility Committee for a term to expire June 30, 2002. Sections 26-1-7 and 26-21-3, Utah Code Annotated 1953, as amended.

Paul N. Clayton appointed as a member of the Health Facility Committee for a term to expire June 30, 2002. Sections 26-1-7 and 26-21-3, Utah Code Annotated 1953, as amended.

Timothy F. Thomas appointed as a member of the Health Facility Committee for a term to expire June 30, 2002. Sections 26-1-7 and 26-21-3, Utah Code Annotated 1953, as amended.

PRIVATE ACTIVITY BOND REVIEW BOARD

Russell R. Sanderson appointed to fill the unexpired term of Bradley Olch on the Private Activity Bond Review Board, a term to expire March 15, 2001. Section 9-4-503, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of these appointments.

Michael O. Leavitt
Governor

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

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hellewell	Hillyard
Hull	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

B. Evans	M. Evans	Howell	Spencer

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 Hillyard, and at 12:30 p.m., the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

2000 GENERAL SESSION
OF THE
FIFTY-THIRD LEGISLATURE

Convened
Monday, January 17, 2000

Adjourned Sine Die
Wednesday, March 1, 2000

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the 2000 General Session of the Fifty-Third 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 17, 2000, and adjourning sine die on Wednesday, March 1, 2000.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Elizabeth J. Kjar
Journal Clerk

PRESIDENT OF THE SENATE



2000 General Session
Fifty-Third Legislature

The general session concluded on March 1. Many good things were accomplished, including the passage of a mental-health parity bill requiring insurance coverage for catastrophic mental health treatment on the same level as physical illness. The legislature appropriated $4 million for cancer research, $4 million for smoking prevention and cessation, and $1.5 million for drug courts. It imposed new restrictions on drunk and reckless motorists and teen drivers, increased the public education appropriation by $113.4 million, and increased the W.P.U. by $86.9 million. This means per-pupil spending and teacher salaries will increase. Students will get new textbooks with $6 million, and teachers will update their supplies with $4.4 million. The legislature also tightened lobbying laws and made it more difficult for the mentally ill to obtain guns. Last, but not least, Human Rights Day will become Martin Luther King, Jr. Day.

Five senators announced they are retiring from the Senate in December: R. Mont Evans, Scott N. Howell, Howard C. Nielson, Robert M. Muhlestein, and Robert F. Montgomery. We express our appreciation to them for their service and wish them well. Each has made a valuable contribution to the legislative process and will be missed. Utahns have been well served by their elected Senators. They are dedicated public servants whose primary concerns have been to preserve those values that make Utah a great place to live and continue looking for ways to further enhance our quality of life.

This is an historic year - the beginning of a new millennium - and the future looks bright. Utah has significantly improved performance over the last seven years in the areas of service, employment growth, personal-income growth, housing starts, building permits, and retail sales. Although we still face many challenges - health care, roads, the 2002 Olympics, utility restructuring, and improved safety in public schools, to name just a few - I am confident that the members of the 54th Legislature will work hard to preserve the rights and freedoms we hold sacred as they respond to the concerns of their constituents and work to find solutions that will benefit the majority.

I regret that I will not be a part of the 54th Legislature. My decision to retire has not been an easy one, but I know it is the right one. It has been an honor and privilege to serve in the Senate for the past 12 years and to be its presiding officer for the last 6. When I was first elected president, I promised to bring a higher level of accountability to state government, and I feel good about the progress that has been made in this area. I will always be grateful for the opportunity I have had to serve and to help make the legislative process better.

Thomas Jefferson once said, "We cannot cease to remember who we are and what we represent." It is my desire that the legislature continue to strengthen individual freedoms, nurture the worth of strong and loving families, and unite forever the values and principles that will fortify and enlighten mankind.

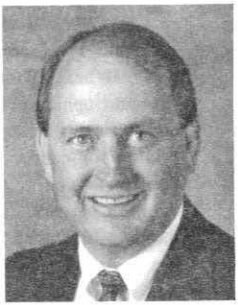
R. Lane Beattie
President, Utah State Senate

SENATE LEADERSHIP

MAJORITY LEADERSHIP (Republican)



Lyle W. Hillyard
Majority Leader



Leornard M. Blackham
Majority Whip



L. Alma "Al" Mansell
Asst. Majority Whip

MINORITY LEADERSHIP (Democrat)



Scott N. Howell
Minority Leader



Paula F. Julander
Minority Whip



Millie M. Peterson
Asst. 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) ..... Lyle W. Hillyard
Majority Whip (R) ..... Leonard M. Blackham
Assistant Majority Whip (R) ..... L. Alma "Al" Mansell
Minority Leader (D) ..... Scott N. Howell
Minority Whip (D) ..... Paula F. Julander
Assistant Minority Whip (D) ..... Millie M. Perterson

HOUSE LEADERSHIP

Speaker of the House (R) ..... Martin R. Stephens
Majority Leader (R) ..... Kevin S. Garn
Majority Whip (R) ..... David Ure
Assistant Majority Whip (R) ..... Greg J. Curtis
Minority Leader (D) ..... David M. Jones
Minority Whip (D) ..... Ralph Becker
Assistant Minority Whip (D) ..... Patrice M. Arent

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 ..... Richard C. Howe
Assoc. Chief Justice ..... Leonard H. Russon
Justice ..... Christine M. Durham
Justice ..... Michael J. Wilkins
Justice ..... Matthew B. Durrant

MEMBERS OF THE SENATE



MEMBERS OF THE SENATE
Fifty-Third Legislature

Senator	District	County(ies)	Party	Address & Telephone No.
Paula F. Julander Minority Whip	1	Salt Lake	D	1467 Penrose Drive Salt Lake City, Utah 84103 Home (801) 363-0868
Pete Suazo	2	Salt Lake	D	1307 North Garnette Street Salt Lake City, Utah 84116 Home (801) 521-3751
Gene Davis	3	Salt Lake	D	865 Parkway Avenue Sale Lake City, Utah 84106 Home (801) 484-9428
Howard A. Stephenson	4	Salt Lake, Utah	R	1038 East 13590 South Draper, Utah 84020 Home (801) 576-1022
R. Mont Evans	5	Salt Lake	R	1599 West Big Var Way Riverton, Utah 84065 Home (801) 254-2655
Michael G. Waddoups	6	Salt Lake	R	2005 West 5620 South Salt Lake City, Utah 84118 Home (801) 967-0225
Karen Hale	7	Salt Lake	D	2564 Maywood Drive Salt Lake City, Utah 84109 Home (801) 485-6642
Scott N. Howell Minority Leader	8	Salt Lake	D	319 State Capitol Salt Lake City, Utah 84114 Home (801) 943-0360
L. Steven Poulton	9	Salt Lake	R	4524 Briarcreek Dr. Salt Lake City, Utah 84117 Home (801) 272-4338
L. Alma "Al" Mansell Assistant Majority Whip	10	Salt Lake	R	6995 S Union Park Ctr #100 Midvale, Utah 84047 Home (801) 942-6019
Eddie "Ed" P. Mayne	11	Salt Lake	D	5044 West Bannock Circle West Valley City, Utah 84120 Home (801) 968-7756

Millie M. Peterson Assistant Minority Whip	12	Salt Lake	D	7131 West 3800 South West Valley City, Utah 84128 Home (801) 250-5944
Ron Allen	13	Salt Lake, Tooele	D	835 Lakeview Stansbury Park, Utah 84074 Home (435) 882-3535
John L. Valentine	14	Utah	R	857 East 970 North Orem, Utah 84097 Home (801) 224-1693
Parley G. Hellewell	15	Utah	R	492 South 1000 West Orem, Utah 84058 Home (801) 226-3034
Howard C. Nielson	16	Utah	R	580 Sagewood Ave Provo, Utah 84604 Home (801) 374-5411
Robert M. Muhlestein	17	Utah	R	7092 South 2610 West Benjamin, Utah 84660 Home (801) 798-2606
D. Edgar Allen	18	Davis Weber	D	4317 South Fern Drive Ogden, Utah 84403 Home (801) 392-1050
Robert F. Montgomery	19	Weber, Morgan	R	1825 North Mountain Road North Ogden, Utah 84414 Home (801) 782-1694
Joseph L. Hull	20	Weber	D	5250 West 4000 South Hooper, Utah 84315 Home (801) 731-3705
David H. Steele	21	Davis	R	3376 West 400 North West Point, Utah 84015 Home (801) 825-3033
Terry Spencer	22	Davis	R	1110 North Kimberly Drive Layton, Utah 84040 Home (801) 543-4450
R. Lane Beattie President	23	Davis	R	1313 North 1100 West West Bountiful, Utah 84087 Home (801) 292-7406

Peter C. Knudson	24	Box Elder, Cache	R	1209 Michelle Drive Brigham City, Utah 84302 Home (435) 723-2035
Lyle W. Hillyard Majority Leader	25	Cache, Rich, Summit	R	175 East First North Logan, Utah 84321 Home (435) 753-0043
Beverly A. Evans	26	Carbon, Daggett, Duchesne, Summit, Uintah, Wasatch	R	HC 65, Box 36 Altamont, Utah 84001 Home (435) 454-3719
Mike Dmitrich	27	Carbon, San Juan, Grand, Emery, Kane, Washington	D	566 North Dover Circle Price, Utah 84501 Home (435) 637-0426
Leonard M. Blackham Majority Whip	28	Juab, Sanpete, Sevier, Millard, Piute, Wayne, Beaver, Garfield	R	P.O. Box 337 Moroni, Utah 84646 Home (435) 436-8489
Lorin V. Jones	29	Washington, Iron	R	177 East Center Street Veyo, Utah 84782 Home (435) 574-2961

***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-Third Legislature 2000"**

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
2000 GENERAL SESSION
of the
FIFTY-THIRD LEGISLATURE

FIRST DAY

MORNING SESSION

Pursuant to the provisions of the Constitution of the State of Utah, the Senators of the Fifty-Third Legislature of the State of Utah convened in General Session in the Senate Chamber on Monday, January 17, 2000 at ten o'clock a.m.

President Lane Beattie called the Senate to order.

Prayer by Elder Neal A. Maxwell, Member of the Quorum of Twelve Apostles, the Church of Jesus Christ of Latter-day Saints

POSTING OF COLORS & PLEDGE OF ALLEGIANCE

Utah National Guard

SPECIAL MUSICAL PRESENTATION

Sky View High School Choir, Smithfield, Utah;
Robert Christensen, Choral Director

* * *

PRAYER BY ELDER NEAL A. MAXWELL
COUNCIL OF TWELVE APOSTLES OF THE
CHURCH OF JESUS CHIRST OF LATTER-DAY SAINTS

God, Father of us all, we evoke thy blessings, Father, on this historic time in human history, upon the Utah State Senate this day, and all the days of this term to follow. Bless them, Father, for their willingness to render public service which, at times, is little appreciated and as some make light, when they do the heavy work that belongs to all of us.

Wilt thou bless their families, Father, that they might have compensatory blessings for the deprivation of those in their family who render this quiet, public service in such a way that this nation, with all our imperfections, Father, is still the envy of people in the world who do not have representative government.

Father, wilt thou bless this body as they seek to balance not only budgets, but the competing concerns with which they must live, between the need for liberty and the need for order. Wilt thou bless them, likewise, that they will represent their constituencies; but even so, to bring their own good judgment to bear on matters of some complexity, that they might feel that quiet return of satisfaction for their labors, even if those labors are not fully appreciated.

Finally, Father, wilt thou bless them that the aisle that separates them might be narrow indeed; and in the sunset years of their lives, that whatever partisanship may have prevailed at times, that friendship will weld them together in the knowledge that they have been colleagues in a time that mattered, doing chores that mattered, and that they will thereby draw upon these years for the memories of having so served.

Wilt thou bless their leaders, Father, those who must bear the extra burdens of making things work out in such a way that, again, they can have that quiet satisfaction of having done their job well.

To this end, we thank thee as people in a free nation for all that we have and for the symbolism, not only of the calendar of this occasion, but a representative government in a nation committed to freedom, for which we deeply thank thee, Father, and do so in the holy name of Jesus Christ, Amen.

On motion of Senator Hillyard, the Senate thanked Elder Maxwell for delivering the invocation and ordered it printed upon the pages of the Senate Journal.

* * *

Annette B. Moore read the following Certification of Membership of the 2000 General Session of the Utah State Senate.

CERTIFICATE OF MEMBERSHIP OF THE 2000 GENERAL SESSION OF THE UTAH STATE SENATE 53RD 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 3, 1998, 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, 1999, to-wit:

FIRST DISTRICT: County of Salt Lake
Paul F. Julander
THIRD DISTRICT: County of Salt Lake
Gene Davis
FOURTH DISTRICT: Counties of Salt Lake, Utah
Howard A. Stephenson
SEVENTH DISTRICT: County of Salt Lake
Karen Hale
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
Ron Allen
FIFTEENTH DISTRICT: County of Utah
Parley Hellewell
EIGHTEENTH DISTRICT: Counties of Davis, Weber
D. Edgar Allen
TWENTY-FIRST DISTRICT: County of Davis
David H. Steele
TWENTY-SECOND DISTRICT: County of Davis
Terry R. Spencer
TWENTY-FOURTH DISTRICT: Counties of Box Elder, Cache
Peter C. Knudson
TWENTY-SIXTH DISTRICT: Counties of Carbon, Daggett
Duchesne, Summit, Uintah, Wasatch
Beverly Evans

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 was chosen by the electors as a member 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
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

I FURTHER CERTIFY THAT John L. Valentine was appointed by the Governor on November 25th, 1998 to fill the vacancy in Senate District Fourteen, occasioned by the resignation of Craig A. Peterson.

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 Seventeenth Day of January, 2000.

OLENE S. WALKER,
Lieutenant Governor

Communication filed.

* * *

Roll Call - All senators present

On motion of Senator Hillyard, President Beattie directed that the following be recorded in the Senate Journal as leaders for the 53rd Legislature 2000 General Session.

President - R. Lane Beattie
Majority Leader - Lyle W. Hillyard
Majority Whip - Leonard M. Blackham
Assistant Majority Whip - L. Alma "Al" Mansell
Minority Leader - Scott N. Howell
Minority Whip - Paula F. Julander
Assistant Minority Whip - Millie M. Peterson

* * *

President Beattie appointed a Senate Rules Committee comprised of Senator L. Steven Poulton, Chair, and Senators Leonard Blackham, Michael Waddoups, Terry R. Spencer, Ed Mayne and Joseph Hull to formulate the Senate Rules Committee and work with the House of Representatives in formulating Joint Rules.

President Beattie appointed Senator Montgomery as a committee to serve Patronage and Employees.

On motion of Senator Poulton, the Senate Rules and Joint Rules of the 1999 General Session of the Fifty-Third Legislature were adopted with the

understanding that changes to these rules for the 2000 General Session of the Fifty-Third Legislature will be considered and adopted as soon as possible.

President Beattie appointed Senators Spencer, Muhlestein, and Hull as a committee to notify the House of Representatives that the Senate is organized and ready to do business.

Representatives Tanner, Arent, Bennion, and Morgan formally notified the Senate that the House is organized and ready to do business.

President Beattie appointed a committee comprised of Senators Knudson, Hellewell, and Suazo to notify Governor Leavitt that the 2000 General Session of the Fifty-Third Legislature is organized and ready to do business, and to ascertain the time the Governor will deliver his message.

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

Senator Knudson, Chair of the Committee to Notify the Governor, reported that His Excellency Governor Michael O. Leavitt has 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 6:00 p.m. this evening.

READING OF TITLES OF BILLS AND RESOLUTIONS

On motion of Senator Poulton, 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, Consent, and Concurrence Calendar. The motion is to apply to all bills and resolutions introduced during this legislative session, except as an individual senator may request the reading of the long title, short title, or both 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.

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

STANDING COMMITTEES

Business, Labor, and Economic Development
Parley G. Hellewell, *Chair*
Peter C. Knudson
L. Alma "Al" Mansell
L. Steven Poulton
Gene Davis
Eddie "Ed" P. Mayne

Education
Lorin V. Jones, *Chair*
Beverly Ann Evans
Howard C. Nielson
David H. Steele
Howard A. Stephenson
Ron Allen
Pete Suazo

Energy, Natural Resources, and Agriculture
Beverly Ann Evans, *Chair*
Leonard M. Blackham
Lorin V. Jones
Joseph L. Hull
Millie M. Peterson

Health and Environment
Robert F. Montgomery, *Chair*
Leonard M. Blackham
Robert M. Muhlestein
D. Edgar Allen
Paula F. Julander

Human Services
Robert M. Muhlestein, *Chair*
Lyle W. Hillyard
L. Steven Poulton
D. Edgar Allen
Gene Davis

Judiciary
Terry R. Spencer, *Chair*
Parley G. Hellewell
Lyle W. Hillyard
John L. Valentine
Mike Dmitrich
Pete Suazo

Revenue and Taxation
John L. Valentine, *Chair*
Robert F. Montgomery
Howard A. Stephenson
Michael G. Waddoups
Ron Allen
Mike Dmitrich
Joseph L. Hull

Retirement
Michael G. Waddoups, *Chair*
R. Lane Beattie
D. Edgar Allen
John L. Valentine

State and Local Affairs
R. Mont Evans, *Chair*
L. Alma "Al" Mansell
Howard C. Nielson
Terry R. Spencer
Scott N. Howell
Millie M. Peterson

Transportation and Public Safety
Michael G. Waddoups, *Chair*
Lane Beattie
R. Mont Evans
Peter C. Knudson
David H. Steele
Karen Hale
Paula F. Julander
Eddie "Ed" P. Mayne

Rules
L. Steven Poulton, *Chair*
Leonard M. Blackham
Terry R. Spencer
Michael G. Waddoups
Joseph L. Hull
Eddie "Ed" P. Mayne

EXECUTIVE APPROPRIATIONS AND JOINT APPROPRIATIONS SUBCOMMITTEES

Executive Appropriations Committee
Sen. David H. Steele, *Chair*
Sen. John L. Valentine, *Vice Chair*
Sen. Lane Beattie
Sen. Leonard M. Blackham
Sen. Mike Dmitrich
Sen. Lyle W. Hillyard
Sen. L. Alma "Al" Mansell
Sen. Gene Davis
Sen. Scott N. Howell
Sen. Paula F. Julander

Commerce and Revenue
Sen. Lorin V. Jones, *Chair*
Sen. Leonard M. Blackham
Sen. Gene Davis

Economic Development and Human Resources
Sen. Howard C. Nielson, *Chair*
Sen. David H. Steele
Sen. Joseph L. Hull

Executive Office, Criminal Justice, and Legislature
Sen. Michael G. Waddoups, *Chair*
Sen. Parley G. Hellewell
Sen. Pete Suazo

Capital Facilities and Administrative Services
Sen. Beverly Ann Evans, *Chair*
Sen. Lane Beattie
Sen. Mike Dmitrich

Higher Education
Sen. Robert F. Montgomery, *Chair*
Sen. Leonard M. Blackham
Sen. Terry R. Spencer
Sen. Paula F. Julander
Sen. Millie M. Peterson

Health and Human Services
Sen. Robert M. Muhlestein, *Chair*
Sen. L. Steven Poulton
Sen. D. Edgar Allen

Natural Resources
Sen. Howard C. Nielson, *Chair*
Sen. David H. Steele
Sen. Joseph L. Hull

Public Education
Sen. Howard A. Stephenson, *Chair*
Sen. Lyle W. Hillyard
Sen. John L. Valentine
Sen. Ron Allen
Sen. Karen Hale

Transportation and Environmental Quality
Sen. Peter C. Knudson, *Chair*
Sen. Lane Beattie
Sen. R. Mont Evans
Sen. Scott N. Howell

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 2000 General Session of the Fifty-Third Legislature.

Senator Montgomery introduced the Senate Staff.

Mr. President and members of the Senate:

As Chair of the Committee on Patronage and Employees, I recommend that these individuals be employed as Senate Staff for the 2000 General Session of the Fifty-Third Legislature:

Annette B. Moore	Secretary of the Senate
Sandy D. Tenney	Manager of Senate Services
Leslie O. McLean	Leadership Secretary & Third House Secretary
Janeen Melchoir	Minority Party Secretary
Lynette Erickson	Docket Clerk & Voting Machine Operator
Greg Johnson	System Analyst and Computer Specialist
Elizabeth Kjar	Journal Clerk
Eileen Miller	Bill Status Clerk
Rolayne Day	Secretarial Supervisor & Committee Secretary
Linda G. Hansen	Rules Secretary
Norda Shepard	Committee Secretary
Jeannie Wride	Committee Secretary
Nedra Duzett	Committee Secretary
Nadine Woodhead	Committee Secretary
Karen Allred	Committee Secretary
Mary Andrus	Committee Secretary
Bonnie Brinton	Amending Clerk & Committee Secretary
Bob Gardner	Sergeant At Arms
Leo Parry	Asst. Sergeant At Arms
Thomas R. Shepherd	Security
Virgil Blair	Security
Wayne Carmichael	Security
Glenn Hildebrand	Security
Wendell Coombs	Security
Paul Jacobs	Security
Neil Black	Security
Colleen Hildebrand	Custodian
Gayle C. Petersen	Page Supervisor
Sue S. Hyer	Asst. Page Supervisor
Linda Cornaby	Page
Mary E. Gill	Page
Nedra Thomas	Page
Shirley C. Taylor	Page
Judy Paulson	Page
Mary L. Russell	Page

Eleanor O. Whisenant	Page
Georgianna Knudson	Page and Docket Clerk Aide
Karen Cox	Public Address/Computer Aide
Paula Tew	Legislative & Third House Aide
Evoline Gardner	Hostess & Third House Aide
Christine Hunter	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.

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President Beattie introduced the Legislative Interns.

INTRODUCTION OF BILLS

PODIATRIST ASSISTANT LICENSURE EXEMPTION

S.B. 4 *Joseph L. Hull*

AN ACT RELATING TO OCCUPATIONS AND PROFESSIONS; PERMITTING A TRAINED PODIATRIC ASSISTANT TO ENGAGE IN THE PRACTICE OF RADIOLOGY TECHNOLOGY WITHOUT A LICENSE, was read for the first time and referred to the Rules Committee.

SPECIAL MOBILE EQUIPMENT AMENDMENTS

S.B. 5 *Peter C. Knudson*

AN ACT RELATING TO MOTOR VEHICLES; AMENDING CERTAIN DEFINITIONS; PROVIDING FOR APPROVAL OF SPECIAL MOBILE EQUIPMENT STATUS; AMENDING CERTAIN REGISTRATION FEES; MAKING TECHNICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

UNINSURED MOTORIST DATABASE REAUTHORIZATION

S.B. 6 *David H. Steele*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; REAUTHORIZING THE UNINSURED MOTORIST IDENTIFICATION

DATABASE PROGRAM, was read for the first time and referred to the Rules Committee.

INVESTIGATION OF POLYGAMIST ACTIVITIES

S.B. 8 *Ron Allen*

AN ACT RELATING TO CRIMINAL LAW AND HUMAN SERVICES; APPROPRIATING $500,000 FOR FISCAL YEAR 2000-2001 TO THE STATE ATTORNEY GENERAL TO BE USED TO PROSECUTE SPECIFIED TYPES OF CRIMES, PROVIDE TEMPORARY SHELTER FOR FAMILIES LEAVING ISOLATED OR POLYGAMOUS SOCIETIES, ESTABLISH A HOTLINE, AND TO TRAIN LOCAL PROSECUTORS AND LAW ENFORCEMENT OFFICERS REGARDING CRIMES OCCURRING WITHIN ISOLATED OR POLYGAMOUS SOCIETIES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

EQUITY IN PRESCRIPTION COVERAGE

S.B. 9 *Paula F. Julander*

AN ACT RELATING TO INSURANCE; REQUIRING HEALTH INSURANCE POLICIES THAT COVER PRESCRIPTION DRUGS TO COVER FDA-APPROVED PRESCRIPTION CONTRACEPTIVE ARTICLES AND RELATED OUTPATIENT SERVICES; CREATING AN EXEMPTION FOR RELIGIOUS ORGANIZATIONS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

COMMUNITY IMPACT ALLEVIATION - DEFINITIONS

S.B. 10 *Mike Dmitrich*

AN ACT RELATING TO COMMUNITY IMPACT MONIES; AUTHORIZING THE COMMUNITY IMPACT BOARD TO DISTRIBUTE MONIES TO ENTITIES FORMED BY CERTAIN POLITICAL SUBDIVISIONS VIA THE INTERLOCAL COOPERATION ACT; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the Rules Committee.

ASSOCIATIONS OF GOVERNMENTS APPROPRIATION

S.B. 11 *Mike Dmitrich*

AN ACT RELATING TO APPROPRIATIONS; APPROPRIATING $55,000 TO EACH OF THE SEVEN ASSOCIATIONS OF GOVERNMENTS FOR A

TOTAL APPROPRIATION OF $385,000; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

SAFETY BELT LAW AMENDMENTS

S.B. 12 *Robert F. Montgomery*

AN ACT RELATING TO MOTOR VEHICLES; REQUIRING SAFETY BELTS OR CHILD RESTRAINT DEVICES FOR DRIVERS AND ALL PASSENGERS OF MOTOR VEHICLES; PROVIDING PENALTIES; AND AMENDING ENFORCEMENT AS A SECONDARY ACTION, was read for the first time and referred to the Rules Committee.

STATE PARKS AMENDMENTS

S.B. 13 *Joseph L. Hull*

AN ACT RELATING TO PARKS AND RECREATION; ALLOWING THE DIVISION OF PARKS AND RECREATION TO GIVE RIVERWAY ENHANCEMENT GRANTS OR RECREATIONAL TRAILS GRANTS TO STATE AGENCIES; AND SEPARATING THE MOUNTAIN MEADOWS MASSACRE SITE FROM IRON MISSION STATE PARK, was read for the first time and referred to the Rules Committee.

PENALTY FOR HATE CRIMES

S.B. 14 *Pete Suazo*

AN ACT RELATING TO THE CRIMINAL CODE; REVISING THE CRIMINAL PENALTIES FOR COMMISSION OF A CRIME MOTIVATED BY BIAS OR PREJUDICE, was read for the first time and referred to the Rules Committee.

USE OF TOBACCO SETTLEMENT REVENUES

S.B. 15 *L. Steven Poulton*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; REQUIRING THAT TOBACCO SETTLEMENT FUNDS BE ALLOCATED IN THE FOLLOWING ORDER: $5,500,000 FOR THE CHILDREN'S HEALTH INSURANCE PROGRAM, $10,000,0000 FOR TOBACCO PREVENTION, $5,000,000 TO THE STATE BOARD OF REGENTS FOR THE HUNTSMAN CANCER INSTITUTE, AND THE REMAINDER TO THE PERMANENT STATE SCHOOL FUND; DIRECTING THE APPROPRIATION OF FUNDS FOR FISCAL YEAR 2000-01; REPEALING THE HOSPITAL PROVIDER ASSESSMENT; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

CHILD FIREARM ACCESS PREVENTION AMENDMENTS

S.B. 16 *Paula F. Julander*

AN ACT RELATING TO THE CRIMINAL CODE AND THE JUDICIAL CODE; CREATING A CRIME FOR NEGLIGENT STORAGE OF A FIREARM WITH EXCEPTIONS AND A PENALTY; REQUIRING A LICENSED FIREARM DEALER TO PROVIDE WRITTEN WARNING OF POSSIBLE PROSECUTION AND CIVIL SUIT FOR NEGLIGENT STORAGE OF A FIREARM AND PROVIDING A CRIMINAL PENALTY; CREATING A CIVIL CAUSE OF ACTION FOR NEGLIGENT STORAGE OF A FIREARM; PROVIDING DEFINITIONS; PROVIDING DISCRETION FOR PROSECUTOR AND ARRESTING OFFICER; ESTABLISHING A DAMAGE CAP; AND PROVIDING A STATUTE OF LIMITATION, was read for the first time and referred to the Rules Committee.

MINIMUM SCHOOL LEVY MODIFICATIONS

S.B. 17 *Lorin V. Jones*

AN ACT RELATING TO PUBLIC EDUCATION; ESTABLISHING THE MINIMUM BASIC SCHOOL TAX LEVY AT .003; PROVIDING AN EFFECTIVE DATE; AND PROVIDING A COORDINATION CLAUSE, was read for the first time and referred to the Rules Committee.

PUBLIC UTILITIES - SEWER LINES

S.B. 18 *Gene Davis*

AN ACT RELATING TO DAMAGE TO UNDERGROUND UTILITY FACILITIES; AMENDING THE DEFINITION OF UNDERGROUND FACILITY TO INCLUDE A SEWER LATERAL, was read for the first time and referred to the Rules Committee.

SURVIVOR BENEFIT OF LAW ENFORCEMENT OFFICER

S.B. 19 *Peter C. Knudson*

AN ACT RELATING TO RETIREMENT; AMENDING INSURANCE BENEFIT PROVISIONS FOR CERTAIN PEACE OFFICERS' SURVIVORS, was read for the first time and referred to the Rules Committee.

GOVERNMENT COMPETITION WITH PRIVATE SECTOR

S.B. 20 *Leonard M. Blackham*

AN ACT RELATING TO PROCUREMENT OF ARCHITECT AND ENGINEERING SERVICES; PROHIBITING STATE AGENCIES, COUNTIES, MUNICIPALITIES, LOCAL SCHOOL DISTRICTS, AND SPECIAL DISTRICTS FROM AWARDING ARCHITECT/ENGINEERING SERVICES CONTRACTS TO HIGHER EDUCATION ENTITIES IN CERTAIN CIRCUMSTANCES; PROHIBITING HIGHER EDUCATION ENTITIES FROM SUBMITTING A PROPOSAL TO PERFORM ARCHITECT/ENGINEERING SERVICES IN CERTAIN CIRCUMSTANCES, was read for the first time and referred to the Rules Committee.

PATRIOTIC EDUCATION

S.B. 21 *Leonard M. Blackham*

AN ACT RELATING TO PUBLIC SCHOOLS; REQUIRING THE STATE BOARD OF EDUCATION TO PROVIDE BY RULE FOR A PROGRAM OF INSTRUCTION WITHIN THE PUBLIC SCHOOLS RELATING TO THE FLAG OF THE UNITED STATES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

WATER COMPANIES AND ASSOCIATIONS - ASSESSMENT AND VOTING RIGHTS

S.B. 22 *Mike Dmitrich*

AN ACT RELATING TO CORPORATIONS; DEFINING TERMS; AMENDING ASSESSMENT PROVISIONS FOR CERTAIN COMPANIES AND ASSOCIATIONS; ADDRESSING VOTING RIGHTS; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

WORKERS COMPENSATION - EMPLOYEES WILLFUL MISCONDUCT

S.B. 23 *Parley Hellewell*

AN ACT RELATING TO LABOR; AMENDING PROVISIONS RELATED TO EMPLOYEE MISCONDUCT AND WORKERS COMPENSATION; ADDRESSING THE APPLICATION TO STATE INSTITUTIONS OF HIGHER EDUCATION; PROVIDING A SEVERABILITY CLAUSE; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

INDIVIDUAL INCOME TAX - BRACKET ADJUSTMENTS

S.B. 24 *Howard C. Nielson*

AN ACT RELATING TO THE INDIVIDUAL INCOME TAX ACT; REPEALING OBSOLETE LANGUAGE; REQUIRING THE STATE TAX COMMISSION TO MAKE CERTAIN ADJUSTMENTS TO THE INDIVIDUAL INCOME TAX BRACKETS AND AMOUNTS OF TAX; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

MATERIAL HARMFUL TO MINORS - AMENDMENTS

S.B. 25 *Scott N. Howell*

AN ACT RELATING TO CRIMINAL LAW; AMENDING PROVISIONS REGARDING SEXUAL OFFENSES AGAINST MINORS AND MATERIAL HARMFUL TO MINORS; AND MAKING TECHNICAL AMENDMENTS, was read for the first time and referred to the Rules Committee.

APPROPRIATION FOR PURCHASE OF FREEDOM SHRINE DOCUMENTS

S.B. 26 *Ed P. Mayne*

AN ACT RELATING TO APPROPRIATIONS; APPROPRIATING $19,814 TO THE CITY OF TAYLORSVILLE FOR THE PURCHASE OF FREEDOM SHRINE DOCUMENTS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

PROCUREMENT CODE REQUIREMENTS OF HEALTH CARE BENEFITS

S.B. 27 *Ed P. Mayne*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; REQUIRING A BUSINESS TO PROVIDE HEALTH INSURANCE COVERAGE TO EMPLOYEES AS A CONDITION FOR CONTRACTING WITH THE STATE UNDER CERTAIN CIRCUMSTANCES; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the Rules Committee.

BRINE SHRIMP CULTIVATION

S.B. 28 *Joseph L. Hull*

AN ACT RELATING TO AQUACULTURE AND AQUATIC WILDLIFE; MAKING AN EXCEPTION TO THE PROHIBITION ON SITING AN AQUACULTURE FACILITY ON A NATURAL BODY OF WATER FOR AQUACULTURE FACILITIES ON THE GREAT SALT LAKE THAT CULTIVATE BRINE SHRIMP; ALLOWING LIVE BRINE SHRIMP OR BRINE SHRIMP EGGS FROM THE GREAT SALT LAKE TO BE USED IN AQUACULTURE FACILITIES FOR THE CULTIVATION OF BRINE SHRIMP; AND REQUIRING THE WILDLIFE BOARD TO MAKE RULES ALLOWING BRINE SHRIMP OR BRINE SHRIMP EGGS FROM THE GREAT SALT LAKE TO BE CAPTURED WITHIN OR TRANSFERRED TO

AQUACULTURE FACILITIES AND USED FOR COMMERCIAL PURPOSES, was read for the first time and referred to the Rules Committee.

INDIVIDUAL INCOME TAX - PERSONAL EXEMPTIONS

S.B. 29 *Howard C. Nielson*

AN ACT RELATING TO THE INDIVIDUAL INCOME TAX ACT; ELIMINATING OVER A FIVE-YEAR PERIOD THE ADDITION TO INCOME OF 25% OF A TAXPAYER'S FEDERAL PERSONAL EXEMPTIONS; MAKING TECHNICAL CHANGES; AND PROVIDING FOR RETROSPECTIVE OPERATION, was read for the first time and referred to the Rules Committee.

PROPERTY TAX - UNIFORM FEES ON RECREATIONAL VEHICLES

S.B. 30 *Parley Hellewell*

AN ACT RELATING TO THE PROPERTY TAX ACT; SUBJECTING RECREATIONAL VEHICLES TO AN AGE-BASED UNIFORM FEE RATHER THAN A VALUE-BASED UNIFORM FEE; MAKING TECHNICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

CONCEALED PERMIT HOLDERS REQUIREMENTS

S.B. 32 *Ron Allen*

AN ACT RELATING TO CONCEALED WEAPONS; REQUIRING FOR ISSUANCE OF A CONCEALED FIREARM PERMIT THAT THE APPLICANT DEMONSTRATE COMPETENCE BY HITTING A CERTAIN NUMBER OF TARGETS; AND MAKING CONFORMING AMENDMENTS, was read for the first time and referred to the Rules Committee.

TELECOMMUNICATION DEFINITION TECHNICAL AMENDMENTS

S.B. 73 *Lorin V. Jones*

AN ACT RELATING TO PUBLIC UTILITIES; MAKING CONSISTENT THE DEFINITIONS FOR TELEPHONE CORPORATION AND TELECOMMUNICATIONS CORPORATION, was read for the first time and referred to the Rules Committee.

MASTER ROAD AMENDMENTS

S.B. 74 *Peter C. Knudson*

AN ACT RELATING TO TRANSPORTATION; MAKING CERTAIN AMENDMENTS TO THE STATE HIGHWAY SYSTEM, was read for the first time and referred to the Rules Committee.

IDENTITY FRAUD

S.B. 75 *Gene Davis*

AN ACT RELATING TO CRIMINAL CODE; AMENDING AUTHORITY OF THE DIVISION OF CONSUMER PROTECTION; MODIFYING DEFINITIONS; AMENDING THE CONSUMER SALES PRACTICES ACT; CREATING THE CRIMINAL OFFENSE OF IDENTITY FRAUD AND SPECIFYING EXCEPTIONS; PROVIDING INVESTIGATIVE AND PROSECUTORIAL POWERS, JURISDICTION, AND PUNISHMENT; AND PROVIDING THAT COURT RECORDS REFLECT THAT A PERSON WHOSE IDENTITY OR FINANCIAL TRANSACTION CARD WAS USED WITHOUT CONSENT TO COMMIT A CRIME DID NOT COMMIT THE CRIME, was read for the first time and referred to the Rules Committee.

AMENDMENTS TO DIGITAL SIGNATURE ACT

S.B. 76 *David H. Steele*

AN ACT RELATING TO DIGITAL SIGNATURES; AMENDING PROVISIONS MANDATING THAT THE DIVISION OF CORPORATIONS AND COMMERCIAL CODE BE A CERTIFICATION AUTHORITY AND RELATED PROVISIONS; AMENDING THE EXEMPTION OF A CERTIFICATION AUTHORITY FROM THE AUDIT REQUIREMENT; AND MAKING CONFORMING AMENDMENTS, was read for the first time and referred to the Rules Committee.

CHIEF INFORMATION OFFICER AMENDMENTS

S.B. 77 *David H. Steele*

AN ACT RELATING TO THE CHIEF INFORMATION OFFICER; PRESCRIBING RESPONSIBILITY FOR COORDINATION OF THE DEVELOPMENT OF ELECTRONIC AUTHENTICATION METHODS AND TECHNOLOGY TO FACILITATE ELECTRONIC TRANSACTIONS BETWEEN GOVERNMENT AND CITIZENS OR BUSINESS, was read for the first time and referred to the Rules Committee.

UTILITIES IN HIGHWAY RIGHTS-OF-WAY

S.B. 78 *Leonard M. Blackham*

AN ACT RELATING TO TRANSPORTATION; PROVIDING CERTAIN DEFINITIONS; AMENDING COST RESPONSIBILITIES FOR THE RELOCATION OF UTILITIES; AMENDING PROVISIONS RELATED TO THE USE OF INTERSTATE HIGHWAY RIGHTS-OF-WAY BY TELECOMMUNICATION PROVIDERS; CREATING AN ADVISORY COUNCIL; MAKING TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

WEAPONS RESTRICTIONS AMENDMENTS

S.B. 79 *Terry R. Spencer*

AN ACT RELATING TO THE CRIMINAL CODE; CREATING CATEGORIES FOR PURCHASE AND POSSESSION OF DANGEROUS WEAPONS; DEFINING VIOLENT MISDEMEANORS FOR THE PURCHASE AND POSSESSION OF FIREARMS; ALLOWING THE BUREAU OF CRIMINAL IDENTIFICATION TO ACCESS JUVENILE COURT RECORDS FOR THE PURPOSE OF BACKGROUND CHECKS FOR FIREARM PURCHASES; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

POSTSECONDARY PROPRIETARY SCHOOL ACT AMENDMENTS

S.B. 80 *Lyle W. Hillyard*

AN ACT RELATING TO POSTSECONDARY EDUCATION; MODIFYING THE CRITERIA BY WHICH THE STATE BOARD OF REGENTS MAY REFUSE TO ACCEPT A STATEMENT OF REGISTRATION OR EXEMPTION OF A POSTSECONDARY PROPRIETARY SCHOOL; AND ALLOWING THE BOARD TO REQUIRE A SURETY BOND, CERTIFICATE OF DEPOSIT, OR LETTER OF CREDIT AS PART OF THE REGISTRATION PROCESS, was read for the first time and referred to the Rules Committee.

STRATEGIC PLANNING FOR PUBLIC EDUCATION AMENDMENTS

S.B. 81 *David H. Steele*

AN ACT RELATING TO PUBLIC EDUCATION; MODIFYING AND UPDATING PROVISIONS DEALING WITH STRATEGIC PLANNING FOR

THE STATE'S PUBLIC EDUCATION SYSTEM; MAKING CERTAIN TECHNICAL CHANGES; AND PROVIDING A REPEALER, was read for the first time and referred to the Rules Committee.

PROPERTY TAX - CALCULATION OF NEW GROWTH

S.B. 82 *John L. Valentine*

AN ACT RELATING TO THE PROPERTY TAX ACT; MODIFYING THE CALCULATION OF NEW GROWTH TO SUBTRACT CERTAIN INCREASES IN THE TAXABLE VALUE OF PROPERTY ASSESSED BY THE STATE TAX COMMISSION; MAKING TECHNICAL CHANGES; AND PROVIDING FOR RETROSPECTIVE OPERATION, was read for the first time and referred to the Rules Committee.

AMENDMENTS TO UNEMPLOYMENT INSURANCE

S.B. 83 *Robert M. Muhlestein*

AN ACT RELATING TO WORKFORCE SERVICES; CHANGING THE DEFINITION OF WAGES, AS USED IN TITLE 35A, CHAPTER 4, UTAH CODE ANNOTATED, TO THE DEFINITION IN SECTION 3306(B), INTERNAL REVENUE CODE OF 1986; AND ELIMINATING THE REQUIREMENT FOR A RECORDED HEARING IN CASES OF FRAUD, was read for the first time and referred to the Rules Committee.

TRUTH IN TAXATION - JUDGMENT LEVY

S.B. 84 *Howard A. Stephenson*

AN ACT RELATING TO THE PROPERTY TAX ACT; CLARIFYING THE ELIGIBILITY REQUIREMENTS FOR THE IMPOSITION OF A JUDGMENT LEVY; MAKING TECHNICAL CHANGES; AND PROVIDING FOR RETROSPECTIVE OPERATION, was read for the first time and referred to the Rules Committee.

REAUTHORIZATION OF ADMINISTRATIVE RULES

S.B. 85 *Howard A. Stephenson*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; REAUTHORIZING RULES OF STATE AGENCIES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

EMERGENCY MEDICAL SERVICES AMENDMENTS

S.B. 86 *John L. Valentine*

AN ACT RELATING TO HEALTH; EXPANDING THE TRAINING PROGRAMS RECOGNIZED BY THE STATE FOR FULLY AUTOMATED EXTERNAL DEFIBRILLATORS; EXTENDING IMMUNITY TO HEALTH CARE PROVIDERS WHO PROVIDE INSTRUCTIONS ON THE USE OF FULLY AUTOMATED EXTERNAL DEFIBRILLATORS, was read for the first time and referred to the Rules Committee.

FIREARM AMENDMENTS - HOUSES OF WORSHIP AND PRIVATE RESIDENCES

S.B. 87 *Millie M. Peterson*

AN ACT RELATING TO WEAPONS; REMOVING THE NOTICE REQUIREMENT FOR FIREARM IN A HOUSE OF WORSHIP OR PRIVATE RESIDENCE; AND AMENDING RELATED PROVISIONS, was read for the first time and referred to the Rules Committee.

EXCLUSION OF TERRITORY FROM COUNTY SERVICE AREA

S.B. 88 *Parley Hellewell*

AN ACT RELATING TO SPECIAL DISTRICTS; AMENDING COUNTY SERVICE AREA PROVISIONS; ALLOWING THE EXCLUSION OF COUNTY SERVICE AREA TERRITORY BY BOARD RESOLUTION WHEN THE TERRITORY IS INCLUDED IN A MUNICIPAL ANNEXATION OR INCORPORATION; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

NATIVE AMERICAN COORDINATING BOARD

S.B. 89 *Pete Suazo*

AN ACT RELATING TO COMMUNITY AND ECONOMIC DEVELOPMENT; EXPANDING THE MEMBERSHIP OF THE STATE NATIVE AMERICAN COORDINATING BOARD; MODIFYING QUORUM REQUIREMENTS; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the Rules Committee.

ICE CREAM AND MILK DISPENSER REQUIREMENTS

S.B. 90 *Gene Davis*

AN ACT RELATING TO AGRICULTURE; AMENDING THE UTAH DAIRY ACT TO ALLOW ICE CREAM CABINETS TO BE LOANED OR

SOLD TO A RETAILER IF CERTAIN CONDITIONS ARE MET, was read for the first time and referred to the Rules Committee.

MUNICIPAL CANDIDACY RESIDENCY AMENDMENT

S.B. 91 *Terry R. Spencer*

AN ACT RELATING TO CITIES AND TOWNS; MODIFYING RESIDENCY REQUIREMENTS FOR PERSONS SEEKING MUNICIPAL OFFICE; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

NURSE MIDWIVES - EXTENSION OF SUNSET DATE

S.B. 92 *Paula F. Julander*

AN ACT RELATING TO OCCUPATIONS AND PROFESSIONS; EXTENDING THE SUNSET DATE FOR THE NURSE MIDWIFE PRACTICE ACT, was read for the first time and referred to the Rules Committee.

GRADUATED DRIVER LICENSE AMENDMENTS

S.B. 93 *Robert F. Montgomery*

AN ACT RELATING TO PUBLIC SAFETY; PROVIDING CERTAIN LIMITATIONS FOR YOUNG DRIVERS; PROVIDING PENALTIES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

NURSING CARE FACILITIES ASSESSMENT AMENDMENTS

S.B. 94 *Gene Davis*

AN ACT RELATING TO HEALTH; ELIMINATING THE ANNUAL ADJUSTMENT OF THE NURSING CARE FACILITY ASSESSMENT; MAKING TECHNICAL AMENDMENTS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

ACCESS TO RURAL HEALTH CARE FACILITIES AMENDMENTS

S.B. 95 *Peter C. Knudson*

AN ACT RELATING TO INSURANCE; PERMITTING A HEALTH MAINTENANCE ORGANIZATION ENROLLEE IN A RURAL AREA TO

OBTAIN HEALTH CARE SERVICES FROM CLOSER, NONCONTRACTING PROVIDERS, was read for the first time and referred to the Rules Committee.

MEDICAL CLAIMS AMENDMENTS

S.B. 96 *Robert F. Montgomery*

AN ACT RELATING TO INSURANCE; REQUIRING THE TIMELY PAYMENT OF VALID INSURANCE CLAIMS MADE BY A CONTRACTING HEALTH CARE PROVIDER, was read for the first time and referred to the Rules Committee.

ANTIDISCRIMINATION ADVISORY COUNCIL AMENDMENTS

S.B. 97 *L. Steven Poulton*

AN ACT RELATING TO LABOR; AMENDING PROVISIONS RELATED TO THE ANTIDISCRIMINATION ADVISORY COUNCIL; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

EDUCATION BUDGET RESERVE ACCOUNT

S.B. 98 *Lyle W. Hillyard*

AN ACT RELATING TO BUDGETARY PROCEDURES; ESTABLISHING AN EDUCATION BUDGETARY RESERVE ACCOUNT; DEFINING ITS REVENUE SOURCES AND PARAMETERS; AND DEFINING APPROPRIATIONS THAT MAY BE MADE FROM THE ACCOUNT, was read for the first time and referred to the Rules Committee.

KINDERGARTEN IN THE PUBLIC SCHOOLS

S.B. 99 *Scott N. Howell*

AN ACT RELATING TO PUBLIC SCHOOLS; REQUIRING LOCAL SCHOOL BOARDS TO PROVIDE FOR FULL DAY KINDERGARTEN CLASSES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

STATE FINANCIAL ADVISOR AMENDMENTS

S.B. 100 *Peter C. Knudson*

AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES; AUTHORIZING THE STATE FINANCIAL ADVISOR TO ENTER A

COMPETITIVE BID FOR BONDS SOLD BY THE STATE AT COMPETITIVE SALE; MAKING TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

STATE BUILDING OWNERSHIP AUTHORITY AMENDMENTS

S.B. 101 *Peter C. Knudson*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; MODIFYING THE MEMBERSHIP OF THE STATE BUILDING OWNERSHIP AUTHORITY; MAKING TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

STATE MONEY MANAGEMENT ACT AMENDMENTS

S.B. 102 *David H. Steele*

AN ACT RELATING TO THE STATE MONEY MANAGEMENT ACT; CLARIFYING REQUIREMENTS FOR CERTAIN INVESTMENTS AUTHORIZED BY THE ACT; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the Rules Committee.

FEE FOR STATE GOLF COURSES

S.B. 103 *Leonard M. Blackham*

AN ACT RELATING TO PARKS AND RECREATION; INCREASING GOLF USER FEES; ALLOWING FEE REVENUES TO BE USED FOR THE PURCHASE OF OPERATING AND MAINTENANCE EQUIPMENT AT GOLF COURSES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

UNIFORM CHILD CUSTODY ACT

S.B. 104 *Lyle W. Hillyard*

AN ACT RELATING TO THE JUDICIAL CODE; ENACTING THE UNIFORM CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

QUALITY ASSURANCE ON CONSTRUCTION OF PUBLIC BUILDINGS

S.B. 105 *Ed P. Mayne*

AN ACT RELATING TO ADMINISTRATIVE SERVICES; MAKING A TECHNICAL CORRECTION TO CONSTRUCTION TESTING AND

MATERIALS REQUIREMENTS FOR PUBLIC BUILDINGS; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the Rules Committee.

RETIREMENT BENEFIT ENHANCEMENT

S.B. 106 *Howard C. Nielson*

AN ACT RELATING TO PENSIONS; AUTHORIZING PAYMENT OF AN ADDITIONAL RETIREMENT BENEFIT TO CERTAIN RETIREES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

PROFESSIONAL CORPORATION ACT AMENDMENTS

S.B. 107 *D. Edgar Allen*

AN ACT RELATING TO CORPORATIONS; AMENDING LIMITATIONS ON OFFICERS, DIRECTORS, OR SHAREHOLDERS; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

DIABETES TREATMENT AND MANAGEMENT - MANAGED CARE

S.B. 108 *Howard C. Nielson*

AN ACT RELATING TO INSURANCE; REQUIRING THE COMMISSIONER TO ESTABLISH MINIMUM STANDARDS OF COVERAGE FOR DIABETES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

CHILD ABUSE DATABASE INFORMATION

S.B. 109 *John L. Valentine*

AN ACT RELATING TO CHILD WELFARE; PROVIDING THAT WHEN AN ALLEGED PERPETRATOR OF ABUSE OR NEGLECT IS INCLUDED IN THE DCFS MANAGEMENT INFORMATION SYSTEM, THE AGE AND DATE OF BIRTH OF THAT ALLEGED PERPETRATOR ALSO BE INCLUDED; AND PROVIDING TECHNICAL CORRECTIONS, was read for the first time and referred to the Rules Committee.

REVENUE BONDS FOR MUNICIPALITIES

S.B. 110 *Robert F. Montgomery*

AN ACT RELATING TO CITIES, COUNTIES, AND LOCAL TAXING UNITS; EXPANDING WHAT MUNICIPALITIES MAY PLEDGE FOR

GENERAL OBLIGATION AND REVENUE BONDS; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

ENDOWMENT CARE CEMETERY AMENDMENTS

S.B. 111 *Lorin V. Jones*

AN ACT RELATING TO CEMETERIES; MODIFYING PROVISIONS FOR ESTABLISHING ENDOWMENT CARE CEMETERIES; AMENDING REQUIREMENTS FOR INITIAL DEPOSITS INTO AND WITHDRAWALS FROM ENDOWMENT CARE CEMETERY TRUST FUNDS; REPEALING CERTAIN PROHIBITIONS ON OWNING AND OPERATING AN ENDOWMENT CARE CEMETERY; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the Rules Committee.

AVIATION FUEL TAX

S.B. 112 *Lyle W. Hillyard*

AN ACT RELATING TO REVENUE AND TAXATION; AMENDING THE ALLOCATION OF AVIATION FUEL TAX REVENUES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

INTRODUCTION OF RESOLUTIONS

RESOLUTION PETITIONING UNITED STATES GOVERNMENT TO RELEASE CERTAIN SATELLITE DATA

S.C.R. 1 *David H. Steele*

A CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR URGING PUBLIC ACCESS TO HIGH RESOLUTION SATELLITE DATA, was read for the first time and referred to the Rules Committee.

JOINT RULES RESOLUTION - MINI APPROPRIATIONS PROCESS

S.J.R. 1 *Leonard M. Blackham*

A JOINT RESOLUTION OF THE LEGISLATURE REVISING JOINT RULES; MODIFYING THE PROCESS FOR ADDRESSING CERTAIN APPROPRIATION REQUESTS; REVISING APPROPRIATION

SUBCOMMITTEE RESPONSIBILITIES; MAKING TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

JOINT RULES - ETHICS PROCEDURE AMENDMENTS

S.J.R. 2 *L. Steven Poulton*

A JOINT RESOLUTION OF THE LEGISLATURE REVISING ETHICS COMMITTEE RULES TO ALLOW A WAIVER OF CERTAIN PROCEDURES; SEPARATING THE DISCIPLINARY PHASE OF AN ETHICS INQUIRY FROM THE PRELIMINARY INQUIRY PHASE WITH THE SAME STANDARD OF PROOF IN A WAIVER; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

RESOLUTION ON RENT MORATORIUM DURING OLYMPICS

S.J.R. 3 *Ron Allen*

A JOINT RESOLUTION OF THE LEGISLATURE URGING OWNERS OF RENTAL PROPERTIES IN COMMUNITIES NEAR 2002 OLYMPIC WINTER GAMES VENUES TO LIMIT RENTAL INCREASES, NOT EVICT TENANTS IN THE MONTHS PRECEDING THE GAMES, AND ALLOW RENTERS TO RENEW LONG-TERM LEASES, was read for the first time and referred to the Rules Committee.

RESOLUTION ON COMPENSATION OF IN-SESSION EMPLOYEES

S.J.R. 4 *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 Rules Committee.

RESOLUTION AMENDING NUMBER OF SENATORS

S.J.R. 5 *Howard C. Nielson*

A JOINT RESOLUTION OF THE LEGISLATURE INCREASING THE MAXIMUM NUMBER OF SENATORS; DIRECTING THE LIEUTENANT GOVERNOR TO SUBMIT THE PROPOSAL TO THE VOTERS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

JOINT RULES REVISIONS RESOLUTION

S.J.R. 6 *L. Steven Poulton*

A JOINT RESOLUTION OF THE LEGISLATURE REVISING JOINT RULES; MODIFYING THE NOTIFICATION PROCESS FOR THE VETO OVERRIDE POLL; CONFORMING THE CONFLICT OF INTEREST RULE TO STATUTE; REPEALING THE RULE GOVERNING APPROPRIATIONS FOR COLLABORATIVE PROGRAMS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

SENATE RULES REVISORS RESOLUTION

S.R. 1 *L. Steven Poulton*

A RESOLUTION OF THE SENATE REVISING SENATE RULES; MAKING TECHNICAL REVISIONS TO SENATE RULES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

SENATE RULES REVISIONS RESOLUTION

S.R. 2 *L. Steven Poulton*

A RESOLUTION OF THE SENATE REVISING SENATE RULES; MODIFYING STANDARDS FOR RECORDING A SENATOR AS ABSENT DURING A VOTE; MAKING TECHNICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

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On motion of Senator Hillyard 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 as follows: Phyllis Caruth, Salt Lake City Corp.; Allan Ainsworth, Wasatch Homeless Health; Eulogio Alejandre, Futures Through Training; Steven Allnett, American Express; Spencer Chen; Hakeem Ishola, Ishola, Utzinger & Perretta; Donna Landmaldonaado, KRCL; Byron Russell, Utah Symphony; Trystan Smith, Utah Minority Association; Jackie Thompson, Office of Education; and Barbra Toome, DRAC.

Brief remarks were made by Dr. Phyllis Caruth. Senators Suazo, Stephenson, and Hillyard commented.

On motion of Senator Hillyard, and at 11:45 a.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Beattie presiding.

INTRODUCTION OF BILLS

DONATION OF PRESCRIPTION DRUGS OR DEVICES - LIABILITY PROTECTION

S.B. 7 *Pete Suazo*

AN ACT RELATING TO THE JUDICIAL CODE; EXTENDING IMMUNITY FROM CIVIL SUIT TO A DRUG OUTLET OR HEALTH CARE PROVIDER THAT DISTRIBUTES A PRESCRIPTION DRUG OR DEVICE TO A NEEDY PERSON AT NO CHARGE, IN GOOD FAITH, AND FOR A CHARITABLE PURPOSE, was read for the first time and referred to the Rules Committee.

COMMERCIAL HISTORIC BUILDING REHABILITATION - CORPORATE FRANCHISE AND INCOME TAX AND INDIVIDUAL INCOME TAX CREDITS

S.B. 31 *Beverly Ann Evans*

AN ACT RELATING TO REVENUE AND TAXATION; PROVIDING DEFINITIONS; EXPANDING THE CORPORATE FRANCHISE AND INCOME TAX AND INDIVIDUAL INCOME TAX HISTORIC PRESERVATION CREDITS TO INCLUDE CREDITS FOR COMMERCIAL CERTIFIED HISTORIC BUILDINGS AND COMMERCIAL QUALIFIED HISTORIC BUILDINGS; DELETING THE RESIDENCY REQUIREMENT FOR THE INDIVIDUAL INCOME TAX CREDIT; MAKING TECHNICAL CHANGES; AND PROVIDING FOR RETROSPECTIVE OPERATION, was read for the first time and referred to the Rules Committee.

APPROPRIATION FOR THE ARTS

S.B. 33 *Lorin V. Jones*

AN ACT RELATING TO COMMUNITY AND ECONOMIC DEVELOPMENT; CREATING AN ON-GOING ANNUAL APPROPRIATION OF $75,000 FOR THE UTAH FESTIVAL OPERA COMPANY; CREATING AN ON-GOING APPROPRIATION OF $160,000 FOR THE UTAH SHAKESPEAREAN FESTIVAL; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

USE OF SALES AND USE TAX REVENUE

S.B. 34 *Lyle W. Hillyard*

AN ACT RELATING TO REVENUE AND TAXATION; AUTHORIZING THE DIVERSION OF CERTAIN SALES AND USE TAX REVENUES TO PAY FOR BONDS FOR A SPORTS OR RECREATIONAL FACILITY; REPEALING OBSOLETE LANGUAGE; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

GOVERNMENT IMMUNITY AMENDMENTS

S.B. 35 *Howard A. Stephenson*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; MODIFYING PROVISIONS TO THE GOVERNMENT'S WAIVERS OF IMMUNITY; CHANGING THE TIME PERIOD FOR FILING CLAIMS; MODIFYING THE DAMAGE CAPS; MAKING TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

EXEMPTION FROM LICENSURE FOR ATHLETIC TRAINERS

S.B. 113 *John L. Valentine*

AN ACT RELATING TO OCCUPATIONS AND PROFESSIONS; PERMITTING CERTIFIED ATHLETIC TRAINERS TO PROVIDE SERVICES IN LIMITED CIRCUMSTANCES WITHOUT BEING LICENSED, was read for the first time and referred to the Rules Committee.

REIMBURSEMENT TO SCHOOL DISTRICTS FOR DRIVER EDUCATION COSTS

S.B. 114 *David H. Steele*

AN ACT RELATING TO PUBLIC EDUCATION; INCREASING THE CEILING ON REIMBURSEMENT TO SCHOOL DISTRICTS FOR DRIVER EDUCATION COSTS FROM $90 TO $100 PER STUDENT, was read for the first time and referred to the Rules Committee.

TRAUMA SYSTEM AMENDMENTS

S.B. 115 *Robert F. Montgomery*

AN ACT RELATING TO HEALTH; DEFINING TERMS; ESTABLISHING A STATEWIDE TRAUMA SYSTEM; CREATING THE TRAUMA SYSTEM

ADVISORY COMMITTEE; ESTABLISHING THE DUTIES OF THE DEPARTMENT AND EXTENDING RULEMAKING AUTHORITY; ESTABLISHING A STATEWIDE TRAUMA REGISTRY; REQUIRING THE SUBMISSION OF DATA TO THE REGISTRY; REQUIRING THE DEPARTMENT TO PROVIDE TECHNICAL AND, IN SOME INSTANCES, FINANCIAL ASSISTANCE TO MANDATORY REPORTERS; IMPOSING CONFIDENTIALITY REQUIREMENTS AND EXTENDING IMMUNITY FOR REPORTING; ESTABLISHING TRAUMA CENTER DESIGNATIONS AND PERMITTING HOSPITALS TO VOLUNTARILY APPLY FOR SUCH DESIGNATIONS; REQUIRING THE DEPARTMENT TO STUDY THE EFFECTIVENESS OF THE STATEWIDE TRAUMA SYSTEM; MAKING CONFORMING AMENDMENTS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

APPROPRIATION FOR ON-SITE WASTEWATER TREATMENT SYSTEMS TRAINING

S.B. 116 *Leonard M. Blackham*

AN ACT RELATING TO APPROPRIATIONS; APPROPRIATING $300,000 FROM THE GENERAL FUND FOR FISCAL YEAR 2000-2001 TO UTAH STATE UNIVERSITY FOR TRAINING AND RESEARCH ON ON-SITE WASTEWATER TREATMENT SYSTEMS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

Mr. President: January 17, 2000

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor & Economic Development

S.B. 20	Government Competition with Private Sector (L. Blackham)
S.B. 22	Water Companies and Associations - Assessment and Voting Rights (M. Dmitrich)
S.B. 23	Workers Compensation - Employees Willful Misconduct (P. Hellewell)
S.B. 83	Amendments to Unemployment Insurance (R. Muhlestein)
S.B. 89	Native American Coordinating Board (P. Suazo)
S.B. 95	Access to Rural Health Care Facilities Amendments (P. Knudson)

S.B. 96	Medical Claims Amendments (R. Montgomery)
S.B. 97	Antidiscrimination Advisory Council Amendments (L. Poulton)
S.B. 107	Professional Corporation Act Amendments (D. Allen)
S.B. 105	Quality Assurance on Construction of Public Buildings (E. Mayne)

Education

S.B. 21	Patriotic Education (L. Blackham)
S.B. 80	Postsecondary Proprietary School Act Amendments (L. Hillyard)
S.B. 81	Strategic Planning for Public Education Amendments (D. Steele)
S.B. 98	Education Budget Reserve Account (L. Hillyard)

Energy, Natural Resources & Agriculture

S.B. 13	State Parks Amendments (J. Hull)
S.B. 18	Public Utilities - Sewer Lines (G. Davis)
S.B. 73	Telecommunication Definition Technical Amendments (L. Jones)
S.B. 103	Fee for State Golf Courses (L. Blackham)

Health & Environment

S.B. 4	Podiatrist Assistant Licensure Exemption (J. Hull)
S.B. 92	Nurse Midwives - Extension of Sunset Date (P. Julander)
S.B. 94	Nursing Care Facilities Assessment Amendments (G. Davis)
S.B. 108	Diabetes Treatment and Management - Managed Care (H. Nielson)

Human Services

S.B. 15	Use of Tobacco Settlement Revenues (L. Poulton)

Judiciary

S.B. 7	Donation of Prescription Drugs or Devices - Liability Protection (P. Suazo)
S.B. 75	Identity Fraud (G. Davis)
S.B. 104	Uniform Child Custody Act (L. Hillyard)

Revenue & Taxation

S.B. 24	Individual Income Tax - Bracket Adjustments (H. Nielson)

S.B. 82	Property Tax - Calculation of New Growth (J. Valentine)
S.B. 84	Truth in Taxation - Judgment Levy (H. Stephenson)
S.B. 100	State Financial Advisor Amendments (P. Knudson)

State & Local Affairs

S.B. 10	Community Impact Alleviation - Definitions (M. Dmitrich)
S.B. 76	Amendments to Digital Signature Act (D. Steele)
S.B. 77	Chief Information Officer Amendments (D. Steele)
S.B. 88	Exclusion of Territory from County Service Area (P. Hellewell)
S.B. 91	Municipal Candidacy Residency Amendment (T. Spencer)
S.B. 101	State Building Ownership Authority Amendments (P. Knudson)
S.B. 102	State Money Management Act Amendments (D. Steele)

Transportation & Public Safety

S.B. 5	Special Mobile Equipment Amendments (P. Knudson)
S.B. 93	Graduated Driver License Amendments (R. Montgomery)

Steven Poulton
Rules Committee Chair

On motion of Senator Poulton, the committee report was adopted.

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Mr. President: January 17, 2000

The Rules Committee recommends the assignment of the following Senate Bills and Resolutions to the Second Reading Calendar:

S.B. 74	Master Road Amendments (P. Knudson)
S.B. 85	Reauthorization of Administrative Rules (H. Stephenson)
S.C.R. 1	Resolution Petitioning United States Government to Release Certain Satellite Data (D. Steele)
S.J.R. 2	Joint Rules - Ethics Procedure Amendments (L. Poulton)
S.R. 1	Senate Rules Revisors Resolution (L. Poulton)

L. Steven Poulton,
Rules Committee Chair

On motion of Senator Poulton, the committee report was adopted and the bills were placed on the Second Reading Calendar under suspension of the rules.

On motion of Senator Hillyard, and at 2:15 p.m., the Senate sauntered.

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The Senate was called to order at 2:30 p.m.

On motion of Senator Hillyard, Chief Justice Richard C. Howe spoke in Committee of the Whole. Senator Hillyard introduced the Associate Chief Justices Christine M. Durham, Michael D. Zimmerman, I. Daniel Stewart, and Leonard H. Russon. Senator Beattie commented.

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On motion of Senator L. Hillyard and at 3:05 p.m., the Senate adjourned until 10:00 a.m.,Tuesday, January 18, 2000.

EVENING SESSION

JOINT CONVENTION

President R. Lane Beattie called the Joint Convention to order at 6:00 p.m. in the Chamber of the Utah House of Representatives.

A quorum of both houses was present.

President Beattie appointed a Joint Committee comprised of Senators Lyle W. Hillyard, Leonard M. Blackham, and Paula F. Julander, and Representatives Kevin S. Garn, David Ure, and David M. Jones to notify Governor Michael O. Leavitt that the 2000 General Session of the Fifty-Third Legislature is in Joint Convention and ready to hear his State-of-the-State address.

President Beattie introduced elected and appointed officials that were in attendance at the Joint Convention.

The Joint Committee entered with Governor Leavitt and escorted His Excellency to the House rostrum.

On motion of Senator Hillyard, the Joint Convention voted to have the complete text of the governor's State-of-the-State address printed upon the pages of the Senate Journal.

STATE OF THE STATE ADDRESS
GOVERNOR MICHAEL O. LEAVITT

Good evening President Beattie, Speaker Stephens, members of the Legislature, Chief Justice Howe, Lieutenant Governor Walker and my fellow Utahns.

Tradition requires the State of the State address on the opening day of the Legislature. Timing allows it to coincide with remembrances of Martin Luther King Jr. I join you tonight in acknowledgment of both.

Tonight we stand on the edge of two millennia, looking back on one and straining to see as far into the next as time's light extends.

We've seen the passage of a century in a state barely older than a century. We've welcomed the dawn of 2000. We are the lucky ones who drew this date with destiny – and with it the assignment to match expectations of great hope with actions worthy of this place and this moment. The possibilities are endless.

I watched on New Year's Eve as millennium celebrations unfolded in each time zone across the globe – the fireworks from Beijing to Paris; the prayers offered by entire islands in the South Pacific; the exuberance of America, from Times Square to Gallivan Plaza.

It was a sight never before seen – the entire Earth celebrating a single event in a similar way.

Now the corner has been turned. A new century is here, and with it a world transition to an era of unprecedented reach and connectivity.

At the last turn of the century, Utah was four years old. In 1900, most Americans went out in the fields to work. It was still a nation of dirt roads and kerosene lamps. The paper clip and cable car were newly patented. The first trans-Atlantic telegraph had been sent.

One day, 100 years ago, my great-grandfather, George Okerlund, waited at a port in Europe, hoping a ship from America carried a letter from his family in Utah. Communication was an arduous journey by horse, boat and train.

Fast forward a century. I was in Europe on a trade mission. I got up in the middle of the night to check the Jazz playoff game on the Internet. A familiar voice interrupted. "You've got mail."

The e-mail was from my 8-year-old son, Westin. "Dear Dad. I just stapled my thumb. Love, Westin."

I could picture Westin in my study, stapling drawings into a scrapbook. A staple in the thumb is world news for someone, so he reached for a tool now commonplace: the Internet. My son's message traveled the same distance as my great-grandfather's letters. Instead of three months, it took three seconds.

This is our world now, where an 8-year-old can reach across continents for instantaneous sympathy and comfort from a father. It is not about distance and boundaries anymore. It is about networks, bandwidth and knowledge.

Technological advances are coming fast and furious – in business, medicine, communications and even life spans. "E" is the hot prefix: e-mail, e-commerce, e-Utah. Fitting then, that the key to success in this brave new world is another e-word: Education.

EDUCATION

It begins with a simple formula: invest more; expect more.

Over the past seven years, our state has invested aggressively in education. We have built or replaced nearly 100 schools, added technology, reduced class sizes, hired more than 1,700 teachers, and we now pay teachers substantially better.

We are producing better-than-average results on less money per student than any other state. But prosperity in the new economy will demand superiority.

I have proposed a 7.4 percent increase in our public school budget – aggressive, but achievable. It can be done by re-balancing spending on roads and schools.

Our investment in better roads is sound, but our efforts to pay bonds off seven years early have diluted our education investment. We can restore balance by prepaying the road bonds at a more moderate pace. We must "invest more, expect more" in public education.

"Expect more" means accountability. Accountability occurs when a student walks through the door and a parent asks about homework; when a teacher keeps parents informed; when schools stretch every student; when success is rewarded and low performance brings action.

Accountability is measuring how much our children learn. It is our entire state holding itself to higher standards.

Utah has a core curriculum defining what every child should learn. But there's a problem. Our standardized tests don't measure how much of the core curriculum a student has mastered. Improving accountability requires that we do this.

The Legislative Task Force on Standards and Accountability has recommended a system called UPASS – the Utah Performance Assessment

System for Students. UPASS would measure what we expect students to know. I add my support to their idea.

By the spring of this year, the State School Board should be prepared to answer what constitutes basic mastery of each subject at each grade. That standard must be set with the world in mind.

With a definition of what students should know and a way of measuring it, we can define our ultimate expectations, our goals and aspirations. The State School Board needs to set annual targets for improvement, and we must move relentlessly forward until we are among the education leaders, particularly in math, reading and language arts.

These are not modest goals. They will stretch our students, teachers, parents and schools, but it is the type of performance that will be necessary to prosper in the global market.

NO CHILD LEFT BEHIND

In the 21st century, I see schools reaching for greater success, no matter what the starting point. I see us strengthening our commitment – without lowered standards or expectations – to children disadvantaged by language barriers, economic circumstance or parental indifference. We must sharpen our focus on reading, because no child can be left behind.

Last summer, my high school class held a reunion. For the first time in years I saw my friend Danny Yergenson, who grew up with me on Seventh West in Cedar City. Dan asked if I knew where Jim Miller, our fifth grade teacher, was now.

"In the fifth grade," he said, "I had a difficult secret, and Jim Miller figured it out. I couldn't read. Every day, he found an excuse to keep me in for recess and worked with me. He taught me to read and convinced me I was smart. And it changed my life."

Jim Miller refused to leave Danny behind. We need more Mr. Millers, more volunteers, more parents who read to their children every day. And we must expand last year's reading initiative, which enhances teacher training and would stamp out illiteracy by the third grade.

Actually, that night at the reunion, I told Danny I had seen Mr. Miller. Jim Miller is Utah's adjutant general, and he's here tonight with Danny, who is now Dr. Dan Yergenson, psychologist.

Reading, reading, reading. No child can be left behind.

HIGHER EDUCATION

In today's world, it's not how big you are but how fast. In the 20th century, the dominant sector was heavy manufacturing – the automobile. Let me show you what it is today.

This device is called the Utah Electrode Array. It was designed and built by the University of Utah's department of Bio-Engineering. This little chip has 100 tiny micro-needles that "talk" to neurons in the human brain.

When it's clamped into the optical regions, it re-creates the visual sense for the blind. Study is under way to see if it may also have applications for the paralyzed.

One hundred years ago, the revolution was the paper clip. Today we are talking about an invention that can restore sight and movement.

These are 21st century breakthroughs and 21st century jobs for graduates with the skills to fill them – all part of an interdependent relationship of public education, higher education and a vibrant economy.

Post-secondary education and training are the ticket to success, the turnstile to an economy's power and primacy. That has always been the case. It is even more certain today. In today's global economy, the skills of the workforce will determine the ability to compete.

Today, we have 120,000 students in our higher education system. In 10 years, we'll add 60,000 more. This pool of skilled young people is our state's greatest economic asset, and our master planning must reflect that.

I have challenged the Board of Regents to enable more students in more areas of the state to obtain degrees more quickly. I also have challenged them to double the number of engineering and computer science graduates.

The motto could be: More People. More Education. Faster.

GLOBAL ECONOMY

Our economic development strategy is equally straightforward. For seven years, our aim has been to create an environment where business can operate profitably. And it is working.

Over the last 10 years, 300,000 new jobs have been created in Utah. Our household incomes have jumped from 21st in the nation to eighth. Unemployment has all but vanished.

While expressing my continued optimism about our economic future, I would also like to voice a word of caution. Economies operate in cycles. At times over the past seven years, our economy has been so hot it produced unsustainable growth. Now, we are like a jet descending gently toward a lower altitude.

The glide path has been almost perfect, but we cannot allow complacency to slow our momentum. We need 25,000 new family-wage jobs every year or our children will move out of state to find them. We need to be sharp and we need to be aggressive.

A quick update on the digital state initiative: The central goal is high-speed, high-capacity Internet service in every community of Utah within two years. We're on schedule.

More than 80 percent of all households along the Wasatch Front now have access to high-speed Internet services. Statewide, the number is 55 percent. That is unmistakable progress, but we have work to do in rural Utah.

Two years ago, I introduced a plan to help our rural communities become 21st century communities. More than 100 of them have accepted that challenge.

Utah businesses likewise are learning to respond to global forces and operate in an international arena. In the past, very little of our business was in imports or exports. That is changing.

Utah's international trade has risen 400 percent in the past decade. We have a formal trade presence in 18 countries. In 2002, we'll also have the Olympics and a platform for worldwide networking. We must capitalize on that without apology or limit. The world is welcome here.

TAXATION

I'll turn now to taxes. Ronald Reagan governed by a belief I share: The taxing power of government must not be used for regulation or social change, only to provide revenues for legitimate government purposes.

In seven years, we have reduced taxes 29 times in Utah for a total of $1 billion. This year, I propose tax cut No. 30 – a $20 million cut in the unemployment tax.

I would also like to open a discussion on two new long-term changes:

First, a radical simplification of our sales tax system. The dramatic expansion of e-commerce has made our existing system obsolete. It requires a new approach and a level playing field. Utah's Main Street businesses cannot survive if they collect sales tax and their e-tail competitors do not.

Second, I propose a complete elimination of the sales tax on food. That revenue can be replaced by fixing the e-tail/retail inequity. New money collected on remote sales should be used for tax reduction, not bigger government.

This way, everyone wins. Every citizen saves money on bread and butter. Retail businesses get their level playing field.

This adjustment cannot be immediate. It will take several years. But tomorrow I will sign the first executive order of the year 2000, directing the Utah Tax Review Commission to begin preparing this tax reduction and simplification plan for presentation in a future legislative session.

Let me turn now to quality of life – which encompasses healthy citizens, safe places to live and safe places to learn – the ultimate gauge of whether leadership has been visionary or transitory.

TRANSPORTATION

The Interstate 15 reconstruction project is 18 months away from completion. Light rail is packed. Legacy Parkway and other projects are moving forward. Our transportation vision has been sweeping, but we are not done yet.

Three years ago, we established the Centennial Highway Fund to pay for a list of road projects that covers nearly every city and county. Let me say unequivocally tonight, we will build every one of them.

A lot can happen in a decade. Environmental issues, regulations and federal funding all are factors. Circumstances of these road projects may change, but let me repeat, every Centennial project will be built.

CRIME AND SAFETY

Roads are not much help if people are afraid to leave their homes. Tonight I can report that the good guys are winning.

In 1998, Utah's crime rate dropped 11.3 percent. Violent crime decreased 7.8 percent and property crime rates fell 11.5 percent. The decline continues. When 1999 statistics are tabulated, Utah will see some of the lowest crime rates in 20 years.

The reasons are many: expanded prisons, more law enforcement, community policing and prevention. And this year, I propose an attack on substance abuse – specifically, that we cut substance abuse in half among three populations: offenders, public assistance recipients and youth.

One proven way to do this is drug courts. Where used now, they have produced a 95% success rate. Drug courts help repair torn families and wrecked lives. Let's go with what works and take drug courts statewide.

ENVIRONMENT

Since new years bring resolutions, it is my aspiration that the second millennium start with historic progress on public land disputes. We can begin that process by solving the wilderness question.

We have an unprecedented opportunity – the first time a governor, interior secretary and congressional delegation have been this close to agreement. This is the moment. Let us define what will be wilderness, protect it and move forward so we have a sustainable economy and a sustainable environment.

Rural Utah needs certainty in order to move on with 21st century planning, and tonight I'm pleased to announce another step in that direction.

The School and Institutional Trust Lands Administration and the Bureau of Land Management have reached an agreement on an exchange of school trust lands for lands owned by the BLM. Under the agreement, the school children of our state will acquire approximately 128,000 acres in Box Elder, Tooele, Juab, Millard, Beaver, Iron and Washington counties. These are lands that can benefit local economies. BLM receives 118,000 acres of lands for protection. This is the second largest land swap in the state's history.

This transaction would be part of the West Desert Wilderness Bill being sponsored by Congressman Jim Hansen. When I became governor, the school trust fund was $18 million. Today the fund is $350 million. This transaction is another major boost toward our goal of having $1 billion in the school trust by 2007.

In the meantime, Utah will continue to defend historic access to public lands and R.S.2477 rights-of-way. That fight will be the highest priority of our Constitutional Defense Fund.

QUALITY OF LIFE

There are other ways to extend our vision and extract guarantees from this era of possibility.

Wise growth planning is one way. That encompasses a new ethic of water conservation, open space preservation and the efforts of Envision Utah to foretell our future needs for housing, recreation and livable communities.

How about caring for the truly needy while fostering self-reliance? Programs like the Children's Health Insurance Program and the new foster care foundation currently training more than 800 Utah families to provide a safe harbor for abused and neglected children. How about the state welfare initiatives that have reduced state welfare roles by nearly two-thirds?

How about limiting possession of guns in our churches and in our schools?

What about those 17 days two winters from now, when the world focuses on Utah for the 2002 Olympics?

Let anyone who looks see the complete Olympic montage: The dejection of failed bids finally giving way to jubilation ... The shock and frustration of scandal ... The efforts we took to redeem our name ... And the positive images that will outlast this event for generations.

I see a photo album like no other: A volunteer directing traffic at Snowbasin; a street in Heber City bustling with tourists; welcome signs printed in a hundred different languages; a hockey arena; Olympic pin trading; a child embracing diversity and a torch proclaiming solidarity among our people and the world.

When our great-great grandchildren look back to compile the list of defining events of the 21st century, the 2002 Olympics will be there as an undisputed triumph.

We can leave these legacy: superior schools and universities, 21st century economy, a simplified tax system, better roads, safer communities, protected lands and protected rights, and a reputation of quality in the world – and one other.

CAPITOL RENOVATION

Tonight, as I left my office to come here, I had the same feeling of awe I've felt time and again in the corridors of this Capitol. There is no grander symbol of a state and its people.

It took great care and expense to craft this masterpiece 90 years ago, and it has withstood decades of weather and wear. But time has caught up with it, and structural flaws are appearing.

I propose that we restore this great symbol of our heritage as a commemoration of themillennium – as a tribute to the past, an obligation of the present and a gift of eternal optimism to generations of the future.

It will be expensive and complicated. It will take planning and public input. But we can do it. To get us started, I propose that we commit ourselves to proceed

with planning and establishment of a Capitol Restoration Fund. We can create a down payment using the state share of funds that will be returned from the Olympics, along with $15 million this year from inheritance tax collections.

That has a certain symmetry. Original construction of the capitol was funded largely through the estate of the early Union Pacific president Edward H. Harriman.

This is more than restoring a building or replacing concrete and steel. It is renewal of ourselves – our finest achievements, our best hopes and our sense of endless possibility.

CONCLUSION

I'll close tonight with an introduction. I'd like you to meet Mr. Kenneth Burnett. Mr. Burnett is 105 years old. He was born in 1895 when Utah was still a territory. And these two babies are Brinlee Shepard and Cameron Dunn, the first babies of the new millennium in Utah – who were both born a second after midnight this New Year's.

Mr. Burnett's life spans three centuries; Brinlee's and Cameron's three weeks. But together we are Utah: past, present and future. And we stand witness to this incredible moment – when we looked back on the 20th century and at the same time looked forward – into the 21st, as far as time's light extends.

The 20th was known as the American Century, and the vision, the ability and indomitable spirit that defined that century will personify the 21st. We must expect greater things from this nation and its 45th state. And then we must achieve them.

Let it be said of Utah long after we are gone that we made the transition to the Information Age; that we faced every challenge without wavering. Let them say we believed and we cared, and that our commitment to every generation was foremost.

May God bless this state as generously this century as He has in the one now passed. Thank you, good night.

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On motion of Senator Hillyard, the Joint Convention was dissolved, and the Senate and the House of Representatives stand adjourned until 10:00 a.m. Tuesday, January, 18, 2000.

SECOND DAY

MORNING SESSION

The Senate was called to order at 10:05 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present, except Senators Hellewell and Howell, excused

Prayer - Reverend John Norman, President of Judge Memorial High School

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 18, 2000

The House passed **H.B. 221**, Revisor's Statute, by Representative S. Koehn, and it is transmitted for consideration; and

The House passed **H.J.R. 5**, Joint Rules Revisors Resolution, by Representative S. Koehn, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 221** and **H. J. R. 5** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

Mr. President: January 18, 2000

The Rules Committee recommends assignment of the following bills to standing committees:

Energy, Natural Resources & Agriculture
S.B. 28 Brine Shrimp Cultivation (J. Hull)

Health & Environment
S.B. 86 Emergency Medical Services Amendments (J. Valentine)

Human Services
S.B. 109 Child Abuse Database Information (J. Valentine)

Revenue & Taxation
S.B. 29 Individual Income Tax - Personal Exemptions (H. Nielson)

S.B. 30	Property Tax - Uniform Fees on Recreational Vehicles (P. Hellewell)
S.B. 31	Commercial Historic Building Rehabilitation - Corporate Franchise and Income Tax and Individual Income Tax - Credits (B. Evans)
S.B. 110	Revenue Bonds for Municipalities (R. Montgomery)

State & Local Affairs

S.B. 111	Endowment Care Cemetery Amendments (L. Jones)

Transportation & Public Safety

S.B. 6	Uninsured Motorist Database Reauthorization (D. Steele)

Steven Poulton
Rules Committee Chair

Report filed.

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Mr. President: January 18, 2000

The Rules Committee recommends the assignment of the following Resolutions to the Second Reading Calendar:

S.J.R. 6	Joint Rules Revisions Resolution (L. Poulton)
S.R. 2	Senate Rules Revisions Resolution (L. Poulton)

Steven Poulton
Rules Committee Chair

Report filed.

On motion of Senator Poulton, the committee report was adopted and, under suspension of the rules, the resolutions were placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

DAMAGE TO OR INTERRUPTION OF COMMUNICATION DEVICE

S.B. 36 *Ron Allen*

AN ACT RELATING TO CRIMINAL LAW, AMENDING THE OFFENSE OF INTERFERING WITH A COMMUNICATION DEVICE USED TO

SUMMON EMERGENCY AID, was read for the first time and referred to the Rules Committee.

PUBLIC SCHOOLS SURVEYS AMENDMENTS

S.B. 37 *Robert F. Montgomery*

AN ACT RELATING TO PUBLIC EDUCATION; PROVIDING FOR THE CREATION OF A STATE STUDENT SURVEY REVIEW COMMITTEE; PROVIDING FOR COMMITTEE MEMBERSHIP; PROVIDING COMMITTEE DUTIES; PROVIDING FOR THE REVIEW OF SURVEYS CONDUCTED TO OBTAIN DATA FOR THE DEVELOPMENT OR IMPLEMENTATION OF GOVERNMENTAL POLICIES OR LEGISLATION, SUBJECT TO MEETING SPECIFIED CRITERIA; PROVIDING CONDITIONS FOR APPROVAL AND USE OF SURVEYS; AND MAKING CERTAIN TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

NOTARY PUBLIC QUALIFICATIONS

S.B. 38 *Gene Davis*

AN ACT RELATING TO NOTARIZATION AND AUTHENTICATION OF DOCUMENTS; REPEALING THE REQUIREMENTS THAT NOTARIES PUBLIC BE REGISTERED VOTERS, THEMSELVES, OR ENDORSED BY REGISTERED VOTERS, was read for the first time and referred to the Rules Committee.

EXPEDITED VISITATION ENFORCEMENT PROGRAM

S.B. 39 *Millie M. Peterson*

AN ACT RELATING TO HUSBAND AND WIFE; EXTENDING THE PILOT PROGRAM FOR EXPEDITED VISITATION ENFORCEMENT TO 2003; LIMITING THE DIVISION OF COSTS FOR MEDIATION TO THE INITIAL MEDIATION; AND PROVIDING FOR REPORTS TO THE JUDICIARY INTERIM COMMITTEE UPON REQUEST, was read for the first time and referred to the Rules Committee.

UNINSURED MOTORIST DATABASE AMENDMENTS

S.B. 40 *David H. Steele*

AN ACT RELATING TO MOTOR VEHICLES; AMENDING ENFORCEMENT PROVISIONS RELATED TO THE UNINSURED

MOTORIST IDENTIFICATION DATABASE PROGRAM; REQUIRING THE REVOCATION OF VEHICLE REGISTRATION IN CERTAIN CIRCUMSTANCES; AMENDING REINSTATEMENT FEES; AMENDING EVIDENCE OF INSURANCE PROVISIONS; AMENDING CERTAIN DATABASE INFORMATION DISCLOSURE PROVISIONS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

PRIVACY OF FINANCIAL INFORMATION

S.B. 41 *Karen Hale*

AN ACT RELATING TO JUDICIAL CODE; AMENDING AGENCIES EXEMPTED FROM CERTAIN REQUIREMENTS RELATED TO EXAMINATION OF RECORDS; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

UTAH DEPARMENT OF TRANSPORTATION CONSTRUCTION AND MAINTENANCE BID LIMIT

S.B. 117 *Ed P. Mayne*

AN ACT RELATING TO TRANSPORTATION; AMENDING CERTAIN BID REQUIREMENTS FOR STATE HIGHWAY PROJECTS, was read for the first time and referred to the Rules Committee.

ASSAULT AND COHABITANT ABUSE ACT AMENDMENTS

S.B. 119 *Millie M. Peterson*

AN ACT RELATING TO THE COHABITANT ABUSE ACT AND TO THE CRIMINAL CODE; REDEFINING "COHABITANT" TO INCLUDE THE BIOLOGICAL PARENT OF AN UNBORN CHILD; AND INCREASING THE PENALTY FOR ASSAULT IF THE VICTIM IS A PREGNANT WOMAN AND THE ASSAILANT HAS KNOWLEDGE OF THAT FACT, was read for the first time and referred to the Rules Committee.

REPLICA VEHICLE PROVISIONS

S.B. 120 *Ed P. Mayne*

AN ACT RELATING TO MOTOR VEHICLES; PROVIDING DEFINITIONS AND LIMITATIONS OF REPLICA VEHICLES; PROVIDING EXCEPTIONS FOR REPLICA VEHICLES FOR CERTAIN SAFETY AND

EMISSIONS REQUIREMENTS; PROVIDING FOR CERTIFICATION OF REPLICA VEHICLE STATUS PRIOR TO INSPECTIONS, was read for the first time and referred to the Rules Committee.

DR. MARTIN LUTHER KING JR. DAY

S.B. 121 *Pete Suazo*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; CHANGING THE NAME OF HUMAN RIGHTS DAY TO DR. MARTIN LUTHER KING, JR. DAY; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the Rules Committee.

APPROPRIATION TO STATE FIRE MUSEUM

S.B. 122 *Ron Allen*

AN ACT RELATING TO APPROPRIATIONS; APPROPRIATING $50,000 FROM THE GENERAL FUND FOR FISCAL YEAR 2000-01 TO THE STATE FIRE MARSHAL'S OFFICE FOR CONSTRUCTION OF THE UTAH MUSEUM OF FIRE SERVICE HISTORY AND FIREFIGHTER MEMORIAL; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

STUDENTS IN LARGE HIGH SCHOOLS RESOLUTION

S.C.R. 2 *Millie M. Peterson*

A CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR ENCOURAGING LOCAL SCHOOL BOARDS IN THOSE DISTRICTS WITH LARGE NUMBERS OF STUDENTS IN THEIR HIGH SCHOOLS TO ESTABLISH STUDENT SUPPORT GROUPS OF NO MORE THAN 100 STUDENTS PER GROUP TO PROVIDE EXPERIENCES AND OPPORTUNITIES FOR EACH STUDENT WITHIN THE GROUP TO FEEL ACCEPTED AT THE SCHOOL AND BUILD HIS OR HER SELF ESTEEM, was read for the first time and referred to the Rules Committee.

RESOLUTION ON TIME OF GENERAL SESSIONS

S.J.R. 7 *Pete Suazo*

A JOINT RESOLUTION OF THE LEGISLATURE MODIFYING THE BEGINNING OF GENERAL SESSIONS; EXCLUDING A PRESIDENTS DAY OBSERVANCE IN CALCULATING 45-DAY LIMIT ON GENERAL

SESSION; DIRECTING THE LIEUTENANT GOVERNOR TO SUBMIT THE PROPOSAL TO VOTERS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

SECOND READING CALENDAR

S.B. 74, MASTER ROAD AMENDMENTS, was read the second time. Senator Knudson explained the bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hillyard	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting were: Senators

B. Evans	M. Evans	Hellewell	Howell
Spencer			

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S.B. 85, REAUTHORIZATION OF ADMINISTRATIVE RULES, was read the second time. Senator Stephenson explained the bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hillyard	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting were: Senators

B. Evans	M. Evans	Hellewell	Howell
Spencer			

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S.C.R. 1, RESOLUTION PETITIONING UNITED STATES GOVERNMENT TO RELEASE CERTAIN SATELLITE DATA, was read the second time. Senator Steele explained the bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hale	Hillyard
Hull	Jones	Julander	Knudson
Mansell	Mayne	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting were: Senators

B. Evans	Hellewell	Howell	Montgomery
Spencer			

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On motion of Senator Hillyard, and at 10:30 a.m., the Senate adjourned until Wednesday, January 19, 2000 at 10 a.m.

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
Prayer - Reverend Charles Hammond, First Presbyterian Church (Salt Lake)

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 18, 2000

The House passed, as amended, **H.B. 163**, Identification Number Fraud, by Representative C. Bennion, and it is transmitted for consideration; and

The House passed **H.B. 164**, Dixie College Name Change, by Representative J. Hickman, et al, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 163** and **H.B. 164** were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: January 19, 2000

The Business, Labor, and Economic Development Committee recommends **S.B. 20**, GOVERNMENT COMPETITION WITH PRIVATE SECTOR, by Senator L. Blackham, be replaced and favorably recommends **1st Sub. S.B. 20**, GOVERNMENT COMPETITION WITH PRIVATE SECTOR; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 83**, AMENDMENTS TO UNEMPLOYMENT INSURANCE, by Senator R. Muhlestein; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 97**, ANTIDISCRIMINATION ADVISORY COUNCIL AMENDMENTS, by Senator L. Poulton; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 105**, QUALITY ASSURANCE ON CONSTRUCTION OF PUBLIC BUILDINGS, by Senator E. Mayne, and;

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 107**, PROFESSIONAL CORPORATION ACT AMENDMENTS, by Senator D. Allen.

Parley G. Hellewell, Chair; and

Mr. President: January 19, 2000

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 13**, STATE PARKS AMENDMENTS, by Senator J. Hull.

Beverly Ann Evans, Chair; and

Mr. President: January 19, 2000

The Health and Environment Committee reports a favorable recommendation on **S.B. 4**, PODIATRIST ASSISTANT LICENSURE EXEMPTION, by Senator J. Hull, and;

The Health and Environment Committee reports a favorable recommendation on **S.B. 94**, NURSING CARE FACILITIES ASSESSMENT AMENDMENTS, by Senator G. Davis, with the following amendments:

1. Page 1, Line 16:
   After "amount of" delete "$1.50" and insert "$1.83"; and

The Health and Environment Committee reports a favorable recommendation on **S.B. 108**, DIABETES TREATMENT AND MANAGEMENT - MANAGED CARE, by Senator H. Nielson.

Robert F. Montgomery, Chair; and

Mr. President: January 19, 2000

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 82**, PROPERTY TAX - CALCULATION OF NEW GROWTH, by Senator J. Valentine, and;

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 84**, TRUTH IN TAXATION - JUDGMENT LEVY, by Senator H. Stephenson, and;

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 100**, STATE FINANCIAL ADVISOR AMENDMENTS, by Senator P. Knudson.

John L. Valentine, Chair; and

Mr. President: January 19, 2000

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 10**, COMMUNITY IMPACT ALLEVIATION - DEFINITIONS, by Senator M. Dmitrich, and;

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 76**, AMENDMENTS TO DIGITAL SIGNATURE ACT, by Senator D. Steele, and;

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 77**, CHIEF INFORMATION OFFICER AMENDMENTS, by Senator D. Steele.

R. Mont Evans, Chair; and

Mr. President: January 19, 2000

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 5**, SPECIAL MOBILE EQUIPMENT AMENDMENTS, by Senator P. Knudson, and;

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 93**, GRADUATED DRIVER LICENSE AMENDMENTS, by Senator R. Montgomery.

Michael G. Waddoups, Chair

On motion of Senator Poulton, the committee reports were adopted. **1st Sub. 20, S.B. 83, S.B. 97, S.B. 105, S.B. 107, S.B. 13, S.B. 4, S.B. 94, S.B. 108, S.B. 82, S.B. 84, S.B. 100, S.B. 10, S.B. 76, S.B. 77, S.B. 5,** and **S.B 93** were placed on Second Reading Calendar.

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Mr. President: January 19, 2000

The Health and Environment Committee reports a favorable recommendation on **S.B. 92**, NURSE MIDWIVES - EXTENSION OF SUNSET DATE, by Senator P. Julander, and recommends it be considered read for the second time and placed on the Consent Calendar.

Robert F. Montgomery, Chair; and

Mr. President: January 19, 2000

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 91**, MUNICIPAL CANDIDACY RESIDENCY AMENDMENT, by

Senator T. Spencer, and recommends it be considered read for the second time and placed on the Consent Calendar.

R. Mont Evans, Chair

On motion of Senator Poulton, the committee reports were adopted. S.B. 92 and S.B. 91 were read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

RENTAL APPLICATION FEES

S.B. 42 *Michael G. Waddoups*

AN ACT RELATING TO REAL ESTATE; ALLOWING A LANDLORD TO CHARGE A FEE IN CONNECTION WITH AN APPLICATION FOR RENTAL; SETTING CERTAIN RESTRICTIONS WITH RESPECT TO THE FEE; AND PROVIDING FOR A PRIVATE RIGHT OF ACTION, was read for the first time and referred to the Rules Committee.

APPROPRIATION TO MEMORY GROVE FOUNDATION

S.B. 118 *Pete Suazo*

AN ACT RELATING TO APPROPRIATIONS; APPROPRIATING $158,000 FROM THE GENERAL FUND TO THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT FOR MEMORY GROVE PROJECTS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

UTAH HERITAGE HIGHWAY APPROPRIATION

S.B. 123 *Leonard M. Blackham*

AN ACT RELATING TO APPROPRIATIONS; APPROPRIATING $250,000 FROM THE GENERAL FUND FOR FISCAL YEAR 2000-01 ONLY TO THE DIVISION OF BUSINESS DEVELOPMENT IN THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT FOR THE DEVELOPMENT OF THE UTAH HERITAGE HIGHWAY PROJECT; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

ADOPTION ACT AMENDMENTS

S.B. 124 *Lyle W. Hillyard*

AN ACT RELATING TO ADOPTION; EXPANDING WHO IS AUTHORIZED TO TAKE CONSENTS OR RELINQUISHMENTS FROM A

BIRTH MOTHER; AND LIMITING LOCATIONS OF FORMS FOR NOTICE OF PATERNITY ACTION, was read for the first time and referred to the Rules Committee.

UNIFORM ELECTRONIC TRANSACTIONS ACT

S.B. 125 *Lyle W. Hillyard*

AN ACT RELATING TO ESTABLISHING CRITERIA, PROCEDURES, AND LEGAL STANDARDS GOVERNING ELECTRONIC TRANSACTIONS; AUTHORIZING STATE AGENCIES TO MAKE RULES DEFINING TRANSACTIONS THAT WILL AND WILL NOT BE CONDUCTED ELECTRONICALLY; AND AUTHORIZING THE CHIEF INFORMATION OFFICER TO PREPARE MODEL RULES AND STANDARDS TO ASSIST STATE AGENCIES, was read for the first time and referred to the Rules Committee.

BUSINESS LICENSE FEE AMENDMENTS

S.B. 126 *John L. Valentine*

AN ACT RELATING TO THE MUNICIPAL CODE; MODIFYING THE BUSINESS LICENSE REQUIREMENTS A MUNICIPALITY MAY IMPOSE ON THE OWNER OF A RENTAL DWELLING; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

COUNTY RECORDER AMENDMENTS

S.B. 127 *R. Mont Evans*

AN ACT RELATING TO COUNTIES; AUTHORIZING COUNTY RECORDERS TO REQUIRE CERTAIN INFORMATION ON INSTRUMENTS BEFORE THEY MAY BE RECORDED; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

FLUORIDE OPTION FOR SECOND CLASS COUNTIES

S.B. 128 *Robert F. Montgomery*

AN ACT RELATING TO ENVIRONMENTAL QUALITY; AUTHORIZING COMMISSIONERS OF SECOND CLASS COUNTIES TO PASS A RESOLUTION TO PLACE THE ISSUE OF ADDING FLUORINE TO DRINKING WATER ON A GENERAL ELECTION BALLOT; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 74, MASTER ROAD AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Davis	Dmitrich	B. Evans
Hale	Hellewell	Hillyard	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Waddoups	Beattie

Absent or not voting were: Senators

E. Allen	Blackham	M. Evans	Howell
Valentine			

S.B. 74 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, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Hull	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	M. Evans	Howell	Valentine

S.B. 85 was transmitted to the House.

* * *

S.C.R. 1, RESOLUTION PETITIONING UNITED STATES GOVERNMENT TO RELEASE CERTAIN SATELLITE DATA, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Howell

S.C.R. 1 was transmitted to the House.

* * *

SECOND READING CALENDAR

S.J.R. 2, ETHICS PROCEDURE AMENDMENTS, was read the second time. Senator Stephenson explained the bill. Senator Blackham commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Howell

* * *

S.R. 1, SENATE RULES REVISORS RESOLUTION, was read the second time. Senator Poulton explained the bill. Senators Steele and Beattie commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

E. Allen	Howell

* * *

S.J.R. 6, JOINT RULES REVISIONS RESOLUTION, was read the second time. On motion of Senator Poulton, the bill was circled.

* * *

S.R. 2, SENATE RULES REVISIONS RESOLUTION, was read the second time. Senator Poulton explained the bill. Senator Muhlestein commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

E. Allen	Howell

* * *

On motion of Senator Hillyard, all bills considered on the Second Reading Calendar today will be considered under suspension of the rules.

* * *

Sub. S.B. 20, GOVERNMENT COMPETITION WITH PRIVATE SECTOR, was read the second time, under suspension of the rules. Senator Blackham explained the bill. Senators R. Allen, Jones, Hillyard, Valentine, Steele, and Beattie commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Hull	Poulton	Spencer

* * *

S.B. 83, AMENDMENTS TO UNEMPLOYMENT INSURANCE, was read the second time, under suspension of the rules. Senator Muhlestein explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

E. Allen	Davis	Poulton	Spencer

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S.B. 97, ANTIDISCRIMINATION ADVISORY COUNCIL AMENDMENTS, was read the second time, under suspension of the rules. On motion of Senator Hillyard, the bill was circled.

* * *

S.B. 105, QUALITY ASSURANCE ON CONSTRUCTION OF PUBLIC BUILDINGS, was read the second time, under suspension of the rules. On motion of Senator Mayne, the bill was circled.

* * *

S.B. 107, PROFESSIONAL CORPORATION ACT AMENDMENTS, was read the second time, under suspension of the rules. On motion of Senator E. Allen, the bill was circled.

* * *

S.B. 13, STATE PARKS AMENDMENTS, was read the second time, under suspension of the rules. Senator Hull explained the bill. Senator Jones commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Spencer	Steele	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Poulton	Stephenson

* * *

On motion of Senator E. Allen, the circle was removed from **S.B. 107**, PROFESSIONAL CORPORATION ACT AMENDMENTS, and it was before the Senate. Senator E. Allen explained the bill. President Beattie commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hillyard

Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	M. Evans	Poulton

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S.B. 4, PODIATRIST ASSISTANT LICENSURE EXEMPTION, was read the second time, under suspension of the rules. Senator Hull explained the bill. President Beattie and Senators Muhlestein and Montgomery commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Valentine

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S.B. 94, NURSING CARE FACILITIES ASSESSMENT AMENDMENTS, was read the second time, under suspension of the rules. Senator Davis explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Davis	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators
E. Allen Blackham Hull

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S.B. 108, DIABETES TREATMENT AND MANAGEMENT - MANAGED CARE, was read the second time, under suspension of the rules. On motion of Senator Nielson, the bill was circled.

* * *

S.B. 82, PROPERTY TAX - CALCULATION OF NEW GROWTH, was read the second time, under suspension of the rules. Senator Valentine explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Davis	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Howell
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

E. Allen	Blackham	Hillyard	Hull

* * *

S.B. 84, TRUTH IN TAXATION - JUDGMENT LEVY, was read the second time, under suspension of the rules. Senator Stephenson explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Blackham Hull

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S.B. 100, STATE FINANCIAL ADVISOR AMENDMENTS, was read the second time, under suspension of the rules. Senator Knudson explained the bill. Senators Hillyard, Valentine, Beattie, R. Allen, and Montgomery commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Blackham

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S.B. 10, COMMUNITY IMPACT ALLEVIATION - DEFINITIONS, was read the second time, under suspension of the rules. Senator Dmitrich explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Blackham

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S.B. 76, AMENDMENTS TO DIGITAL SIGNATURE ACT, was read the second time, under suspension of the rules. 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

E. Allen	R. Allen	Dmitrich	M. Evans
Hale	Hellewell	Hillyard	Howell
Hull	Jones	Julander	Knudson
Mansell	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Davis	B. Evans	Mayne

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S.B. 77, CHIEF INFORMATION OFFICER AMENDMENTS, was read the second time, under suspension of the rules. 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

E. Allen	R. Allen	Davis	Dmitrich
Hale	Hellewell	Hillyard	Howell
Hull	Jones	Julander	Knudson
Mansell	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	B. Evans	M. Evans	Mayne

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S.B. 5, SPECIAL MOBILE EQUIPMENT AMENDMENTS, was read the second time, under suspension of the rules. Senator Knudson explained the bill. Senator Beattie commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	B. Evans

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S.B. 93, GRADUATED DRIVER LICENSE AMENDMENTS, was read the second time, under suspension of the rules. Senator Montgomery explained the bill. Senators Blackham, Waddoups, Hale, E. Allen, Jones, R. Allen, Suazo, and Hillyard commented. The bill passed on the following roll call:

Yeas, 24; Nays, 4; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hellewell	Hillyard
Howell	Hull	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Steele
Suazo	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

M. Evans	Jones	Spencer	Stephenson

Absent or not voting was: Senator

B. Evans

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

AFTERNOON SESSION

The Senate reassembled at 2:05 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 19, 2000

The House passed, as substituted, **1st Sub. H.B. 8**, Election Law Changes, by Representative L. Pace, and it is transmitted for consideration, and;

The House passed, as amended, **H.B. 175**, Legislative Audits of Child Welfare System, by Representative N. Stephens, and it is transmitted for consideration, and;

The House passed, as amended, **H.B. 192**, Notice to Potential Adoptive Parents, by Representative N. Stephens, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1 Sub. H.B. 8, H.B. 175,** and **H.B. 192** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 19, 2000

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor & Economic Development

S.B. 41	Privacy of Financial Information (K. Hale)
S.B. 117	Utah Department of Transportation Construction and Maintenance Bid Limit (E. Mayne)

Education

S.B. 37	Public Schools Surveys Amendments (R. Montgomery)

Health & Environment

S.B. 113	Exemption from Licensure for Athletic Trainers (J. Valentine)
S.B. 115	Trauma System Amendments (R. Montgomery)

Judiciary

S.B. 39	Expedited Visitation Enforcement Program (M. Peterson)

Revenue & Taxation

S.B. 34	Use of Sales and Use Tax Revenue (L. Hillyard)
S.B. 112	Aviation Fuel Tax (L. Hillyard)

State & Local Affairs

S.B. 11	Associations of Governments Appropriation (M. Dmitrich)

S.B. 35	Government Immunity Amendments (H. Stephenson)
S.B. 78	Utilities in Highway Rights-of-way (L. Blackham)

Transportation & Public Safety

S.B. 36	Damage to or Interruption of Communication Device (R. Allen)
S.B. 40	Uninsured Motorist Database Amendments (D. Steele)
S.B. 120	Replica Vehicle Provisions (E. Mayne)

Steven Poulton
Rules Committee Chair

Report adopted.

STANDING COMMITTEE REPORTS

Mr. President: January 19, 2000

The Education Committee reports a favorable recommendation on **S.B. 80**, POSTSECONDARY PROPRIETARY SCHOOL ACT AMENDMENTS, by Senator L. Hillyard, and;

The Education Committee reports a favorable recommendation on **S.B. 81**, STRATEGIC PLANNING FOR PUBLIC EDUCATION AMENDMENTS, by Senator D. Steele.

Lorin V. Jones, Chair

On motion of Senator Hillyard, the committee reports were adopted. **S.B. 80** and **S.B. 81** were placed on Second Reading Calendar.

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On motion of Senator Julander, **S.B. 91** and **S.B. 92** were moved from the Consent Calendar to the Second Reading Calendar.

SECOND READING CALENDAR

S.B. 92, NURSE MIDWIVE - EXTENSION OF SUNSET DATE, was read the second time. Senator Julander explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hale	Hellewell

Hillyard	Jones	Julander	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Beattie	

Absent or not voting were: Senators

B. Evans	Howell	Hull	Knudson
Peterson	Waddoups		

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S.B. 91, MUNICIPAL CANDIDACY RESIDENCY AMENDMENT, was read the second time. Senator Spencer explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Beattie		

Absent or not voting were: Senators

Knudson	Peterson	Waddoups

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STANDING COMMITTEE REPORT

Mr. President January 19, 2000

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on S.B. 103, FEE FOR STATE GOLF COURSES, by Senator L. Blackham, with the following amendments:

Page 2, Line 38: Delete line 38 and insert the following:
"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 case of a veto, the date of veto override."

Beverly Ann Evans, Chair

Report filed.

On motion of Senator Poulton, the committee report was adopted. **S.B. 103** was placed on the Second Reading Calendar.

On motion of Senator L. Hillyard and at 2:20 p.m., the Senate adjourned until 10:00 a.m., January 20, 2000.

FOURTH DAY

MORNING SESSION

The Senate was called to order at 10:00 a.m., with Senator Lyle Hillyard presiding.

Roll Call- All Senators present, except Senators Beattie and Spencer, excused

Prayer - Senator Rex Black, Retired

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 20, 2000

The House passed, as amended, **H.B. 6**, Funding for Capital Improvement Projects, by Representative G. Adair, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 40**, Taking Wildlife While Trespassing, by Representative M. Styler, and it is transmitted for consideration; and

The House passed **H.B. 169**, School Safety Programs, by Representative R. Bigelow, et al, and it is transmitted for consideration; and

The House passed **H.B. 172**, Liquor Package Agency Contracts, by Representative M. Styler, and it is transmitted for consideration; and

The House passed **H.B. 188**, Capitol Art Placement Commission Members, by Representative J. Tanner, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 200**, Utah Seismic Safety Commission Act Amendments, by Representative D. Bush, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 6, H.B. 40, H.B. 169, H.B. 172, H.B. 188,** and **H.B. 200** were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: January 20, 2000

The Human Services Committee reports a favorable recommendation on **S.B. 15**, USE OF TOBACCO SETTLEMENT REVENUES, by Senator L. Poulton, with the following amendments:

1. Page 1, Lines 8-9:
Delete "HUNTSMAN CANCER INSTITUTE " and insert "UNIVERSITY OF UTAH HEALTH SCIENCES CENTER"

2. Page 1, Line 11:
After "ASSESSMENT;" insert "IMPOSING AN ANNUAL REPORTING REQUIREMENT;"

3. Page 4, Line 98:
Delete "are" and insert "will be"

4. Page 4, Line 104:
Delete "to be appropriated to" and insert "for"

5. Page 4, Lines 104-105:
Delete "Huntsman Cancer Institute" and insert "University of Utah Health Sciences Center"

6. Page 4, Line 108:
After line 108 insert:
"(5) Each state agency identified in Subsection (4) shall provide an annual report on the program and activities funded under Subsection (4) to:
(a) the Health and Human Services Interim Committee no later than September 1; and
(b)the Health and Human Services Joint Appropriations Subcommittee."

7. Page 4, Line 116:
Delete "that are available for appropriation in" and insert "received on or before the last day of"

8. Page 4, Line 117:
Delete "regardless of the specific date on which they are received, shall be" and insert "are" and after "appropriated" insert "for fiscal year 2000-01"

9. Page 5, Line 122:
Delete "to be appropriated to" and insert "for"

10. Page 5, Lines 122-123:
Delete "Huntsman Cancer Institute" and insert "University of Utah Health Sciences Center"

Robert M. Muhlestein, Chair;
and

Mr. President: January 20, 2000

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 24**, INDIVIDUAL INCOME TAX - BRACKET ADJUSTMENTS, by Senator H. Nielson, with the following amendments:

1. Page 3, Line 85:
   After "round" delete "up"; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 29**, INDIVIDUAL INCOME TAX - PERSONAL EXEMPTIONS, by Senator H. Nielson; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 110**, REVENUE BONDS FOR MUNICIPALITIES, by Senator R. Montgomery.

John L. Valentine, Chair; and

Mr. President: January 20, 2000

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 88**, EXCLUSION OF TERRITORY FROM COUNTY SERVICE AREA, by Senator P. Hellewell.

R. Mont Evans, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 15, S.B. 24, S.B. 29, S.B. 110,** and **S.B. 88** were placed on Second Reading Calendar.

INTRODUCTION OF BILLS

MARRIAGE AND FAMILY THERAPIST LICENSING AMENDMENTS

S.B. 43 *Karen Hale*

AN ACT RELATING TO OCCUPATIONAL AND PROFESSIONAL LICENSING; GRANTING CERTAIN RULEMAKING AUTHORITY TO THE MARRIAGE AND FAMILY THERAPY LICENSING BOARD; AMENDING EDUCATIONAL REQUIREMENTS FOR MARRIAGE AND FAMILY THERAPISTS; ESTABLISHING REQUIREMENTS FOR MARRIAGE AND FAMILY THERAPIST SUPERVISORS; MAKING TECHNICAL CORRECTIONS; AND PROVIDING A GRANDFATHER CLAUSE, was read for the first time and referred to the Rules Committee.

Y2K REVISORS - TECHNICAL CHANGES

S.B. 129 *L. Steven Poulton*

AN ACT RELATING TO STATE AFFAIRS; AMENDING REFERENCES FROM 1900, was read for the first time and referred to the Rules Committee.

FUEL TAX REFUNDS FOR LOSS OR DESTRUCTION

S.B. 130 *John L. Valentine*

AN ACT RELATING TO REVENUE AND TAXATION; PROVIDING FOR CERTAIN REFUNDS OR CREDITS FOR FUEL TAXES DUE TO LOSS OF FUEL BY CERTAIN DESTRUCTION; PROVING PROCEDURES AND LIMITATIONS; PROVIDING PENALTIES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

APPROPRIATION FOR ASSISTIVE TECHNOLOGY

S.B. 131 *Robert F. Montgomery*

AN ACT RELATING TO INDIVIDUALS WITH DISABILITIES; PROVIDING A $300,000 APPROPRIATION TO THE STATE OFFICE OF REHABILITATION TO PURCHASE ASSISTIVE TECHNOLOGY DEVICES AND SERVICES UNDER RULES MADE BY THE STATE BOARD OF EDUCATION; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

MASSAGE PRACTICE ACT AMENDMENTS

S.B. 132 *R. Mont Evans*

AN ACT RELATING TO OCCUPATIONS AND PROFESSIONS; DEFINING TERMS; AMENDING THE SCOPE OF PRACTICE; PERMITTING THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING TO CONDUCT CRIMINAL BACKGROUND CHECKS OF APPLICANTS; AMENDING THE EXEMPTIONS TO LICENSURE; CLARIFYING THE CONSENT NECESSARY FOR THERAPEUTIC BREAST MASSAGE; MAKING IT UNPROFESSIONAL CONDUCT TO PERFORM MASSAGE THERAPY ON A MINOR WITHOUT PARENTAL CONSENT; CLARIFYING THE PENALTIES FOR UNLAWFUL CONDUCT; AND MAKING CONFORMING AND TECHNICAL AMENDMENTS, was read for the first time and referred to the Rules Committee.

EDUCATION TECHNOLOGY INITIATIVE AMENDMENTS

S.B. 133 *Howard A. Stephenson*

AN ACT RELATING TO PUBLIC SCHOOLS; PROVIDING AN EXCEPTION TO THE REQUIREMENTS FOR THE PURCHASE OF EDUCATIONAL TECHNOLOGY BY SCHOOL DISTRICTS UNDER THE EDUCATIONAL TECHNOLOGY INITIATIVE, was read for the first time and referred to the Rules Committee.

THIRD READING CALENDAR

S.J.R. 2, ETHICS PROCEDURE AMENDMENTS, was read the third time. On motion of Senator Poulton, the bill was circled.

* * *

S.R. 1, SENATE RULES REVISIORS RESOLUTION, was read the third time. On motion of Senator Poulton, the bill was circled.

* * *

S.R. 2, SENATE RULES REVISIONS RESOLUTION, was read the third time. On motion of Senator Poulton, the bill was circled.

* * *

Sub. S.B. 20, GOVERNMENT COMPETITION WITH PRIVATE SECTOR, was read the third time. On motion of Senator Blackham, the bill was circled.

* * *

S.B. 83, AMENDMENTS TO UNEMPLOYMENT INSURANCE, was read the third time and explained by Senator Muhlestein. Senator Hillyard commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups			

Absent or not voting were: Senators

E. Allen	Howell	Spencer	Beattie

S.B. 83 was transmitted to the House.

* * *

On motion of Senator Blackham, the circle was removed from **Sub. S.B. 20**, GOVERNMENT COMPETITION WITH PRIVATE SECTOR, and it was before the Senate. Senator Blackham explained the bill.

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

1. Page 4, Line 101:
   Delete "When" insert "(1) Except as provided in Subsection (2), when"

2. Page 4, Line 104:
   Delete "(1)" and insert "(a)"

3. Page 4, Line 106:
   Delete "(2)" and insert "(b)"

4. Page 4, Line 108:
   After Line 108, insert:
   "(2) A public procurement unit need not comply with the requirements of Subsection (1) when the public procurement unit is procuring architect or engineer services for contracts related to research activities, technology transfer, and other innovative activities."

Senator Dmitrich commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups			

Absent or not voting were: Senators

E. Allen	Howell	Spencer	Beattie

1st Sub. S.B. 20 was transmitted to the House.

* * *

S.B. 13, STATE PARK AMENDMENTS, 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

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

E. Allen	Spencer	Beattie

S.B. 13 was transmitted to the House.

* * *

S.B. 107, PROFESSIONAL CORPORATION ACT AMENDMENTS, was read the third time. On motion of Senator E. Allen, the bill was circled.

* * *

S.B. 4, PODIATRIST ASSISTANT LICENSURE EXEMPTION, 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

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

E. Allen	Spencer	Beattie

S.B. 4 was transmitted to the House.

* * *

S.B. 94, NURSING CARE FACILITY ASSESSMENT AMENDMENTS, was read the third time and explained by Senator Davis. Senator Steele commented. On motion of Senator Davis, the bill was circled.

* * *

S.B. 82, PROPERTY TAX - CALCULATION OF NEW GROWTH, was read the third time, explained by Senator Valentine, and passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

E. Allen	Spencer	Beattie

S.B. 82 was transmitted to the House.

* * *

S.B. 84, TRUTH IN TAXATION - JUDGMENT LEVY, was read the third time. On motion of Senator Stephenson, the bill was circled.

* * *

S.B. 100, STATE FINANCIAL ADVISOR AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

E. Allen	Spencer	Beattie

S.B. 100 was transmitted to the House.

* * *

S.B. 10, COMMUNITY IMPACT ALLEVIATION - DEFINITIONS, 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

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

E. Allen	Spencer	Beattie

S.B. 10 was transmitted to the House.

* * *

S.B. 76, AMENDMENTS TO DIGITAL SIGNATURE ACT, 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

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell

Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

E. Allen	Spencer	Beattie

S.B. 76 was transmitted to the House.

* * *

S.B. 77, CHIEF INFORMATION OFFICER 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

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

E. Allen	Spencer	Beattie

S.B. 77 was transmitted to the House.

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S.B. 5, SPECIAL MOBILE EQUIPMENT AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne

Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

E. Allen	Spencer	Beattie

S.B. 5 was transmitted to the House.

* * *

S.B. 93, GRADUATED DRIVER LECENSE AMENDMENTS, was read the third time and explained by Senator Montgomery. Senators Blackham, Hillyard, and E. Allen commented. The bill passed on the following roll call:

Yeas, 23; Nays, 4; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Steele
Suazo	Valentine	Waddoups	

Voting in the negative were: Senators

Blackham	B. Evans	Jones	Stephenson

Absent or not voting were: Senators

Spencer	Beattie

S.B. 93 was transmitted to the House.

* * *

S.B. 92, NURSE MIDWIVES - EXTENSION OF SUNSET DATE, was read the third time, explained by Senator Julander, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale

Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Valentine
Waddoups			

Absent or not voting were: Senators

Montgomery	Spencer	Suazo	Beattie

S.B. 92 was transmitted to the House.

* * *

S.B. 91, MUNICIPAL CANDIDACY RESIDENCY AMENDMENT, was read the third time. On motion of Senator Hillyard, the bill was circled.

* * *

On motion of Senator E. Allen, the Senate returned to the Third Reading Calendar.

* * *

On motion of Senator E. Allen, the circle was removed from **S.B. 107**, PROFESSION COPORATION ACT AMENDMENTS, and it was before the Senate. Senator E. Allen explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	

Absent or not voting were: Senators

Spencer	Beattie

S.B. 107 was transmitted to the House.

SECOND READING CALENDAR

S.B. 80, POSTSECONDARY PROPRIETARY SCHOOL ACT AMENDMENTS, was read the second time. Senator Hillyard explained the bill. Senator Nielson commented. The bill passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Steele	Suazo	Valentine	Waddoups

Voting in the negative was: Senator
Stephenson

Absent or not voting were: Senators

Blackham	Mansell	Spencer	Beattie

* * *

On motion of Senator Mayne, the circle was removed from **S.B. 105**, QUALITY ASSURANCE ON CONSTRUCTION OF PUBLIC BUILDINGS, and it was before the Senate. Senator Mayne 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

Blackham	Spencer	Beattie

* * *

S.B. 81, STRATEGIC PLANNING FOR PUBLIC EDUCATION AMENDMENTS, was read the second time. Senator Steele explained the bill. Senator Muhlestein commented.

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

1. Page 4, Line 110 and 111:
After "implement" delete "as funded by the Legislature"

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

2. Page 3, Line 63:
Delete "participatory democracy" and insert "constitutional republic"

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

3. Page 4, Line 119:
Delete "decision" and insert "policy"

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups			

Absent or not voting were: Senators

Davis	Peterson	Spencer	Beattie

* * *

On motion of Senator Poulton, the circle was removed from S.B. 97, ANTIDISCRIMINATION ADVISORY COUNCIL AMENDMENTS, 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

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups			

Absent or not voting were: Senators

Davis	Peterson	Spencer	Beattie

* * *

S.B. 103, FEE FOR STATE GOLF COURSES, was read the second time. Senator Blackham explained the bill. On motion of Senator Blackham, the bill was circled.

* * *

On motion of Senator Steele, the Senate returned to the Third Reading Calendar.

* * *

On motion of Senator Steele, the circle was removed from **S.B. 94**, NURSING CARE FACILITIES ASSESSMENT AMENDMENTS, and it was before the Senate. Senator Steele explained the bill. Senator Davis commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups			

Absent or not voting were: Senators

Blackham	Peterson	Spencer	Beattie

S.B. 94 was transmitted to the House.

* * *

On motion of Senator L. Hillyard and at 11:30 a.m., the Senate adjourned until 10:00 a.m., Friday, January 21, 2000.

FIFTH 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 - Bishop George Niederauer, Catholic Diocese of Salt Lake

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 21, 2000

The House passed, as amended, **H.B. 7**, Restriction on Political Activity of Municipal Employees, by Representative N. Hansen, and it is transmitted for consideration.

The House passed, as amended, **H.B. 24**, Financing of Public Education, by Representative K. Holdaway, and it is transmitted for consideration.

The House passed, as amended, **H.B. 28**, Penalties for Crime Victims' Reparations Fraudulent Claims, by Representative N. Hendrickson, and it is transmitted for consideration.

The House passed, as amended, **H.B. 47**, Repeal of Waste Tire Recycling Industrial Assistance Loan Program, by Representative N. Hendrickson, and it is transmitted for consideration.

The House passed, as amended, **H.B. 48**, State Water Development Commission Amendments, by Representative E. Olsen, and it is transmitted for consideration.

The House passed, as amended, **H.B. 170**, Oil and Gas Conservation Account, by Representative J. Seitz, et al, and it is transmitted for consideration.

The House passed **H.B. 180**, Highway Amendments, by Representative B. Chard, and it is transmitted for consideration.

The House passed **H.B. 181**, Educator Background Check Amendments, by Representative R. Siddoway, and it is transmitted for consideration.

The House passed, as amended, **H.B. 195**, Boy Scouts of America License Plate, by Representative L. Nelson, and it is transmitted for consideration.

The House passed **H.B. 197**, Retirement System Participation, by Representative R. Short, and it is transmitted for consideration.

The House passed **H.B. 202**, Welfare Fraud Amendments, by Representative N. Hansen, and it is transmitted for consideration.

The House passed **H.B. 205**, Appropriation for Intervener Services, by Representative G. Adair, et al, and it is transmitted for consideration.

The House passed **H.B. 207**, Use of Constitutional Defense Council Restricted Account, by Representative T. Hatch, and it is transmitted for consideration.

The House passed, as amended, **H.B. 211**, Notifying Candidates of Filing Deadlines, by Representative B. Chard, and it is transmitted for consideration.

The House passed **H.B. 215**, Waste Tire Recycling Amendments, by Representative N. Hendrickson, and it is transmitted for consideration.

The House passed **H.B. 216**, Agriculture Act Amendments, by Representative E. Olsen, and it is transmitted for consideration.

The House passed, as amended, **H.J.R. 1**, Resolution Changing State Election Cycle, by Representative D. Zolman, and it is transmitted for consideration.

The House passed **H.J.R. 6**, Resolution Concerning the Central Utah Water Allocation, by Representative B. Johnson, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 7, H.B. 24, H.B. 28, H.B. 47, H.B. 48, H.B. 170, H.B. 180, H.B. 181, H.B. 195, H.B. 197, H.B. 202, H.B. 205, H.B. 207, H.B. 211, H.B. 215, H.B. 216, H.J.R. 1, and H.J.R. 6** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: January 21, 2000

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor & Economic Development

S.B. 125	Uniform Electronic Transactions Act (L. Hillyard)

Human Services

H.B. 175	Legislative Audits of Child Welfare System (N. Stephens)
H.B. 192	Notice to Potential Adoptive Parents (N. Stephens)

Judiciary

S.B. 124	Adoption Act Amendments (L. Hillyard)
H.B. 163	Identification Number Fraud (C. Bennion)

Revenue & Taxation

S.B. 126	Business License Fee Amendments (J. Valentine)
S.B. 130	Fuel Tax Refunds for Loss or Destruction (J. Valentine)

State & Local Affairs

S.B. 127	County Recorder Amendments (R. Evans)
Sub. H.B. 8	Election Law Changes (L. Pace)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

* * *

Mr. President: January 21, 2000

The Rules Committee recommends the assignment of the following bill and resolutions to the Second Reading Calendar:

S.J.R. 4	Resolution on Compensation of In-session Employees (R. Montgomery)
H.B. 221	Revisor's Statute (S. Koehn)
H.J.R. 5	Joint Rules Revisors Resolution (S. Koehn)

L. Steven Poulton, Chair

On motion of Senator Poulton, the committee report was adopted and the bill and resolutions were adopted and assigned to the Second Reading Calendar.

STANDING COMMITTEE REPORTS

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 89**, NATIVE AMERICAN COORDINATING BOARD, by Senator P. Suazo; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 95**, ACCESS TO RURAL HEALTH CARE FACILITIES AMENDMENTS, by Senator P. Knudson.

Parley G. Hellewell, Chair; and

The Education Committee reports a favorable recommendation on **S.B. 21**, PATRIOTIC EDUCATION, by Senator L. Blackham.

Lorin Jones, Chair; and

The Rules Committe reports a favorable recommendation on **S.B. 129**, Y2K REVISORS TECHNICAL CHANGES, by Senator L. Steven Poulton, et al.

L.Steven Poulton, Chair; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 34**, USE OF SALES AND USE TAX REVENUE, by Senator L. Hillyard, with the following amendment:

1. Page 4, Line 101:

At the beginning of Line 101, delete "(2)(d)," and after "(3)" delete the comma.

John L. Valentine, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 89, S.B. 95, S.B. 21, S.B. 129** and **S.B. 34** were placed on Second Reading Calendar.

* * *

Mr. President: January 21, 2000

The Health and Environment Committee reports a favorable recommendation on **S.B. 86**, EMERGENCY MEDICAL SERVICES AMENDMENTS, by Senator J. Valentine, and recommends it be considered read for the second time and placed on the Consent Calendar.

Robert F. Montgomery, Chair

On motion of Senator Poulton, the committee report was adopted. **S.B. 86** was considered read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

PUBLIC SAFETY RETIREES - COST OF LIVING ALLOWANCE

S.B. 134 *Mike Dmitrich*

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 Rules Committee.

PROFESSIONAL BOXING LICENSURE AND REGULATION

S.B. 135 *Pete Suazo*

AN ACT RELATING TO OCCUPATIONAL AND PROFESSIONAL LICENSING; AMENDING THE TERM OF LICENSES ISSUED UNDER THE UTAH PROFESSIONAL BOXING REGULATION ACT; AMENDING CERTAIN DEFINITIONS IN THE ACT; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

APPROPRIATION FOR UTAH STATE FAIRPARK

S.B. 136 *Pete Suazo*

AN ACT RELATING TO APPROPRIATIONS; APPROPRIATING $230,000 FROM THE GENERAL FUND TO THE UTAH STATE FAIRPARK FOR FISCAL YEAR 2000-01 ONLY; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 80, POSTSECONDARY PROPRETARY SCHOOL ACT AMENDMENTS, was read the third time. Senator Hillyard explained the bill. Senators Nielson, Beattie, and Mansell commented. The bill passed on the following roll call:

Yeas, 24; Nays, 4; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hillyard	Howell	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Peterson	Poulton	Steele
Suazo	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

Hellewell	Nielson	Spencer	Stephenson

Absent or not voting was: Senator
Hull

S.B. 80 was transmitted to the House.

* * *

S.B. 105, QUALITY ASSURANCE ON CONSTRUCTION OF PUBLIC BUILDINGS, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Hull

S.B. 105 was transmitted to the House.

* * *

On motion of Senator Poulton, the circle was removed from **S.J.R. 2**, JOINT RULES - ETHICS PROCEDURE AMENDMENTS, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Hull

S.J.R. 2 was transmitted to the House.

* * *

On motion of Senator Poulton, the circle was removed from S.R. 1, SENATE RULES REVISORS RESOLUTION, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Howell	Jones	Julander
Knudson	Mansell	Mayne	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Hillyard	Hull	Montgomery

S.R. 1 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Lt. Governor.

* * *

On motion of Senator Poulton, the circle was removed from S.R. 2, SENATE RULES REVISIONS RESOLUTION, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Hillyard

S.R. 2 was signed by the President in open session and transmitted to the Lt. Governor.

* * *

On motion of Senator Stephenson, the circle was removed from **S.B. 84**, TRUTH IN TAXATION - JUDGMENT LEVY, and it was before the Senate. Senator Stephenson explained the bill. Senator E. Allen commented.

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

1. Page 13, Line 399:
   After Line 399 insert:
   "(3) Unless otherwise agreed to by a taxing entity and a taxpayer, all refunds and interest ordered under this section shall be paid by taxing entities to taxpayers:
   (a) within 60 days of the date the refund is ordered; or
   (b) if a judgment levy is imposed by the taxing entity relating to the refund, no later than December 31 of the year in which the judgment levy is imposed."

2. Page 15, Line 443:
   After Line 443 insert:
   "(6) Unless otherwise agreed to by a taxing entity and a taxpayer, all refunds and interest ordered under this section shall be paid by taxing entities to taxpayers:
   (a) within 60 days of the date the refund is ordered; or
   (b) if a judgment levy is imposed by the taxing entity relating to the refund, no later than December 31 of the year in which the judgment levy is imposed."

The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

S.B. 84, as amended, was transmitted to the House.

* * *

S.B. 81, STRATEGIC PLANNING FOR PUBLIC EDUCATION AMENDMENTS, 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

E. Allen	R. Allen	Blackham	Dmitrich
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Davis	B. Evans

S.B. 81, as amended, was transmitted to the House.

* * *

S.B. 97, ANTIDISCRIMINATION ADVISORY COUNCIL AMENDMENTS, was read the third time, explained by Senator Poulton, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

S.B. 97 was transmitted to the House.

* * *

SECOND READING CALENDAR

S.B. 15, USE OF TOBACCO SETTLEMENTS REVENUES, was read the second time. Senator Poulton explained the bill. Senators Davis, Montgomery,

Steele, and E. Allen commented. On motion of Senator Steele, the bill was circled.

* * *

On motion of Senator Hillyard, Congressman Merrill Cook spoke in Committee of the Whole.

* * *

On motion of Senator Nielson, the circle was removed from **S.B. 108**, DIABETES TREATMENT AND MANAGEMENT - MANAGED CARE, and it was before the Senate. Senator Nielson explained the bill.

On motion of Senator E. Allen, the bill was amended as follows:

1. Page 1, Line 24:
   After "diseases;" insert "and"
2. Page 1, Lines 25-27:
   Delete lines 25-27
3. Page 2, Line 28:
   Delete "(c)" and insert "(b)"
4. Page 2, Line 43:
   After "sugar levels;" insert "and"
5. Page 2, Line 44:
   Delete "and"
6. Page 2, Lines 45-46:
   Delete lines 45-46

The bill passed on the following roll call:

Yeas, 15; Nays, 11; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Howell	Hull	Julander
Knudson	Mayne	Montgomery	Nielson
Peterson	Steele	Suazo	

Voting in the negative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Hillyard	Jones	Mansell	Muhlestein
Spencer	Valentine	Beattie	

Absent or not voting were: Senators
Poulton Stephenson Waddoups

* * *

S.B. 24, INDIVIDUAL INCOME TAX - BRACKET ADJUSTMENTS, was read the second time. Senator Nielson explained the bill. Senators Jones, Blackham, Steele, Valentine, Hillyard, Stephenson, Spencer, R. Allen and Waddoups commented. The bill passed on the following roll call:

Yeas, 23; Nays, 4; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hale	Hellewell
Howell	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Spencer	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative were: Senators

B. Evans	Hillyard	Jones	Steele

Absent or not voting were: Senators
Hull Poulton

INTRODUCTION OF BILL

TOBACCO SETTLEMENT ACCOUNT APPROPRIATION

S.B. 45 *R. Montgomery*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; REQUIRING THAT THE HOSPITAL PROVIDER ASSESSMENT BE REDUCED TO THE EXTENT TOBACCO SETTLEMENT MONIES ARE APPROPRIATED FOR THE CHILDREN'S HEALTH INSURANCE PROGRAM; APPROPRIATING FUNDS FROM THE TOBACCO SETTLEMENT ACCOUNT FOR FISCAL YEAR 2000-01; AND PROVIDING AN EFFECTIVE DATE., was read the first time and referred to the Rules Committee.

* * *

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

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Beattie presiding.

ADVISE AND CONSENT

Sandy D. Tenney read the following communication:

Dear President Beattie and Members of the Senate: January 5, 2000

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

SUPREME COURT

Matthew B. Durrant appointed as a Justice of the Supreme Court of Utah. Utah Constitution Article VIII, Section 8 and Section 78-2-1, Utah Code Annotated 1953, as amended.

Michael J. Wilkins appointed as a Justice of the Supreme Court of Utah. Utah Constitution Article VIII, Section 8 and Section 78-2-1, Utah Code Annotated 1953, as amended.

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

Michael O. Leavitt
Governor

Communication filed. On motion of Senator Lorin Jones, the Senate voted to consent to the Governor's appointments as listed on the communication dated January 5, 2000, and as read by Sandy D. Tenney.

The motion passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

* * *

Mr. President: January 21, 2000

The Senate Judicial Confirmation Committee met on January 17, 2000 to consider the appointment of Michael J. Wilkins and Matthew B. Durrant to the Utah Supreme Court. After due deliberation, it is my pleasure to report that the Committee has voted to recommend both Michael J. Wilkins and Matthew B. Durrant be confirmed by the whole Senate as Justices of the Utah Supreme Court.

Terry Spencer, Chair

Report filed.

* * *

On motion of Senator Hillyard, Justice Durrant and Justice Wilkins spoke in Committee of the Whole. Senators Spencer, Davis, Beattie, and Hillyard commented.

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 21, 2000

The House passed **H.B. 27**, Psychologist Licensing Act, by Representative J. Buffmire, and it is transmitted for consideration; and

The House passed **H.B. 29**, Amendments to Public Assistance, by Representative L. Frandsen, and it is transmitted for consideration; and

The House passed **H.B. 30**, School Bus Light Requirement, by Representative N. Hendrickson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 41**, Trespass Across Cultivated Land, by Representative C. Buttars, and it is transmitted for consideration; and

The House passed **H.B. 203**, Stalking Amendments, by Representative L. Shurtliff, and it is transmitted for consideration; and

The House passed **H.C.R. 1**, Resolution Urging Federal Funding to Fight Grasshopper and Cricket Infestation, by Representative J. Gowans, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 27, H.B. 29, H.B. 30, H.B. 41, H.B. 203,** and **H.C.R. 1** were read the first time and referred to the Rules Committee.

SECOND READING CALENDAR

S.B. 29, INDIVIDUAL INCOME TAX - PERSONAL EXEMPTIONS, was read the second time. Senator Nielson explained the bill. Senators R. Allen, Spencer, Hillyard, and Jones commented. The bill failed on the following roll call:

Yeas, 10; Nays, 18; Absent, 1.

Voting in the affirmative were: Senators

Dmitrich	Hellewell	Hull	Mansell
Montgomery	Muhlestein	Nielson	Stephenson
Waddoups	Beattie		

Voting in the negative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Hillyard
Howell	Jones	Julander	Knudson
Mayne	Peterson	Poulton	Spencer
Suazo	Valentine		

Absent or not voting was: Senator Steele

S.B. 29 was returned to the Rules Committee.

* * *

S.B. 110, REVENUE BONDS FOR MUNICIPALITIES, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Beattie	

Absent or not voting were: Senators

Steele	Waddoups

* * *

On motion of Senator L. Hillyard and at 3 p.m., the Senate adjourned until 10:00 a.m., Monday, January 24, 2000.

SENATE JOURNAL

EIGHTH DAY

MORNING SESSION

The Senate was called to order at 10:20 a.m., with President R. Lane Beattie presiding.

Roll Call- All Senators present

Prayer - Diana Lee, Past Member, Young Women's General Board of the Church of Jesus Christ of Latter-Day Saints

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 21, 2000

The House passed **H.B. 33**, Blindness Prevention Checkoff, by Representative A. Bradshaw, et al, and it is transmitted for consideration.

The House passed **H.B. 201**, Population Standards for Redistricting, by Representative M. Throckmorton, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 33** and **H.B. 201** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: January 21, 2000

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor & Economic Development

S.B. 135	Professional Boxing Licensure and Regulation (P. Suazo)
H.B. 172	Liquor Package Agency Contracts (M. Styler)

Education

S.B. 133	Education Technology Initiative Amendments (H. Stephenson)
H.B. 169	School Safety Programs (R. Bigelow)
H.B. 181	Educator Background Check Amendments (R. Siddoway)

Energy, Natural Resources & Agriculture

H.B. 40	Taking Wildlife While Trespassing (M. Styler)
H.B. 48	State Water Development Commission Amendments (E. Olsen)
H.B. 170	Oil and Gas Conservation Account (J. Seitz)
H.B. 200	Utah Seismic Safety Commission Act Amendments (D. Bush)
H.B. 216	Agriculture Act Amendments (E. Olsen)
H.J.R. 6	Resolution Concerning the Central Utah Water Allocation (B. Johnson)

Health & Environment

H.B. 47	Repeal of Waste Tire Recycling Industrial Assistance Loan Program (N. Hendrickson)
H.B. 215	Waste Tire Recycling Amendments (N. Hendrickson)

Human Services

S.B. 45	Tobacco Settlement Account Appropriation (R. Montgomery)
H.B. 188	Capitol Art Placement Commission Members (J. Tanner)

Judiciary

H.B. 28	Penalties for Crime Victims' Reparations Fraudulent Claims (N. Hendrickson)
H.B. 202	Welfare Fraud Amendments (N. Hansen)

State & Local

H.B. 211	Notifying Candidates of Filing Deadlines (B. Chard)

Transportation & Public Safety

H.B. 180	Highway Amendments (B. Chard)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: January 21, 2000

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 125**, UNIFORM ELECTRONIC TRANSACTIONS ACT, by Senator L. Hillyard.

Parley G. Hellewell, Chair; and

Mr. President: January 21, 2000

The Health and Environment Committee reports a favorable recommendation on **S.B. 115**, TRAUMA SYSTEM AMENDMENTS, by Senator R. Montgomery.

Robert F. Montgomery, Chair; and

Mr. President: January 21, 2000

The Human Services Committee reports a favorable recommendation on **S.B. 109**, CHILD ABUSE DATABASE INFORMATION, by Senator J. Valentine.

Robert M. Muhlestein, Chair; and

Mr. President: January 21, 2000

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 11**, ASSOCIATIONS OF GOVERNMENTS APPROPRIATION, by Senator M. Dmitrich, with the following amendments:

1. Page 1, Line 6:
   After "APPROPRIATING" delete "$55,000" and insert "$385,000 TO THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT FOR DISTRIBUTION IN $55,000 AMOUNTS"

2. Page 1, Line 7:
   After "GOVERNMENTS" delete "FOR A TOTAL APPROPRIATION OF"

3. Page 1, Line 8:
   At the beginning of line 8 delete "$385,000"

4. Page 1, Line 19:
After "$385,000" insert "to the Department of Community and Economic Development"

R. Mont Evans, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 125, S.B. 115, S.B. 109,** and **S.B. 11,** as amended, were placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

BACKGROUND CHECK ON PRIVATE HANDGUN TRANSFERS

S.B. 44 *Millie M. Peterson*

AN ACT RELATING TO CRIMINAL CODE; REQUIRING A CRIMINAL BACKGROUND CHECK BE PERFORMED FOR PRIVATE HANDGUN SALES; PROVIDING MECHANISM FOR BACKGROUND CHECKS TO BE PERFORMED BY LICENSED FIREARM DEALERS, CITY POLICE CHIEFS, OR COUNTY SHERIFFS; AUTHORIZING COUNTY SHERIFFS AND CITY POLICE CHIEFS TO ISSUE A PERMIT TO PURCHASE OR RECEIVE A HANDGUN; PRESCRIBING FORM OF PERMIT; AUTHORIZING FEES TO BE COLLECTED; PROVIDING A DEFENSE AND PENALTIES, was read for the first time and referred to the Rules Committee.

MOTOR FUEL MARKETING AMENDMENTS

S.B. 46 *Parley Hellewell*

AN ACT RELATING TO COMMERCE AND THE MOTOR FUEL MARKETING ACT; AMENDING DEFINITIONS; ADDRESSING REQUIREMENT TO ESTABLISH AND DISCLOSE CERTAIN PRICES; AMENDING PROVISIONS AGAINST UNLAWFUL SALES; ADDRESSING SALES NOT CONSIDERED VIOLATIONS; ADDRESSING CIVIL ENFORCEMENT; ADDRESSING REBUTTABLE PRESUMPTIONS; ADDRESSING ADMINISTRATIVE REMEDIES; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

SALVAGE VEHICLE BUYERS

S.B. 137 *John L. Valentine*

AN ACT RELATING TO MOTOR VEHICLES; REQUIRING SALVAGE VEHICLE BUYERS LICENSES; PROVIDING RESTRICTIONS AND

QUALIFICATIONS; PROVIDING RULEMAKING; ESTABLISHING FEES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

SUNSET DATE FOR HEALTH POLICY COMMISSION

S.B. 138 *Howard C. Nielson*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; AMENDING THE SUNSET DATE OF THE HEALTH POLICY COMMISSION; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

* * *

On motion of Senator Hillyard, Vanessa Ballam, Miss Utah, spoke and performed two vocal numbers in Committee of the Whole. Senator Hillyard commented.

* * *

THIRD READING CALENDAR

S.B. 108, DIABETES TREATMENT AND MANAGEMENT - MANAGED CARE, was read the third time. On motion of Senator Blackham, the bill was circled.

* * *

S.B. 110, REVENUE BONDS FOR MUNICIPALITIES, was read the third time and explained by Senator Montgomery. On motion of Senator Hillyard, the bill was circled.

* * *

On motion of Senator Steele, **S.B. 24** was removed from the Third Reading Table and placed on the Third Reading Calendar.

* * *

On motion of Senator Nielson, the circle was removed from **S.B. 108**, DIABETES TREATMENT AND MANAGEMENT - MANAGED CARE, and it was before the Senate. Senator Nielson explained the bill and it passed on the following roll call:

Yeas, 15; Nays, 14; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Howell	Hull	Julander
Knudson	Mayne	Montgomery	Nielson
Peterson	Steele	Suazo	

Voting in the negative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Hillyard	Jones	Mansell	Muhlestein
Poulton	Spencer	Stephenson	Valentine
Waddoups	Beattie		

Senator Peterson declared a conflict of interest.

S.B. 108 was transmitted to the House.

* * *

S.B. 24, INDIVIDUAL INCOME TAX - BRACKET ADJUSTMENTS, was read the third time and explained by Senator Nielson.

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

1. Page 3, Line 81:
   delete "2002" and insert "2001"

The bill passed on the following roll call:

Yeas, 21; Nays, 7; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	M. Evans
Hellewell	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Stephenson	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

Davis	B. Evans	Hale	Hillyard
Spencer	Steele	Suazo	

Absent or not voting was: Senator Dmitrich

S.B. 24, as amended, was transmitted to the House.

* * *

SECOND READING CALENDAR

S.B. 88, EXCLUSION OF TERRITORY FROM COUNTY SERVICE AREA, was read the second time. Senator Hellewell explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	B. Evans
M. Evans	Hale	Hellewell	Howell
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting were: Senators

Davis	Dmitrich	Hillyard	Hull
Mansell			

* * *

S.J.R. 4, RESOLUTION ON COMPENSATION OF IN-SESSION EMPLOYEES, was read the second time. On motion of Senator Montgomery, the following substitute bill replaced the original bill.

RESOLUTION ON COMPENSATION OF IN-SESSION EMPLOYEES

Sub S.J.R 4 *Robert F. Montgomery*

A JOINT RESOLUTION OF THE LEGISLATURE FIXING THE COMPENSATION FOR LEGISLATIVE IN-SESSION EMPLOYEES; AND PROVIDING RETROSPECTIVE OPERATION.

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

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell

Hillyard	Howell	Jones	Julander
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Davis	Hull	Mansell

* * *

S.B. 89, NATIVE AMERICAN COORDINATING BOARD, was read the second 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Jones
Julander	Knudson	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Hull	Mansell	Mayne

* * *

S.B. 95, ACCESS TO RURAL HEALTH CARE FACILITIES AMENDMENTS, was read the second time. Senator Knudson explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Jones
Julander	Knudson	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Hull	Mansell	Mayne

* * *

S.B. 21, PATRIOTIC EDUCATION, was read the second time. Senator Blackham explained the bill. Senators Hellewell and Julander commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Mansell	Mayne

* * *

S.B. 129, Y2K REVISORS - TECHNICAL CHANGES, was read the second time. 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Mansell	Mayne

* * *

S.B. 34, USE OF SALES AND USE TAX REVENUE, was read the second time. Senator Hillyard explained the bill. Senator Valentine commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Dmitrich	Mayne

* * *

H.B. 221, REVISORS STATUTE, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

* * *

H.J.R. 5, JOINT RULES REVISORS RESOLUTION, was read the second time. 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator Mansell

* * *

Senator Hillyard moved to return to the Third Reading Calendar.

THIRD READING CALENDAR

On motion of Senator Montgomery, the circle was removed from **S.B. 110**, REVENUE BONDS FOR MUNICIPALITIES, and it was before the Senate. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator Mansell

S.B. 110 was transmitted to the House.

* * *

On motion of Senator L. Hillyard and at 11:30 a.m., the Senate adjourned until 10:00 a.m., Tuesday, January 25, 2000.

NINTH DAY

MORNING SESSION

The Senate was called to order at 10:10 a.m., with President R. Lane Beattie presiding.

Prayer - Minister Ron Holdsworth, Granger Community Christian Church

President Beattie and Senator Scott Howell informed the Senate of the untimely passing of Jacqueline Erbin Steiner, wife of former Senator Robert Steiner.

On motion of Senator Hillyard, and at 10:25 a.m., the Senate sauntered.

The Senate was called to order at 10:40 a.m., with President Beattie presiding.

Roll Call- All Senators present

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 24, 2000

The House passed, as amended, **H.B. 20**, Special License Plates for Emergency Medical Technicians, by Representative D. Bowman, and it is transmitted for consideration.

The House passed **H.B. 31**, Operation of Nonresident Owned Snowmobile, by Representative D. Bowman, and it is transmitted for consideration.

The House passed, as amended, **H.B. 43**, Unauthorized Charges on Utility Bills - Cramming Amendments, by Representative S. Allen, et al, and it is transmitted for consideration.

The House passed **H.B. 167**, Information Technology Infrastructure Innovation Program, by Representative B. Chard, and it is transmitted for consideration.

The House passed **H.B. 186**, Health Insurers - Referral to Specialist Process, by Representative M. Carlson, and it is transmitted for consideration.

The House passed **H.B. 191**, Local Government Law Amendments, by Representative M. Stephens, and it is transmitted for consideration.

The House passed, as substituted, **1st Sub. H.B. 194**, Appropriation and Spending Limitation Cap - Centennial Highway Fund, by Representative M. Stephens, and it is transmitted for consideration.

The House passed, as substituted, **1st Sub. H.B. 206**, Amendments to Department of Community and Economic Development, by Representative W. Harper, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 20, H.B. 31, H.B. 43, H.B. 167, H.B. 186, H.B. 191, 1st Sub. H.B. 194,** and **1st Sub. H.B. 206** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: January 24, 2000

The Rules Committee recommends assignment of the following bills and resolution to standing committees:

Business, Labor & Economic Development

S.B. 42	Rental Application Fees (M. Waddoups)
S.B. 46	Motor Fuel Marketing Amendments (P. Hellewell)

Education

H.B. 30	School Bus Light Requirement (N. Hendrickson)

Energy, Natural Resources & Agriculture

H.B. 41	Trespass Across Cultivated Land (C. Buttars)
H.C.R. 1	Resolution Urging Federal Funding to Fight Grasshopper and Cricket Infestation (J. Gowans)

Health & Environment

S.B. 138	Sunset Date for Health Policy Commission (H. Nielson)
H.B. 27	Psychologist Licensing Act (J. Buffmire)

Human Services

H.B. 29	Amendments to Public Assistance (L. Frandsen)

Judiciary

H.B. 203	Stalking Amendments (L. Shurtliff)

Revenue & Taxation
H.B. 6 Funding for Capital Improvement Projects (G. Adair)
State & Local Affairs
H.B. 7 Restriction on Political Activity of Municipal Employees (N. Hansen)

Transportation & Public Safety
S.B. 137 Salvage Vehicle Buyers (J. Valentine)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Hillyard, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: January 21, 2000

The Education Committee reports a favorable recommendation on S.B. 37, PUBLIC SCHOOLS SURVEYS AMENDMENTS, by Senator R. Montgomery; and

The Education Committee reports a favorable recommendation on S.B. 98, EDUCATION BUDGET RESERVE ACCOUNT, by Senator L. Hillyard, with the following amendments:

1. Page , Line 21:
   After "surplus" delete "25%" insert "10%"

Lorin V. Jones, Chair; and

Mr. President: January 24, 2000

The Judiciary Committee reports a favorable recommendation on S.B. 75, IDENTITY FRAUD, by Senator G. Davis, with the following amendments:

1. Page 4, Line 115:
   After "(p)" delete "for any unlawful or deceptive purpose" and insert "with fraudulent intent,"

2. Page 6, Line 176:
   After "signatures" insert "or a private key"

3. Page 7, Line 184:
   After "information" delete "for any unlawful purpose" and insert "with fraudulent intent"; and

The Judiciary Committee reports a favorable recommendation on S.B. 104, UNIFORM CHILD CUSTODY ACT, by Senator L. Hillyard; and

Mr. President: January 24, 2000

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 6**, UNINSURED MOTORIST DATABASE REAUTHORIZATION, by Senator D. Steele; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 36**, DAMAGE TO OR INTERRUPTION OF COMMUNICATION DEVICE, by Senator R. Allen; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 40**, UNINSURED MOTORIST DATABASE AMENDMENTS, by Senator D. Steele; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 120**, REPLICA VEHICLE PROVISIONS, by Senator E. Mayne.

Michael G. Waddoups, Chair

On motion of Senator Hillyard, the committee reports were adopted. **S.B. 37, S.B. 98, S.B. 75, S.B. 104, S.B. 6, S.B. 36, S.B. 40,** and **S.B. 120** were placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

DRIVING UNDER THE INFLUENCE PROVISIONS

S.B. 47 *Scott N. Howell*

AN ACT RELATING TO MOTOR VEHICLES; AUTHORIZING TELEPHONIC OR OTHER ELECTRONIC TESTIMONY AT CERTAIN ADMINISTRATIVE HEARINGS; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the Rules Committee.

RETIREMENT DEFERRED COMPENSATION EMPLOYER MATCH

S.B. 71 *Gene Davis*

AN ACT RELATING TO RETIREMENT; AMENDING EMPLOYER CONTRIBUTION TO CERTAIN EMPLOYEES' SUPPLEMENTAL BENEFITS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

CRIMINAL CODE - RESTRICTED PERSONS

S.B. 72 *Terry R. Spencer*

AN ACT RELATING TO THE CRIMINAL CODE; REVISING CATEGORIES OF RESTRICTED PERSONS; ALLOWING THE BUREAU OF

CRIMINAL IDENTIFICATION TO ACCESS JUVENILE COURT RECORDS FOR THE PURPOSE OF BACKGROUND CHECKS FOR FIREARM PURCHASES; PROVIDING FOR CONFIDENTIALITY OF INFORMATION; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

PROPERTY TAX - FARMLAND ASSESSMENT ACT AMENDMENTS

S.B. 139 *Pete Suazo*

AN ACT RELATING TO REVENUE AND TAXATION; AMENDING THE QUALIFICATIONS FOR ASSESSMENT AS AGRICULTURAL LAND; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

TOBACCO PREVENTION AND TREATMENT ENDOWMENT

S.B. 140 *D. Edgar Allen*

AN ACT RELATING TO THE TOBACCO SETTLEMENT ACCOUNT; AMENDING THE NAME OF THE TOBACCO SETTLEMENT ACCOUNT; CREATING A SECOND RESTRICTED ACCOUNT KNOWN AS THE TOBACCO PREVENTION AND TREATMENT ENDOWMENT; REQUIRING THAT 25% OF ALL TOBACCO SETTLEMENT FUNDS BE DEPOSITED INTO THE ENDOWMENT; PERMITTING ONLY THE INTEREST EARNED ON THE ENDOWMENT TO BE APPROPRIATED; ESTABLISHING THE PURPOSES FOR WHICH INTEREST MAY BE APPROPRIATED; APPROPRIATING INTO THE ENDOWMENT 25% OF ANY TOBACCO SETTLEMENT FUNDS RECEIVED BY THE STATE BEFORE THE EFFECTIVE DATE OF THIS ACT; AND ESTABLISHING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

PROVIDING TOBACCO TO MINORS

S.B. 141 *D. Edgar Allen*

AN ACT RELATING TO THE CRIMINAL CODE; PROHIBITING A PERSON FROM PROVIDING TOBACCO TO A MINOR; AND MAKING CONFORMING AMENDMENTS, was read for the first time and referred to the Rules Committee.

CREATION OF LOCAL DISTRICTS

S.B. 142 *R. Mont Evans*

AN ACT RELATING TO LOCAL DISTRICTS AND SPECIAL DISTRICTS; EXTENDING THE DATE BEFORE WHICH A LOCAL

DISTRICT MAY NOT BE CREATED; CLARIFYING THE EFFECT OF THAT PROHIBITION ON THE CREATION OF SPECIFIED SPECIAL DISTRICTS; REPEALING OBSOLETE LANGUAGE; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 88, EXCLUSION OF TERRITORY FROM COUNTY SERVICE AREA, was read the third time, explained by Senator Hellewell, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Hull

S.B. 88 was transmitted to the House.

* * *

Sub S.J.R. 4, RESOLUTION ON COMPENSATION OF IN-SESSION EMPLOYEES, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Hull

Sub S.J.R. 4 was transmitted to the House.

* * *

S.B. 89, NATIVE AMERICAN COORDINATING BOARD, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Waddoups	Beattie	

Absent or not voting were: Senators

Hull	Valentine

S.B. 89 was transmitted to the House.

* * *

S.B. 95, ACCESS TO RURAL HEALTH CARE FACILITIES AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Waddoups	Beattie	

Absent or not voting were: Senators

Hull	Valentine

S.B. 95 was transmitted to the House.

* * *

S.B. 21, PATRIOTIC EDUCATION, was read the third time. On motion of Senator Blackham, **S.B. 21** will be considered February 9, 2000 at 10:30 a.m.

* * *

S.B. 129, Y2K REVISORS - TECHNICAL CHANGES, was read the third time, explained by Senator Poulton, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Hull

S.B. 129 was transmitted to the House.

* * *

S.B. 34, USE OF SALES AND USE TAX REVENUE, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Hull

S.B. 34, as amended, was transmitted to the House.

* * *

H.B. 221, REVISOR'S STATUTE, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Hull

H.B. 221 was signed by the President in open session and returned to the House.

* * *

H.J.R. 5, JOINT RULES REVISORS RESOLUTION, was read the third time, explained by Senator Poulton, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Jones
Julander	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Hull	Knudson

H.J.R. 5 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Spencer, the enacting clause of S.B. 79 was stricken.

SECOND READING CALENDAR

S.B. 125, UNIFORM ELECTRONIC TRANSACTIONS ACT, was read the second time. Senator Hillyard explained the bill. Senators Julander, Beattie, and Mansell commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Peterson

* * *

S.B. 115, TRAUMA SYSTEM AMENDMENTS, was read the second time. Senator Montgomery explained the bill. Senators Muhlestein, E. Allen, Mansell, Beattie, and Spencer commented. The bill passed on the following roll call:

Yeas, 22; Nays, 5; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hale	Hillyard
Howell	Hull	Julander	Knudson
Mansell	Montgomery	Nielson	Peterson
Spencer	Steele	Suazo	Valentine
Waddoups	Beattie		

Voting in the negative were: Senators

B. Evans	Hellewell	Jones	Muhlestein
Stephenson			

Absent or not voting were: Senators
Mayne Poulton

* * *

On motion of Senator Blackham, the circle was removed from **S.B. 103**, FEE FOR STATE GOLF COURSES, and it was before the Senate. Senator Blackham explained the bill. Senator Hillyard, Dmitrich, Spencer, Davis, and B. Evans commented. Senators Davis and Dmitrich declared a conflict of interest. The bill passed on the following roll call:

Yeas, 20; Nays, 9; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	Blackham	B. Evans	Hale
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Montgomery	Nielson
Peterson	Poulton	Spencer	Steele
Suazo	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

R. Allen	Davis	Dmitrich	M. Evans
Hellewell	Howell	Mayne	Muhlestein
Stephenson			

* * *

S.B. 109, CHILD ABUSE DATABASE INFORMATION, was read the second time. Senator Valentine explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Hull

* * *

S.B. 11, ASSOCIATIONS OF GOVERNMENTS APPROPRIATION, was read the second time. Senator Dmitrich explained the bill. Senators Stephenson, Beattie, Mansell, Davis commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Nielson	Peterson	Poulton	Spencer
Steele	Suazo	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

Hellewell	Mansell	Muhlestein	Stephenson

* * *

On motion of Senator L. Hillyard and at 12:00 noon, the Senate adjourned until 10:00 a.m., Wednesday, January 26, 2000.

TENTH 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 Wenger, Congregation Kol Ami

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 25, 2000

The House passed, as substituted, **2nd Sub. H.B. 23**, New Century Scholarship Amendments, by Representative B. King, and it is transmitted for consideration; and

The House passed **H.B. 32**, Old Irontown as State Park, by Representative D. Bowman, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 34**, Reilly Civil Stalking Amendments, by Representative L. Shurtliff, et al, and it is transmitted for consideration; and

The House passed **H.B. 42**, Bidding Process for School District Construction, by Representative G. Snow, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 171**, Reauthorization of the Recycling Market Development Zone Act, by Representative B. Ferry, and it is transmitted for consideration; and

The House passed **H.B. 196**, Water Commissioner Appointments, by Representative M. Styler, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 212**, Limitation on Reimbursement of Legal Fees and Costs to Officers and Employees, by Representative C. Bennion, and it is transmitted for consideration; and

The House passed **H.B. 213**, Workers' Compensation Fund Amendments, by Representative J. Swallow, and it is transmitted for consideration; and

The House passed **H.B. 214**, Appropriation for Centennial Trails, by Representative A. Tyler, et al, and it is transmitted for consideration; and

The House passed **H.B. 219**, Cooperative Wildlife Management Unit Purposes, by Representative B. Johnson, and it is transmitted for consideration; and

The House passed **H.J.R. 3**, Resolution Providing for Special Sessions of the Legislature, by Representative R. Walsh, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **2nd Sub. H.B. 23, H.B. 32, H.B. 34, H.B. 42, H.B. 171, H.B. 196, H.B. 212, H.B. 213, H.B. 214, H.B. 219,** and **H.J.R. 3** were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: January 25, 2000

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 23**, WORKERS COMPENSATION - EMPLOYEES WILLFUL MISCONDUCT, by Senator P. Hellewell, with the following amendments:

1. Page 2, Line 42:
   After "a" insert "valid"

2. Page 2, Line 44:
   After "a" insert "valid"

3. Page 2, Line 52:
   After "a" insert "valid"

4. Page 2, Line 54:
   After "a" insert "valid"

5. Page 3, Line 77:
   After "a" insert "valid"

6. Page 3, Line 79:
   After "a" insert "valid"; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 46**, MOTOR FUEL MARKETING AMENDMENTS, by Senator P. Hellewell; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 135**, PROFESSIONAL BOXING LICENSURE AND REGULATION, by Senator P. Suazo.

Parley G. Hellewell, Chair; and

Mr. President: January 25, 2000

The Education Committee reports a favorable recommendation on **S.B. 133**, EDUCATION TECHNOLOGY INITIATIVE AMENDMENTS, by Senator H. Stephenson; and

The Education Committee reports a favorable recommendation on **H.B. 181**, EDUCATOR BACKGROUND CHECK AMENDMENTS, by Representative R. Siddoway.

Lorin V. Jones, Chair; and

Mr. President: January 25, 2000

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 126**, BUSINESS LICENSE FEE AMENDMENTS, by Senator J. Valentine.

John L. Valentine, Chair; and

Mr. President: January 25, 2000

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 78**, UTILITIES IN HIGHWAY RIGHTS-OF-WAY, by Senator L. Blackham, with the following amendments:

1. Page 8, Line 218:
   After "(d)" insert "(i)" and after "provide for the" insert "proportionate"

2. Page 8, Line 219:
   Delete "." and insert "based on the amount of conduit innerduct space that is authorized in the agreement for the trench.

   (ii) If two or more telecommunications facility providers are required to share a single trench, each telecommunications facility provider in the trench shall share the cost and benefits of the trench in accordance with Subsection (3)(d)(i) on a fair, reasonable, competitively neutral, and nondiscriminatory basis."; and

The State and Local Affairs Committee recommends **S.B. 101**, STATE BUILDING OWNERSHIP AUTHORITY AMENDMENTS, by Senator P. Knudson, be replaced and favorably recommends **1st Sub. S.B. 101**, STATE BUILDING OWNERSHIP AUTHORITY AMENDMENTS.

R. Mont Evans, Chair

On motion of Senator Hillyard, the committee reports were adopted. **S.B.23, S.B. 46, S.B. 135, S.B. 133, H.B. 181, S.B. 126, S.B. 78,** and **1st Sub. S.B. 101** were placed on the Second Reading Calendar.

* * *

Mr. President: January 25, 2000

The Education Committee reports a favorable recommendation on **H.B. 169**, SCHOOL SAFETY PROGRAMS, by Representative R. Bigelow, and recommends it be considered read for the second time and placed on the Consent Calendar.

Lorin V. Jones, Chair; and

Mr. President: January 25, 2000

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 127**, COUNTY RECORDER AMENDMENTS, by Senator R. Evans, and recommends it be considered read for the second time and placed on the Consent Calendar.

R. Mont Evans, Chair

On motion of Senator Poulton, the committee reports were adopted. **H.B. 169** and **S.B. 127** were considered read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

OPTOMETRY LICENSING ACT AMENDMENTS

S.B. 48 *L. Alma Mansell*

AN ACT RELATING TO OCCUPATIONS AND PROFESSIONS; IMPOSING DISCLOSURE REQUIREMENTS ON HEALTH INSURERS WHO OFFER VISION BENEFITS; INCLUDING OPTOMETRISTS IN THE LIST OF HEALTH CARE PROVIDERS COVERED BY HEALTH INSURANCE AND THE GOOD SAMARITAN ACT; PERMITTING A CONTACT LENS PRESCRIPTION TO BE GIVEN VERBALLY AND SPECIFYING THE

COMPONENTS OF SUCH A PRESCRIPTION; ESTABLISHING A GENERAL EXEMPTION FROM LICENSURE FOR CONTACT LENS SELLERS AND THE MANNER FOR FILLING PRESCRIPTIONS BASED ON NOTIFICATION; CLARIFYING THE EXEMPTION FOR PERSONS WHO FIT CONTACT LENSES; REQUIRING AN OPTOMETRIST TO PROVIDE PRESCRIPTION CONTACT LENS TO A PATIENT AND A SELLER OF CONTACT LENSES; LIMITING THE LIABILITY OF AN OPTOMETRIST FOR PROVIDING A PRESCRIPTION; AND MAKING TECHNICAL AND CONFORMING AMENDMENTS, was read for the first time and referred to the Rules Committee.

CERTIFIED SHORTHAND REPORTERS LICENSING ACT AMENDMENTS

S.B. 143 *Terry R. Spencer*

AN ACT RELATING TO OCCUPATIONS AND PROFESSIONS AND THE JUDICIAL CODE; CHANGING REFERENCES TO SHORTHAND REPORTERS TO COURT REPORTERS; MAKING TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

TAX INCREMENT AMENDMENTS

S.B. 144 *L. Alma Mansell*

AN ACT RELATING TO SPECIAL DISTRICTS; AND MODIFYING THE DATE GOVERNING THE AVAILABILITY OF CERTAIN TAX INCREMENT FUNDS, was read for the first time and referred to the Rules Committee.

NOTARY PUBLIC REQUIREMENTS

S.B. 145 *John L. Valentine*

AN ACT RELATING TO NOTARIZATION AND AUTHENTICATION OF DOCUMENTS; REPEALING THE TESTING REQUIREMENT TO BECOME A NOTARY PUBLIC, was read for the first time and referred to the Rules Committee.

RESOLUTION URGING TELEVISION NETWORKS TO AIR VIOLENT PROGRAMS ONLY LATE AT NIGHT

S.R. 3 *Scott N. Howell*

A RESOLUTION OF THE SENATE URGING TELEVISION NETWORKS TO LIMIT THE BROADCASTING OF VIOLENT PROGRAMS TO LATE

EVENING HOURS; URGING THE MOTION PICTURE ASSOCIATION OF AMERICA'S CLASSIFICATION AND RATINGS ADMINISTRATION TO GIVE MORE RESTRICTIVE RATINGS TO VIOLENT FILMS; AND URGING PRODUCERS OF VIDEO AND COMPUTER GAMES THAT ARE VIOLENT TO SUPPORT RESTRICTIONS PROHIBITING ANYONE UNDER 21 FROM PURCHASING THE GAMES, was read for the first time and referred to the Rules Committee.

CONSENT CALENDAR

S.B. 86, EMERGENCY MEDICAL SERVICES AMENDMENTS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Waddoups	Beattie

Absent or not voting were: Senators

Davis	M. Evans	Mansell	Mayne
Valentine			

S.B. 86 was transmitted to the House.

* * *

THIRD READING CALENDAR

S.B. 125, UNIFORM ELECTRONIC TRANSACTIONS ACT, 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

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery

Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Waddoups	Beattie		

Absent or not voting were: Senators

Davis	Mansell	Valentine

S.B. 125 was transmitted to the House.

* * *

S.B. 115, TRAUMA SYSTEM AMENDMENTS, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

Yeas, 23; Nays, 4; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hillyard	Howell	Hull	Julander
Knudson	Mayne	Montgomery	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Waddoups	Beattie	

Voting in the negative were: Senators

Hellewell	Jones	Muhlestein	Spencer

Absent or not voting were: Senators

Mansell	Valentine

S.B. 115 was transmitted to the House.

* * *

S.B. 103, FEE FOR STATE GOLF COURSES, was read the third time and explained by Senator Blackham. Senator Muhlestein commented. The bill failed on the following roll call:

Yeas, 12; Nays, 17; Absent, 0.

Voting in the affirmative were: Senators

B. Evans	Hillyard	Hull	Jones
Knudson	Mansell	Montgomery	Nielson
Spencer	Steele	Suazo	Beattie

Voting in the negative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hale	Hellewell
Howell	Julander	Mayne	Muhlestein
Peterson	Poulton	Stephenson	Valentine
Waddoups			

On motion of Senator Blackham, the bill was requested held by the Secretary of the Senate.

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S.B. 109, CHILD ABUSE DATABASE INFORMATION, 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Blackham

S.B. 109 was transmitted to the House.

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S.B. 11, ASSOCIATIONS OF GOVERNMENTS APPROPRIATION, was read the third time. On motion of Senator Dmitrich, the bill was circled.

SECOND READING CALENDAR

S.B. 37, PUBLIC SCHOOLS SURVEYS AMENDMENTS, was read the second time. Senator Montgomery explained the bill. Senators Mansell, Stephenson, Steele, M. Evans, Hull, Jones, E. Allen, Spencer, Peterson, Hellewell, Hillyard, Beattie, and Hale commented. Senator Hull declared a conflict of interest. The bill passed on the following roll call:

Yeas, 16; Nays, 13; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hillyard	Howell
Hull	Julander	Knudson	Mayne
Montgomery	Peterson	Steele	Suazo

Voting in the negative were: Senators

Blackham	M. Evans	Hellewell	Jones
Mansell	Muhlestein	Nielson	Poulton
Spencer	Stephenson	Valentine	Waddoups
Beattie			

* * *

S.B. 98, EDUCATION BUDGET RESERVE ACCOUNT, was read the second time. Senator Hillyard explained the bill. Senators Hull, Stephenson, Jones, B. Evans, Blackham, Hellewell, and Knudson commented. The bill passed on the following roll call:

Yeas, 15; Nays, 11; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	Hellewell	Hillyard	Knudson
Mansell	Muhlestein	Peterson	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative were: Senators

Dmitrich	M. Evans	Hale	Hull
Jones	Julander	Mayne	Nielson
Poulton	Spencer	Steele	

Absent or not voting were: Senators

Howell	Montgomery	Stephenson

* * *

On motion of Senator L. Hillyard and at 12 noon, the Senate adjourned until 10:00 a.m., Thursday, January 27, 2000.

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, except Senator Mansell, excused
Prayer - William Fillmore, Member of the BYU Fifth Stake Presidency

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 26, 2000

The House passed, **S.B. 76**, Amendments to Digital Signature Act, by Senator D. Steele, which has been signed by the Speaker and it is transmitted for the signature of the President.

The House passed, **S.B. 77**, Chief Information Officer Amendments, by Senator D. Steele, which has been signed by the Speaker and it is transmitted for the signature of the President.

The House passed, **S.C.R. 1**, Resolution Petitioning United States Government to Release Certain Satellite Data, by Senator D. Steele, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 76, S.B. 77, 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: January 26, 2000

The House passed, as amended, **1st Sub. S.B. 20**, Government Competition with Private Sector, by Senator L. Blackham, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Hillyard, the bill was placed on the Concurrence Calendar.

* * *

Mr. President: January 25, 2000

The House passed, as amended, **H.B. 9**, Aggressive Driving Amendments, by Representative D. Bush, and it is transmitted for consideration.

The House passed, as amended, **H.B. 49**, County Boundary Changes, by Representative B. Johnson, and it is transmitted for consideration.

The House passed, as amended, **H.B. 165**, Transportation Corridor Preservation Act, by Representative M. Dillree, and it is transmitted for consideration.

The House passed **H.B. 189**, Classroom Supplies, by Representative R. Bigelow, et al, and it is transmitted for consideration.

The House passed, as amended, **H.B. 204**, Judicial Information to Voters, by Representative K. Bryson, and it is transmitted for consideration.

The House passed **H.B. 223**, School and Institutional Trust Lands Amendments, by Representative T. Hatch, and it is transmitted for consideration.

The House passed **H.B. 240**, Appropriation for Land Use Planning, by Representative D. Iverson, and it is transmitted for consideration.

The House passed, as amended, **H.J.R. 2**, Resolution on Victim's Rights, by Representative G. Cox, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 9, H.B. 49, H.B. 165, H.B. 189, H.B. 204, H.B. 223, H.B. 240,** and **H.J.R. 2** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: January 26, 2000

The Rules Committee recommends assignment of the following bills to standing committees :

Education

S.B. 17	Minimum School Levy Modifications (L. Jones)
H.B. 164	Dixie College Name Change (J. Hickman)

Health & Environment

H.B. 186	Health Insurers - Referral to Specialist Process (M. Carlson)

Human Services

S.B. 140	Tobacco Prevention and Treatment Endowment (D. Allen)
S.B. 141	Providing Tobacco to Minors (D. Allen)

Judiciary

S.B. 25	Material Harmful to Minors - Amendments (S. Howell)
S.B. 72	Criminal Code - Restricted Persons (T. Spencer)
H.B. 43	Unauthorized Charges on Utility Bills - Cramming Amendments (S. Allen)

State & Local Affairs

S.B. 142	Creation of Local Districts (R. Evans)
H.B. 191	Local Government Law Amendments (M. Stephens)
Sub. H.B. 206	Amendments to Department of Community and Economic Development (W. Harper)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Valentine, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: January 26, 2000

The Energy, Natural Resources, and Agriculture Committee recommends S.B. 73, TELECOMMUNICATION DEFINITION TECHNICAL AMENDMENTS, by Senator L. Jones, be replaced and favorably recommends 1st Sub. S.B. 73, TELECOMMUNICATION DEFINITION TECHNICAL AMENDMENTS with the following amendments:

1. Page 7, Line 190:
   After "Commission;" delete "or"

2. Page 7, Line 191:
   After "Internet" delete "access." and insert "service; or"

3. Page 7, Line 191:
   After line 191 insert: "(iii) resold intrastate toll service."; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on H.B. 40, TAKING WILDLIFE WHILE TRESPASSING, by Representative M. Styler; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 41**, TRESPASS ACROSS CULTIVATED LAND, by Representative C. Buttars; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 48**, STATE WATER DEVELOPMENT COMMISSION AMENDMENTS, by Representative E. Olsen; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 170**, OIL AND GAS CONSERVATION ACCOUNT, by Representative J. Seitz; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.C.R. 1**, RESOLUTION URGING FEDERAL FUNDING TO FIGHT GRASSHOPPER AND CRICKET INFESTATION, by Representative J. Gowans.

Beverly Ann Evans, Chair; and

Mr. President: January 25, 2000

The Health and Environment Committee reports a favorable recommendation on **S.B. 113**, EXEMPTION FROM LICENSURE FOR ATHLETIC TRAINERS, by Senator J. Valentine, with the following amendments:

1. Page 2, Line 56: After "National" insert "Athletic"; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 47**, REPEAL OF WASTE TIRE RECYCLING INDUSTRIAL ASSISTANCE LOAN PROGRAM, by Representative N. Hendrickson, with the following amendments:

1. Page 3 Line 88:
   After Line 88 insert:
   "Section 7. Coordination clause.
   "If this bill and H.B. 215, Waste Tire Recycling Amendments, both pass, it is the intent of the Legislature that the amendments in Section 26-32a-105 in this bill supersede the amendments to Section 26-32a-105 in H.B. 215."; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 215**, WASTE TIRE RECYCLING AMENDMENTS, by Representative N. Hendrickson, with the following amendments:

1. Page 1, Line 6:
After "CODE;" delete "AND"

2. Page 1, Line 7:
After "YEARS" insert "; AND MAKING TECHNICAL AMENDMENTS"

3. Page 18, Line 526:
After "with" bracket "Title 63, Chapter 46a, Utah Administrative Rulemaking Act:"

4. Page 18, Line 527:
At the beginning of line 527 bracket "(a)" and insert "Section 26A-1-121" and after "make" bracket "rules" and insert "regulations"

5. Page 18, Line 528:
At the beginning of line 528 bracket "(i)" and insert "(a)"

6. Page 18, Line 529:
At the beginning of line 529 bracket "(ii)" and insert "(b)" and after "reimbursement" bracket "; and" and insert a period

7. Page 18, Line 530:
At the beginning of line 530 bracket "(b)" and insert "(2) In accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act,"

8. Page 18, Line 531:
At the beginning of line 531 bracket "(2)" and insert "(3)"

9. Page 18, Line 532:
After "making" bracket "rules" and insert "regulations"

Robert F. Montgomery, Chair;
and

Mr. President: January 26, 2000

The Judiciary Committee reports a favorable recommendation on S.B. 39, EXPEDITED VISITATION ENFORCEMENT PROGRAM, by Senator M. Peterson, with the following amendments:

1. Page 2, Line 49:
After "to the judge" insert "or court commissioner"

2. Page 2, Line 56:
After "a judge" insert "or court commissioner"

3. Page 3, Line 71:
After "parent shall" insert ", pursuant to an order of the court,"

4. Page 5, Line 121:
Reinstate "(a)"

5. Page 5, Line 123:
Reinstate "(b) This pilot program shall be funded through funds received under Subsection (a)" and add a ",";and

The Judiciary Committee reports a favorable recommendation on **S.B. 124**, ADOPTION ACT AMENDMENTS, by Senator L. Hillyard, with the following amendments:

1. Page 2, Line 46:
After "of the county" bracket "clerk" and insert "health department";

Terry Spencer, Chair; and

Mr. President: January 26, 2000

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 180**, HIGHWAY AMENDMENTS, by Representative B. Chard.

Michael G. Waddoups, Chair

On motion of Senator Valentine, the committee reports were adopted. **1st Sub. S.B. 73, as amended, H.B. 40, H.B. 41, H.B. 48, H.B. 170, H.C.R. 1, S.B. 113, as amended, H.B. 47, as amended, H.B. 215, as amended, S.B. 39, as amended, S.B. 124, as amended, and H.B. 180** were placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

CHILD SUPPORT AMENDMENTS

S.B. 49 *Lyle W. Hillyard*

AN ACT RELATING TO HUMAN SERVICES AND THE JUDICIAL CODE; MAKING AMENDMENTS TO CHILD SUPPORT STATUTES TO CONFORM WITH TITLE IV OF THE SOCIAL SECURITY ACT; CLARIFYING WHEN PAYMENTS ARE DUE; CHANGING TAX INTERCEPT PROVISIONS TO CONFORM WITH FEDERAL LAW; DELETES "STEPPARENT" AS A DEFINED TERM AND SUBSTITUTES "THIRD PARTY" TO ENCOMPASS ALL OTHER POSSIBLE PARTIES.

INCLUDING THE STATE; ADDS NEW DEFINITIONS; PREVENTING VOLUNTARY RELINQUISHMENT OF PARENTAL RIGHTS WHEN SUPPORT IS OWED; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the Rules Committee.

S.B. 146 *David H. Steele*

AN ACT RELATING TO PUBLIC SCHOOLS; ESTABLISHING THE PRESUMPTION THAT STUDENTS WILL PAY THE FEES ASSOCIATED WITH COURSES THEY ARE REPEATING OR REMEDIATION; PROVIDING ALTERNATIVES TO WAIVING THE FEES IN CASES OF FINANCIAL HARDSHIP; PROVIDING FOR A PARTIAL OR FULL WAIVER IN CASES OF EXTREME HARDSHIP; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

ONLINE COURT ASSISTANCE

S.B. 147 *Michael G. Waddoups*

AN ACT RELATING TO THE JUDICIAL CODE; MOVING ELECTRONIC ACCESS TO THE COURTS TO WEB-BASED TECHNOLOGY; PERMITTING THE GOVERNING BOARD DISCRETION TO ESTABLISH THE PARAMETERS OF THE PROGRAM; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

APPROPRIATION FOR YOUTH LEADERSHIP SUMMIT

S.B. 148 *Beverly Ann Evans*

AN ACT RELATING TO APPROPRIATIONS; APPROPRIATING $30,000 FROM THE GENERAL FUND FOR FISCAL YEAR 2000-01 TO THE DIVISION OF BUSINESS AND ECONOMIC DEVELOPMENT IN THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT TO DISTRIBUTE TO SOUTHERN UTAH UNIVERSITY TO DEVELOP A RURAL YOUTH LEADERSHIP SUMMIT AND TRAINING PROGRAM; PROVIDING THAT THE FUNDS BE NONLAPSING; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

JUVENILE ADJUDICATION

S.B. 149 *Pete Suazo*

AN ACT RELATING TO THE JUDICIAL CODE; ALLOWING ADJUDICATIONS OF MINORS TO BE CONSIDERED CONVICTIONS FOR

DETERMINING THE LEVEL AT WHICH A JUVENILE MAY BE CHARGED FOR A FUTURE OFFENSE, was read for the first time and referred to the Rules Committee.

APPROPRIATION FOR AIRPORT AUTHORITY

S.B. 150 *Lyle W. Hillyard*

AN ACT RELATING TO APPROPRIATIONS; APPROPRIATING FROM THE GENERAL FUND FOR FISCAL YEAR 2000-01, $2,000,000 TO AERONAUTICAL OPERATIONS OF THE DEPARTMENT OF TRANSPORTATION; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

JUSTICE COURT ACCOUNTABILITY

S.B. 151 *Lyle W. Hillyard*

AN ACT RELATING TO JUSTICE COURTS; ESTABLISHING THE RESPONSIBILITY OF THE ADMINISTRATIVE OFFICE OF THE COURTS TO CONDUCT AUDITS OF THE JUSTICE COURTS, was read for the first time and referred to the Rules Committee.

COSMETOLOGIST/ BARBERS LICENSURE EXEMPTIONS

S.B. 152 *Beverly Ann Evans*

AN ACT RELATING TO OCCUPATIONAL AND PROFESSIONAL LICENSING; AMENDING THE EXEMPTIONS TO LICENSURE AS A COSMETOLOGIST/BARBER; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

CRIMINAL PENALTY AMENDMENTS

S.B. 153 *Terry R. Spencer*

AN ACT RELATING TO CRIMINAL CODE; ENHANCING THE PERIOD OF INCARCERATION FOR CERTAIN CLASS A MISDEMEANORS TO 13 MONTHS; AND MAKING CONFORMING AMENDMENTS, was read for the first time and referred to the Rules Committee.

APPROPRIATION FOR SOLDIER HOLLOW DAY LODGE AND HEBER VALLEY RAILROAD

S.B. 154 *Beverly Ann Evans*

AN ACT RELATING TO THE HEBER VALLEY HISTORIC RAILROAD AUTHORITY AND APPROPRIATIONS; APPROPRIATING $260,000 FROM

THE GENERAL FUND FOR FISCAL YEAR 2000-01 ONLY TO THE HEBER VALLEY HISTORIC RAILROAD AUTHORITY TO BUILD A DEPOT; APPROPRIATING $700,000 FROM THE GENERAL FUND FOR FISCAL YEAR 2000-01 ONLY TO THE DIVISION OF PARKS AND RECREATION; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

USE, POSSESSION, OR SALE OF LASER POINTERS

S.B. 155 *D. Edgar Allen*

AN ACT RELATING TO THE UTAH CRIMINAL CODE; CREATING THE CRIME OF UNLAWFUL USE, POSSESSION, OR SALE OF A LASER POINTER; ESTABLISHING PENALTIES; AND PROVIDING DEFINITIONS, was read for the first time and referred to the Rules Committee.

PROPERTY TAX -- GOVERNING BODY AND VOTER APPROVAL

S.B. 156 *L. Steven Poulton*

AN ACT RELATING TO THE PROPERTY TAX ACT; REINSTATING THE REQUIREMENT THAT A TAXING ENTITY IS REQUIRED TO OBTAIN GOVERNING BODY APPROVAL AND VOTER APPROVAL TO IMPOSE A TAX RATE THAT EXCEEDS THE CERTIFIED TAX RATE; PROVIDING EXCEPTIONS TO THE GOVERNING BODY AND VOTER APPROVAL REQUIREMENTS; DELETING OBSOLETE LANGUAGE; MAKING TECHNICAL CHANGES; AND PROVIDING FOR RETROSPECTIVE OPERATION, was read for the first time and referred to the Rules Committee.

NURSE PRACTICE ACT AMENDMENTS

S.B. 157 *Paula F. Julander*

AN ACT RELATING TO OCCUPATIONS AND PROFESSIONS; AMENDING THE MAKE-UP OF THE BOARD OF NURSING; ELIMINATING THE STATUTORY REQUIREMENT THAT EXAMINATIONS BE TAKEN WITHIN A PRESCRIBED TIME PERIOD; AMENDING THE LICENSING REQUIREMENTS OF A NURSE WHO GRADUATES FROM A NONAPPROVED NURSING PROGRAM; AMENDING THE RENEWAL REQUIREMENTS OF ADVANCED PRACTICE REGISTERED NURSES; AMENDING THE ADMINISTRATIVE PROCEDURES FOR SUSPENDING A LICENSE BECAUSE OF IMPAIRMENT; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

FLUORINE ADDED TO WATER - EXPANSION TO SECOND CLASS COUNTIES

S.B. 158 *D. Edgar Allen*

AN ACT RELATING TO ENVIRONMENTAL QUALITY; AUTHORIZING COMMISSIONERS OF SECOND CLASS COUNTIES TO PASS A RESOLUTION TO PLACE THE ISSUE OF ADDING FLUORINE TO DRINKING WATER ON A GENERAL ELECTION BALLOT; PROVIDING FOR EXEMPTIONS; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

* * *

On motion of Senator Waddoups, legislative staff was authorized to draft a bill regarding Sex Offender Registry Amendments.

THIRD READING CALENDAR

S.B. 37, PUBLIC SCHOOL SURVEY AMENDMENTS, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

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

1. Page 1, Line 125:
   After "notification" insert "by mail"

On motion of Senator Montgomery, the bill was circled.

* * *

S.B. 98, EDUCATION BUDGET RESERVE ACCOUNT, was read the third time, explained by Senator Hillyard. Senator Stephenson commented and the bill passed on the following roll call:

Yeas, 15; Nays, 13; Absent, 1.

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	Hellewell	Hillyard	Knudson
Montgomery	Muhlestein	Poulton	Spencer
Suazo	Valentine	Beattie	

Voting in the negative were: Senators

E. Allen	M. Evans	Hale	Howell
Hull	Jones	Julander	Mayne
Nielson	Peterson	Steele	Stephenson
Waddoups			

Absent or not voting was: Senator
Mansell

S.B. 98, as amended, was transmitted to the House.

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On motion of Senator Blackham, the Senate voted to reconsider its action on **S.B. 103** and to place the bill at the top of the Third Reading Calendar. The bill was before the Senate. Senators Suazo, Waddoups, and E. Allen commented. Senator Poulton declared a conflict of interest. The bill passed on the following role call:

Yeas, 19; Nays, 7; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hillyard
Hull	Jones	Julander	Knudson
Mayne	Montgomery	Nielson	Spencer
Steele	Suazo	Waddoups	

Voting in the negative were: Senators

M. Evans	Hellewell	Howell	Muhlestein
Peterson	Stephenson	Valentine	

Absent or not voting were: Senators

Mansell	Poulton	Beattie

S.B. 103, as amended, was transmitted to the House.

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On motion of Senator Hillyard, Congressman Jim Hansen spoke in Committee of the Whole.

SECOND READING CALENDAR

S.B. 75, IDENTITY FRAUD, was read the second time.

On motion of Senator Hillyard, the bill was circled. On motion of Senator Davis, the circle was removed from **S.B. 75**, IDENTITY FRAUD, and it was before the Senate. Senator Davis explained the bill. Senator Davis moved the following amendments:

1. Page 1, Line 16:
Delete line 16

2. Page 1, Line 18:
After line 18 insert:
"13-11-4.5, Utah Code Annotated 1953"

3. Page 3, Lines 61-89:
Delete lines 61 through 89

4. Page 4, Lines 90-120
including amendment to Line 115 from Judiciary Standing Committee report dated 1/24/00:
Delete lines 90 through 120

5. Page 5, Lines 121-138:
Delete lines 121 through 138 and after line 138 insert:
"Section 2. Section 13-11-4.5 is enacted to read:
13-11-4.5. Deceptive act or practice by person other than a supplier.
(1) A deceptive act or practice by a person other than a supplier in connection with a consumer transaction violates this chapter when it occurs before, during, or after the transaction.
(2) Without limiting the scope of Subsection (1), a person other than a supplier commits a deceptive act or practice if the person knowingly or intentionally, with fraudulent intent, obtains or records personal identifying information which would assist in accessing the financial resources or medical information in the name of another person or accesses or attempts to access the financial resources or medical information in the name of another person through the use of personal identifying information as defined in Title, 76, Chapter 6, Part 11, Identity Fraud Act."
Renumber remaining subsections accordingly.

6. Page 7, Line 208:
After "has" delete "primary"

Senators Blackham, Spencer, E. Allen, Valentine, and commented. On motion of Senator Davis, the bill was circled.

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S.B. 104, UNIFORM CHILD CUSTODY ACT, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

Mansell	Steele	Beattie

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S.B. 6, UNINSURED MOTORIST DATABASE REAUTHORIZATION, was read the second time. On motion of Senator Hillyard, the bill was circled.

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S.B. 36, DAMAGE TO OR INTERRUPTION OF COMMUNICATION DEVICE, was read the second time. Senator R. Allen explained the bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Hull	Jones
Julander	Knudson	Mayne	Muhlestein
Nielson	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Waddoups

Absent or not voting were: Senators

Howell	Mansell	Montgomery	Steele
Beattie			

* * *

On motion of Senator Davis, the circle was removed from S.B. 75, IDENTITY FRAUD, and it was before the Senate. On motion of Senator Valentine, the bill was amended as follows:

1. Page 1, Line 10:
After "COURT" delete "RECORDS REFLECT" and insert "MAKE APPROPRIATE FINDINGS"

2. Page 6, Line 156:
After "court" delete "records" and after "shall" delete "reflect" and insert "make appropriate findings in any prosecution under this section"

3. Page 8, Line 217:
After "court" delete "records"

4. Page 8, Line 218:
At the beginning of line 218 delete "reflect" and insert "appropriate findings in any prosecution of such a crime"

Senator Montgomery commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hillyard
Hull	Jones	Julander	Knudson
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	

Absent or not voting were: Senators

M. Evans	Hellewell	Howell	Mansell
Steele	Beattie		

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S.B. 40, UNINSURED MOTORIST DATABASE AMENDMENTS, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

S.B. 120, REPLICA VEHICLE PROVISIONS, was read the second time. Senator Mayne explained the bill. Senators Hull and Muhlestein commented.

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

1. Page 2, Line 51:
delete "1969" and insert "1975"

Senators Hull and Muhlestein 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Suazo	Valentine
Waddoups			

Absent or not voting were: Senators

Mansell	Steele	Stephenson	Beattie

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S.B. 23, WORKERS COMPENSATION - EMPLOYEES WILLFUL MISCONDUCT, was read the second time.

On motion of Senator Hellewell, the bill was circled.

* * *

S.B. 46, MOTOR FUEL MARKETING AMENDMENTS, was read the second time.

On motion of Senator Hellewell, the bill was circled.

* * *

S.B. 135, PROFESSIONAL BOXING LICENSURE AND REGULATION, was read the second time. Senator Suazo explained the bill. Senator Spencer commented. Senator Suazo 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

E. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell

Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Waddoups

Absent or not voting were: Senators

R. Allen	Mansell	Nielson	Steele
Beattie			

* * *

S.B. 133, EDUCATION TECHNOLOGY INITIATIVE AMENDMENTS, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

Mansell	Steele	Beattie

* * *

H.B. 181, EDUCATOR BACKGROUND CHECK AMENDMENTS, was read the second time. Senator B. Evans explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

Mansell	Steele	Beattie

* * *

S.B. 126, BUSINESS LICENSE FEE AMENDMENTS, was read the second time. Senator Valentine explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups			

Absent or not voting were: Senators

Mansell	Mayne	Steele	Beattie

* * *

S.B. 78, UTILITIES IN HIGHWAY RIGHTS-OF-WAY, was read the second time. Senator Blackham explained the bill. Senators Hillyard, E. Allen, Knudson, and Davis commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

M. Evans	Mansell	Mayne	Steele

* * *

On motion of Senator Hillyard, 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: January 27, 2000

The House passed, **S.B. 10**, Community Impact Alleviation - Definitions, 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. 82**, Property Tax - Calculation of New Growth, by Senator J. Valentine, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 100**, State Financial Advisor Amendments, by Senator P. Knudson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 105**, Quality Assurance on Construction of Public Buildings, by Senator E. Mayne, 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, S.B. 82, S.B. 100, and **S.B. 105** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: January 27, 2000

The House passed **H.B. 208**, Enhanced Penalties for High Blood Alcohol Content in Drivers, by Representative N. Stephens, et al, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 208** was read the first time and referred to the Rules Committee.

INTRODUCTION OF BILLS

HEALTH CARE BENEFITS - GRIEVANCE REVIEW PROCESS

S.B. 50 *Peter C. Knudson*

AN ACT RELATING TO INSURANCE; DEFINING TERMS; PERMITTING AN INSURED TO CHALLENGE AN ADVERSE HEALTH

INSURANCE DECISION THROUGH AN INTERNAL REVIEW PROCESS AND BY AN INDEPENDENT REVIEW PROCESS; REQUIRING THE INSURANCE COMMISSIONER TO ADOPT RULES; AND MAKING CONFORMING AMENDMENTS, was read for the first time and referred to the Rules Committee.

SALES AND USE TAX EXEMPTION - CERTAIN PURCHASES OR LEASES BY A MANUFACTURER

S.B. 51 *Howard A. Stephenson*

AN ACT RELATING TO THE SALES AND USE TAX ACT; EXPANDING THE SALES AND USE TAX EXEMPTION FOR CERTAIN PURCHASES OR LEASES BY A MANUFACTURER; MODIFYING THE REQUIREMENTS FOR THE UTAH STATE TAX COMMISSION TO STUDY THE SALES AND USE TAX EXEMPTION; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

PRIVATE COLLECTION OF DELINQUENT TAXES

S.B. 159 *Howard A. Stephenson*

AN ACT RELATING TO REVENUE AND TAXATION; REDUCING THE WAITING PERIOD BEFORE DELINQUENT TAXES MAY BE REFERRED TO PRIVATE COLLECTORS; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

UNINSURED EMPLOYERS' FUND AMENDMENTS

S.B. 160 *Ed P. Mayne*

AN ACT RELATING TO LABOR; LIMITING SCOPE OF THE UNINSURED EMPLOYERS' FUND; MAKING TECHNICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

SALE OF MOTOR VEHICLE

S.B. 163 *Paula F. Julander*

AN ACT RELATING TO MOTOR VEHICLES; PROHIBITING THE SALE OF A MOTOR VEHICLE ON CERTAIN DAYS; PROVIDING PENALTIES; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

MEDICAL EXCLUSIONS IN INDIVIDUAL HEALTH INSURANCE POLICIES

S.B. 164 *Howard C. Nielson*

AN ACT RELATING TO INSURANCE; PERMITTING AN INSURER AND AN INSURED TO AGREE TO EXCLUDE A SPECIFIC HEALTH CARE CONDITION FROM COVERAGE IN AN INDIVIDUAL HEALTH INSURANCE POLICY; CLARIFYING THAT FOR INSURANCE PURPOSES, AN EXCLUDED HEALTH CARE CONDITION IS AN UNCOVERED PREEXISTING CONDITION; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

SECOND READING CALENDAR

On motion of Senator Hellewell, the circle was removed from **S.B. 46**, MOTOR FUEL MARKETING AMENDMENTS, and it was before the Senate. Senator Hellewell explained the bill. On motion of Senator Hellewell, the bill was amended as follows:

1. Page 4, Line 118:
   Delete "any person" and insert "the Attorney General, division, or county attorney"

2. Page 4, Line 119:
   Delete "person" and insert "entity"

3. Page 5, Line 134:
   After "motor fuel" delete "to itself or" and insert "through" and after "affiliate for" delete "resale" and insert "retail sale"

4. Page 5, Line 135:
   After "distribution at a" delete "transfer"

5. Page 5, Line 136:
   After "same time for" delete "resale" and insert "retail sale"

6. Page 5, Line 137:
   Delete ", if the intent or effect of the sale is to injure competition"

Senators Spencer, Howell, Knudson, Davis, E. Allen, Hillyard, B. Evans, Valentine, R. Allen, Blackham, and Waddoups commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Jones	Julander	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative were: Senators

R. Allen	Howell	Hull	Knudson
Spencer			

Absent or not voting was: Senator
Mansell

* * *

On motion of Senator L. Hillyard and at 3:10 p.m., the Senate adjourned until 10:00 a.m., Friday, January 28, 2000.

TWELFTH 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 - Mr. Arnold Thomas, Northern Shoshone Spiritual Leader

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 27, 2000

The House passed **H.B. 10**, Council on Sexual Victims and Offenders - Extension, by Representative T. Beck, and it is transmitted for consideration; and

The House passed **H.B. 16**, Repeal of Special Police Provisions, by Representative D. Zolman, and it is transmitted for consideration; and

The House passed **H.B. 234**, Trichomoniasis Prevention and Control, by Representative B. Johnson, and it is transmitted for consideration; and

The House passed **H.B. 236**, Appropriation for Wildlife Damage Management, by Representative T. Hatch, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 10, H.B. 16, H.B. 234,** and **H.B. 236** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: January 27, 2000

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor & Economic Development

S.B. 27	Procurement Code Requirements of Health Care Benefits (E. Mayne)

Education

S.B. 114	Reimbursement to School Districts for Driver Education Costs (D. Steele)

2nd Sub. H.B. 23	New Century Scholarship Amendments (B. King)
Energy, Natural Resources & Agriculture	
S.B. 118	Appropriation to Memory Grove Foundation (P. Suazo)
S.B. 136	Appropriation for Utah State Fairpark (P. Suazo)
H.B. 196	Water Commissioner Appointments (M. Styler)
Health & Environment	
S.B. 116	Appropriation for On-site Wastewater Treatment Systems Training (L. Blackham)
Human Services	
S.B. 131	Appropriation for Assistive Technology (R. Montgomery)
Judiciary	
S.B. 143	Certified Shorthand Reporters Licensing Act Amendments (T. Spencer)
S.B. 145	Notary Public Requirements (J. Valentine)
H.B. 34	Reilly Civil Stalking Amendments (L. Shurtliff)
Retirement	
S.B. 71	Retirement Deferred Compensation Employer Match (G. Davis)
S.B. 106	Retirement Benefit Enhancement (H. Nielson)
S.B. 134	Public Safety Retirees - Cost of Living Allowance (M. Dmitrich)
H.B. 197	Retirement System Participation (R. Short)
Revenue & Taxation	
H.B. 33	Blindness Prevention Checkoff (A. Bradshaw)
State & Local Affairs	
S.B. 33	Appropriation for the Arts (L. Jones)
H.B. 49	County Boundary Changes (B. Johnson)
Transportation & Public Safety	
S.B. 19	Survivor Benefit of Law Enforcement Officer (P. Knudson)
S.B. 26	Appropriation for Purchase of Freedom Shrine Documents (E. Mayne)
S.B. 122	Appropriation to State Fire Museum (R. Allen)

S.B. 123	Utah Heritage Highway Appropriation (L. Blackham)
H.B. 9	Aggressive Driving Amendments (D. Bush)
H.B. 31	Operation of Nonresident Owned Snowmobile (D. Bowman)
H.B. 165	Transportation Corridor Preservation Act (M. Dillree)
Sub. H.B. 194	Appropriation and Spending Limitation Cap - Centennial Highway Fund (M. Stephens)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: January 27, 2000

The Business, Labor, and Economic Development Committee reports a favorable recommendation on S.B. 96, MEDICAL CLAIMS AMENDMENTS, by Senator R. Montgomery, with the following amendments:

1. Page 1, Line 22:
Delete "claimant" and insert "insured"; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on H.B. 172, LIQUOR PACKAGE AGENCY CONTRACTS, by Representative M. Styler.

Parley G. Hellewell, Chair; and

Mr. President: January 27, 2000

The Education Committee reports a favorable recommendation on H.B. 164, DIXIE COLLEGE NAME CHANGE, by Representative J. Hickman, et al; and

Mr. President: January 27, 2000

The Health and Environment Committee reports a favorable recommendation on S.B. 138, SUNSET DATE FOR HEALTH POLICY COMMISSION, by Senator H. Nielson; and

The Health and Environment Committee reports a favorable recommendation on H.B. 27, PSYCHOLOGIST LICENSING ACT, by Representative J. Buffmire.

Robert F. Montgomery, Chair; and

Mr. President: January 27, 2000

The Human Services Committee reports a favorable recommendation on **H.B. 175**, LEGISLATIVE AUDITS OF CHILD WELFARE SYSTEM, by Representative N. Stephens; and

The Human Services Committee reports a favorable recommendation on **H.B. 188**, CAPITOL ART PLACEMENT COMMISSION MEMBERS, by Representative J. Tanner; and

The Human Services Committee reports a favorable recommendation on **H.B. 192**, NOTICE TO POTENTIAL ADOPTIVE PARENTS, by Representative N. Stephens.

Robert M. Muhlestein, Chair; and

Mr. President: January 27, 2000

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 130**, FUEL TAX REFUNDS FOR LOSS OR DESTRUCTION, by Senator J. Valentine, with the following amendments:

1. Page 2, Line 44:
   Delete "Division of Finance" and insert "commission"

2. Page 4, Line 90:
   Delete "Division of Finance" and insert "commission"; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 6**, FUNDING FOR CAPITAL IMPROVEMENT PROJECTS, by Representative G. Adair.

John L. Valentine, Chair; and

Mr. President: January 27, 2000

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 111**, ENDOWMENT CARE CEMETERY AMENDMENTS, by Senator L. Jones, with the following amendments:

1. Page 4, line 96:
   After "1983" delete ", but before"

2. Page 4, line 97:
   At the beginning of the line delete "May 2, 2000,"

3. Page 4, lines 100-102:
Delete lines 100 through 102 ; and

The State and Local Affairs Committee reports a favorable recommendation on **1st Sub. H.B. 8**, ELECTION LAW CHANGES, by Representative L. Pace, with the following amendments:

1. Page 8, line 223:
After the word "least" delete "18" and insert "16"

2. Page 11, line 328:
After the word "least" delete "18" and insert "16""

3. Page 15, line 445:
After the word "least" delete "18" and insert "16"

4. Page 18, line 548:
After the word "least" delete "18" and insert "16"; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 211**, NOTIFYING CANDIDATES OF FILING DEADLINES, by Representative B. Chard.

R. Mont Evans, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 96, 1st Sub. S.B. 73, H.B. 172, H.B. 164, S.B. 138, H.B. 27, H.B. 175, H.B. 188, H.B. 192, S.B. 130, H.B. 6, S.B. 111, 1st Sub. H.B. 8,** and **H.B. 211** were placed on Second Reading Calendar.

CORRECTED COMMITTEE REPORT

Mr. President: January 27, 2000

The Energy, Natural Resources, and Agriculture Committee recommends **S.B. 73**, TELECOMMUNICATION DEFINITION TECHNICAL AMENDMENTS, by Senator L. Jones, be replaced and favorably recommends **1st Sub. S.B. 73**, TELEPHONE CORPORATION DEFINITION AMENDMENTS with the following amendments:

1. Page 7, Line 190:
After "Commission;" delete "or"

2. Page 7, Line 191:
After "Internet" delete "access," and insert "service; or"

3. Page 7, Line 191:
After line 191 insert: "(iii) resold intrastate toll service."

Beverly Ann Evans, Chair

On motion of Senator Poulton, the committee report was adopted. 1st Sub. S.B. 73 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

VICTIM REPRESENTATION AT AN EXECUTION

S.B. 165 *D. Edgar Allen*

AN ACT RELATING TO CRIMINAL PROCEDURE AND VICTIMS' RIGHTS; PROVIDING FOR RELATIVES OR REPRESENTATIVES OF THE VICTIM TO BE PRESENT AT THE EXECUTION OF THE OFFENDER, was read for the first time and referred to the Rules Committee.

CONCURRENCE CALENDAR

1st Sub. S.B. 20, GOVERNMENT COMPETITION WITH PRIVATE SECTOR, was before the Senate. 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, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Knudson	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Davis	Julander	Mansell	Mayne

1st Sub. S.B. 20 was returned to the House.

THIRD READING CALENDAR

S.B. 104, UNIFORM CHILD CUSTODY ACT, was read the third time, explained by Senator Hillyard. passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Davis	Mansell	Mayne	Spencer

S.B. 104 was transmitted to the House.

* * *

S.B. 36, DAMAGE TO OR INTERRUPTION OF COMMUNICATION DEVICE, was read the third time, explained by Senator Allen, and passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Dmitrich	B. Evans	M. Evans
Hale	Hellewell	Hillyard	Howell
Hull	Jones	Julander	Knudson
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting were: Senators

E. Allen	Blackham	Davis	Mansell
Mayne			

S.B. 36 was transmitted to the House.

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On motion of Senator Montgomery, the circle was removed from S.B. 37, PUBLIC SCHOOLS SURVEYS AMENDMENTS, and it was before the Senate. Senator Montgomery explained the bill. Senators Hull, Knudson, Stephenson, Steele, and Howell commented. The bill passed on the following roll call:

Yeas, 18; Nays, 9; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Dmitrich	B. Evans
Hale	Hillyard	Howell	Hull
Julander	Knudson	Mayne	Montgomery
Peterson	Poulton	Spencer	Steele
Suazo	Beattie		

Voting in the negative were: Senators

Blackham	M. Evans	Hellewell	Jones
Muhlestein	Nielson	Stephenson	Valentine
Waddoups			

Absent or not voting were: Senators

Davis	Mansell

S.B. 37, as amended, was transmitted to the House.

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S.B. 75, IDENTITY FRAUD, was read the third time. On motion of Senator Dmitrich, the bill was circled.

* * *

S.B. 120, REPLICA VEHICLE PROVISIONS, was read the third time, explained by Senator Mayne, and passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Dmitrich	B. Evans	Hale
Hellewell	Hillyard	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

E. Allen	Blackham	Davis	M. Evans
Howell	Mansell		

S.B. 120, as amended, was transmitted to the House.

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S.B. 135, PROFESSIONAL BOXING LICENSURE AND REGULATION, was read the third time, explained by Senator Suazo, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Dmitrich	B. Evans
Hale	Hellewell	Hillyard	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Davis	M. Evans	Howell
Mansell	Stephenson		

S.B. 135 was transmitted to the House.

* * *

S.B. 133, EDUCATION TECHNOLOGY INITIATIVE AMENDMENTS, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Hull	Jones	Julander	Knudson
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Davis	Howell	Mansell

S.B. 133 was transmitted to the House.

H.B. 181, EDUCATOR BACKGROUND CHECK AMENDMENTS, was read the third time, explained by Senator B. Evans, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hellewell	Hillyard
Hull	Jones	Julander	Knudson
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Beattie

Absent or not voting were: Senators

Davis	Hale	Howell	Mansell
Suazo			

H.B. 181 was signed by the President in open session and returned to the House.

* * *

S.B. 126, BUSINESS LICENSE FEE AMENDMENTS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hellewell	Hillyard
Hull	Jones	Julander	Knudson
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Davis	Hale	Howell	Mansell

S.B. 126 was transmitted to the House.

* * *

S.B. 78, UTILITIES IN HIGHWAY RIGHTS-OF-WAY, was read the third time and explained by Senator Blackham. Senator Waddoups commented. On motion of Senator Blackham, the bill was circled.

S.B. 46, MOTOR FUEL MARKETING AMENDMENTS, was read the third time and explained by Senator Hellewell. Senators Spencer, Nielson, Beattie, and E. Allen commented. The bill passed on the following role call:

Yeas, 20; Nays, 6; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hellewell	Hillyard
Jones	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Suazo	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

Hale	Hull	Knudson	Spencer
Steele	Stephenson		

Absent or not voting were: Senators

R. Allen	Howell	Julander

S.B. 46, as amended, was transmitted to the House.

* * *

On motion of Senator Hillyard, Tibby Milne received a citation and spoke in Committee of the Whole. Senators Beattie, Hillyard, and Howell commented.

* * *

On motion of Senator L. Hillyard and at 12 noon, the Senate adjourned until 10:00 a.m., Monday, January 31, 2000.

FIFTEENTH 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 Blackham, excused

Prayer - Gayle Clegg, Second Counselor in the General Primary Presidency of the Church of Jesus Christ of Latter-Day Saints

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 28, 2000

The House passed, as amended, **H.B. 67**, Task Force on Family Conflict Resolution, by Representative A. Tyler, et al, and it is transmitted for consideration; and

The House passed **H.B. 68**, Appropriation for Higher Education Extension Programs At County Jails, by Representative L. Pace, and it is transmitted for consideration; and

The House passed **H.B. 58**, Local Government Amendments, by Representative J. Murray, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 227**, Community and Economic Development Amendments, by Representative W. Harper, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 242**, Child Visitation Guidelines, by Representative M. Stephens, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 179**, Privatization of Adoption of Children in State Custody, by Representative N. Stephens, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 184**, Water Rights Ownership Requirements, by Representative M. Styler, and it is transmitted for consideration; and

The House passed **H.B. 199**, Limits on Gun Manufacturer's Liability, by Representative M. Throckmorton, and it is transmitted for consideration; and

The House passed **H.B. 217**, Wildlife Amendments, by Representative M. Styler, and it is transmitted for consideration; and

The House passed **H.B. 246**, Appropriation to Archive Records from Former Governors, by Representative L. Pace, and it is transmitted for consideration; and

The House passed **H.C.R. 3**, Resolution on Affordable Housing, by Representative A. Bradshaw, and it is transmitted for consideration; and

The House passed **H.J.R. 4**, Resolution Approving Removal of District Court from Park City, by Representative D. Ure, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 67, H.B. 68, H.B. 58, H.B. 227, H.B. 242, H.B. 179, H.B. 184, H.B. 199, H.B. 217, H.B. 246, H.C.R. 3,** and **H.J.R. 4** were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: January 28, 2000

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 216**, AGRICULTURE ACT AMENDMENTS, by Representative E. Olsen; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.J.R. 6**, RESOLUTION CONCERNING THE CENTRAL UTAH WATER ALLOCATION, by Representative B. Johnson.

Beverly Ann Evans, Chair; and

Mr. President: January 28, 2000

The Judiciary Committee recommends **S.B.7**, DONATION OF PRESCRIPTION DRUGS OR DEVICES - LIABILITY PROTECTION, by Senator P. Suazo, be replace and favorably recommends **1st. Sub. S.B. 7**, DONATION OF NONSCHEDULE DRUGS OR DEVICES - LIABILITY PROTECTION; and

The Judiciary Committee reports a favorable recommendation on **S.B. 25**, MATERIAL HARMFUL TO MINORS - AMENDMENTS, by Senator S. Howell; and

The Judiciary Committee reports a favorable recommendation on **H.B. 43**, UNAUTHORIZED CHARGES ON UTILITY BILLS - CRAMMING AMENDMENTS, by Representative S. Allen, et al; and

The Judiciary Committee reports a favorable recommendation on **H.B. 163**, IDENTIFICATION NUMBER FRAUD, by Representative C. Bennion.

Terry Spencer, Chair

On motion of Senator Poulton, the committee reports were adopted. **H.B. 216, H.J.R. 6, Sub. S.B. 7, S.B. 25, H.B. 43,** and **H.B. 163** were placed on the Second Reading Calendar.

* * *

Mr. President: January 28, 2000

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 200**, UTAH SEISMIC SAFETY COMMISSION ACT AMENDMENTS, by Representative D. Bush, and recommends it be considered read for the second time and placed on the Consent Calendar.

Beverly Ann Evans, Chair

On motion of Senator Poulton, the committee report was adopted. **H.B. 200** was read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

APPROPRIATIONS ACT

S.B. 1 *David H. Steele*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

MINIMUM SCHOOL PROGRAM ACT AMENDMENTS

S.B. 3 *Howard A. Stephenson*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

CHARTER SCHOOL AMENDMENTS

S.B. 52 *Howard A. Stephenson*

AN ACT RELATING TO CHARTER SCHOOLS; AUTHORIZING THE CREATION OF UP TO 16 CHARTER SCHOOLS FOR THE 2000-01 SCHOOL

YEAR AND UP TO 24 FOR THE 2001-02 SCHOOL YEAR; MODIFYING THE FUNDING FORMULA TO PROVIDE ADDITIONAL MONIES FOR CHARTER SCHOOLS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

LICENSING SECURITY OFFICERS

S.B. 53 *David H. Steele*

AN ACT RELATING TO PUBLIC SAFETY; REVISING THE PRIVATE SECURITY OFFICER AND ALARM RESPONSE RUNNER LICENSURE PROVISIONS; ADDING CERTAIN DEFINITIONS; AMENDING THE BOARD MEMBERSHIP, ESTABLISHING A DATE FOR NEW LICENSURE; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

MINERAL LEASE ACT AMENDMENTS

S.B. 55 *Leonard M. Blackham*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

DIGITAL CERTIFICATES AND IDENTIFICATION AMENDMENTS

S.B. 56 *Scott N. Howell*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

NEEDLESTICK INJURY PREVENTION

S.B. 57 *Paula F. Julander*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

OPTIONAL FORMS OF COUNTY GOVERNMENT AMENDMENTS

S.B. 58 *R. Mont Evans*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

SALES AND USE TAX EXEMPTION FOR FOOD

S.B. 59 *Michael G. Waddoups*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

CONSUMER REPORTS - PROTECTION OF ACCURACY OF INFORMATION

S.B. 60 *Gene Davis*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

REVISED NONPROFIT CORPORATIONS ACT

S.B. 61 *Lyle W. Hillyard*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

WILDLIFE RESOURCES CODE - APPLICATION TO INDIANS

S.B. 62 *Beverly Ann Evans*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

ADOPTION PROCEDURES

S.B. 63 *Howard C. Nielson*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

RESIDENTIAL EXEMPTION - SECONDARY RESIDENCES

S.B. 64 *Ed P. Mayne*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

SENSITIVE SPECIES DESIGNATION AND WILDLIFE HABITAT CLASSIFICATIONS

S.B. 65 *Beverly Ann Evans*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

COHABITANT ABUSE PROCEDURES ACT AMENDMENT

S.B. 66 *Millie M. Peterson*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

PUBLIC SAFETY SALARY RECOMMENDATIONS

S.B. 67 *Scott N. Howell*

AN ACT RELATING TO PUBLIC SAFETY AND STATE OFFICERS AND EMPLOYEES; REQUIRING CERTAIN SALARY RECOMMENDATIONS FOR PEACE OFFICERS, CORRECTIONAL OFFICERS, AND PUBLIC SAFETY DISPATCHERS, was read for the first time and referred to the Rules Committee.

FOCUS ON CORE CURRICULUM

S.B. 68 *L. Steven Poulton*

AN ACT RELATING TO PUBLIC SCHOOLS; PROVIDING FOR THE DEFINING AND ESTABLISHMENT OF A CORE CURRICULUM TO INCLUDE AN IDENTIFICATION OF THE BASIC KNOWLEDGE, SKILLS, AND COMPETENCIES STUDENTS ARE EXPECTED TO ACQUIRE OR MASTER; REQUIRING LOCAL SCHOOL BOARDS TO DESIGN THEIR SCHOOL ACTIVITIES AND PROGRAMS TO FOCUS ON AND ENHANCE THE CORE CURRICULUM; AND PROVIDING FOR AN ANNUAL REPORT, was read for the first time and referred to the Rules Committee.

OVERSIGHT OF LEGISLATIVE STAFF OFFICES

S.B. 69 *Lane Beattie*

AN ACT RELATING TO THE LEGISLATURE; AMENDING PROVISIONS REGARDING OVERSIGHT OR OFFICE OF LEGISLATIVE FISCAL ANALYST, OFFICE OF LEGISLATIVE RESEARCH AND GENERAL COUNSEL, AND OFFICE OF LEGISLATIVE AUDITOR GENERAL; ENLARGING THE DUTIES OF THE LEGISLATIVE AUDIT SUBCOMMITTEE; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

DAMAGES FOR HARM TO OR THEFT OF AN ASSISTANCE ANIMAL

S.B. 70 *D. Edgar Allen*

AN ACT RELATING TO JUDICIARY; PROVIDING A CAUSE OF ACTION REGARDING INJURY OR THEFT OF A SERVICE ANIMAL; AND CREATING A CRIMINAL OFFENSE AND PENALTY FOR HARASSING OR CAUSING THE INJURY OR DEATH OF A SERVICE ANIMAL, was read for the first time and referred to the Rules Committee.

RESTRICTIONS ON WEAPONS - HOUSES OF WORSHIP

S.B. 162 *Lane Beattie*

AN ACT RELATING TO WEAPONS; AMENDING RESTRICTIONS ON A PERSON, INCLUDING A CONCEALED FIREARM PERMIT HOLDER, IN HOUSES OF WORSHIP; ENACTING PROVISIONS REGARDING A CONCEALED FIREARM PERMIT UPON THE CONVICTION OF A PERMIT HOLDER; AND MODIFYING THE PENALTY, was read for the first time and referred to the Rules Committee.

GRANDPARENTS VISITATION RIGHTS

S.B. 166 *Terry R. Spencer*

AN ACT RELATING TO GRANDPARENTS; CLARIFYING GRANDPARENTS' STANDING TO BRING AN ACTION IN DISTRICT COURT; AND REMOVING THE STATUTORY PRESUMPTION REGARDING A PARENT'S DECISION, was read for the first time and referred to the Rules Committee.

MUNICIPAL ENERGY SALES AND USE TAX - COMPUTATION OF TAXABLE BASE

S.B. 167 *John L. Valentine*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

UNIFORM COMMERCIAL CODE - ARTICLE 9 - SECURED TRANSACTIONS

S.B. 168 *Lyle W. Hillyard*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

ELECTRONIC MAIL REGULATIONS

S.B. 169 *John L. Valentine*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

LOCAL GOVERNMENT PEACE OFFICER EXAMINATIONS

S.B. 170 *Scott N. Howell*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX CREDITS - CONTRIBUTIONS TO PROVIDERS OF SERVICES TO PERSONS WITH DISABILITIES

S.B. 171 *Robert F. Montgomery*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

SALES AND USE TAX MODIFICATIONS

S.B. 172 *Lyle W. Hillyard*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

SPECIAL DISTRICT AND LOCAL DISTRICT GOVERNING BODY ISSUES

S.B. 173 *R. Mont Evans*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

USE OF DRIVER LICENSE INFORMATION

S.B. 174 *Karen Hale*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

MENTAL HEALTH AND CORRECTIONS LAW AMENDMENTS

S.B. 175 *Robert F. Montgomery*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

HIGHWAY IMPROVEMENT FUNDING

S.B. 176 *Lane Beattie*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

MUNICIPAL INCORPORATION - LIMITATION ON ANNEXATION

S.B. 177 *R. Mont Evans*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

INCOME TAX AMENDMENTS

S.B. 178 *Howard C. Nielson*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

USE OF COUNTY NAME RESTRICTED

S.B. 179 *David H. Steele*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

TAX PENALTIES

S.B. 180 *John L. Valentine*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

INCOME TAXES - APPLICATION TO THE UINTAH AND OURAY RESERVATION

S.B. 181 *Beverly Ann Evans*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

UTAH LISTED WASTE AMENDMENTS

S.B. 182 *Ron Allen*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

UTAH CORRECTIONAL INDUSTRIES BUSINESS PARK

S.B. 183 *Leonard M. Blackham*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

REQUIREMENTS FOR RENTALS

S.B. 184 *Michael G. Waddoups*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

OFFICE OF GUARDIAN AD LITEM AMENDMENTS

S.B. 185 *David H. Steele*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

REDEVELOPMENT AGENCY TAX INCREMENT CHANGES

S.B. 186 *Howard A. Stephenson*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

CHILD SUPPORT GUIDELINES

S.B. 187 *Lyle W. Hillyard*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

PROTECTION FOR CHILDREN AND ELDERLY

S.B. 188 *Pete Suazo*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

MOTOR VEHICLE INSURANCE POLICY COVERAGE

S.B. 189 *Michael G. Waddoups*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

INSURANCE LAW AMENDMENTS

S.B. 190 *L. Steven Poulton*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

MEDICAID FRAUD OVERSIGHT

S.B. 191 *D. Edgar Allen*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

AMENDMENTS FOR WEAPONS

S.B. 192 *Beverly Ann Evans*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

RESIDENTIAL LIEN RECOVERY FUND

S.B. 193 *Scott N. Howell*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

WINERY AMENDMENTS

S.B. 194 *Leonard M. Blackham*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

VOLUNTEER IMMUNITY ACT

S.B. 195 *L. Steven Poulton*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

BURGLAR ALARM LICENSURE REVISIONS

S.B. 196 *L. Alma Mansell*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

CORPORATE FRANCHISE AND INCOME TAXES - MINIMUM TAX

S.B. 197 *Ron Allen*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

CORPORATE FRANCHISE AND INCOME TAXES - RATE INCREASE

S.B. 198 *Ron Allen*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

PAYMENT TO DEALER FOR VEHICLE USE

S.B. 199 *L. Alma Mansell*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

MENTAL HEALTH COMMITMENT AMENDMENTS

S.B. 200 *Robert F. Montgomery*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

PROPERTY TAXATION OF MOVIEMAKING EQUIPMENT

S.B. 201 *Mike Dmitrich*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

PROPERTY TAX APPORTIONMENT OF ASSESSMENTS OF CERTAIN AIRLINE PROPERTY

S.B. 202 *John L. Valentine*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

SALES AND USE TAX AND INCOME TAX REVISIONS

S.B. 203 *Millie M. Peterson*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

STUDY OF HEALTH INSURANCE INDUSTRY

S.B. 204 *Peter C. Knudson*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

COHABITANT ABUSE ACT AMENDMENTS

S.B. 205 *Terry R. Spencer*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

LIEUTENANT GOVERNOR'S RESPONSIBILITIES IN MUNICIPAL INCORPORATION, ANNEXATION, AND DISSOLUTION

S.B. 206 *Robert F. Montgomery*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

OFFENSES AGAINST PERSONS IN CUSTODY

S.B. 207 *Paula F. Julander*

Introduced by Short Title, was read for the first time and referred to the Rules Committee..

FRANCHISE TAX AMENDMENTS

S.B. 208 *John L. Valentine*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

SALES AND USE TAX - NOTICE AND EFFECTIVE DATE

S.B. 209 *John L. Valentine*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

ADOPTION LAW AMENDMENTS

S.B. 210 *Terry R. Spencer*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

OLYMPIC FINANCING AMENDMENTS

S.B. 211 *L. Alma Mansell*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

EXEMPTION FROM WATERCRAFT LICENSURE

S.B. 212 *Pete Suazo*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

MOTOR AND SPECIAL FUEL TAX - APPLICATION TO THE UINTAH AND OURAY RESERVATION

S.B. 213 *Beverly Ann Evans*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

SUBDIVISION RECORDING REQUIREMENTS

S.B. 214 *Ron Allen*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

REAL ESTATE RECORDING LAW AMENDMENTS

S.B. 215 *Ron Allen*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

PLACEMENT OF GROUP HOMES - LOCAL GOVERNMENT CONTROLS

S.B. 216 *L. Alma Mansell*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

LOCAL HEALTH DEPARTMENT FEE AUTHORITY

S.B. 217 *David H. Steele*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

SALES OF CIGARETTES INTENDED FOR EXPORT

S.B. 218 *Robert F. Montgomery*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

CONSTRUCTION TRADES LICENSING AMENDMENTS

S.B. 219 *Howard C. Nielson*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

BAIL BOND RELATED AMENDMENTS

S.B. 220 *L. Steven Poulton*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

SHERIFF'S CLASSIFICATION OF JAIL INMATES AND JAIL FACILITIES

S.B. 221 *Michael G. Waddoups*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

FINANCIAL INSTITUTIONS AMENDMENTS

S.B. 222 *Terry R. Spencer*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

CHILD PROTECTION AMENDMENTS

S.B. 223 *L. Steven Poulton*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

COMMISSION OF DOMESTIC VIOLENCE IN THE PRESENCE OF A CHILD AMENDMENTS

S.B. 224 *David H. Steele*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

COMMITTEE ON CRIMINAL JUSTICE FOR YOUTH AND ADULTS WITH MENTAL RETARDATION

S.B. 225 *Lyle W. Hillyard*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

ACCOUNTANCY PRACTICE ACT

S.B. 226 *John L. Valentine*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

REGULATION OF TELECOMMUNICATIONS

S.B. 227 *Beverly Ann Evans*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

LOCAL TAXATION OF UTILITIES LIMITATION - COMPUTATION OF GROSS RECEIPTS

S.B. 228 *John L. Valentine*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

SAN RAFAEL LEGACY AUTHORITY

S.B. 229 *Mike Dmitrich*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

REDEVELOPMENT AGENCY AMENDMENT

S.B. 230 *John L. Valentine*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

ELECTRIC RESTRUCTURING

S.B. 231 *Leonard M. Blackham*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

TAX COLLECTION AMENDMENTS

S.B. 232 *Beverly Ann Evans*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

AMENDMENTS TO PUBLIC UTILITY LAWS

S.B. 233 *Leonard M. Blackham*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

PENALTIES FOR OFFENSES AGAINST POLICE SERVICE ANIMALS

S.B. 234 *Peter C. Knudson*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

BONDING FOR STATE FAIRPARK CORPORATION

S.B. 235 *Pete Suazo*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

WEAPONS RESTRICTIONS FOR THE MENTALLY ILL

S.B. 236 *Terry R. Spencer*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

STRUCTURING ELECTRICAL UTILITY DEREGULATION

S.B. 237 *Michael G. Waddoups*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

PERSONNEL MANAGEMENT ACT AMENDMENTS

S.B. 238 *Terry R. Spencer*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

DISEASE TESTING FOR EMS PROVIDERS AND VOLUNTEERS

S.B. 239 *Millie M. Peterson*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

DECRIMINALIZATION OF TRAFFIC OFFENSES

S.B. 240 *Lyle W. Hillyard*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

CIVIL PROCESS EX-PARTE CONTACT WITH PHYSICIAN

S.B. 241 *John L. Valentine*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

ANNEXATION OF UNINCORPORATED AREAS

S.B. 242 *L. Steven Poulton*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

MINOR'S ACCESS TO HARMFUL MATERIAL ON THE INTERNET

S.B. 243 *Scott N. Howell*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

EXTENSION OR REPEAL OF SUNSET DATES

S.B. 244 *Michael G. Waddoups*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

SALES AND USE TAX DIVERSION - DEPOT CONVERSION

S.B. 245 *Ron Allen*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

UTAH UNIFORM PROBATE CODE - NOTICE, PARTIES, REPRESENTATION AMENDMENTS

S.B. 246 *Lyle W. Hillyard*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

DRAMSHOP LIABILITY

S.B. 247 *Scott N. Howell*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

WILDLIFE LICENSING AMENDMENTS

S.B. 248 *Leonard M. Blackham*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

ROADS ON PUBLIC LANDS

S.B. 249 *Leonard M. Blackham*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

ELECTRICAL DEREGULATION AND CUSTOMER CHOICE TASK FORCE AMENDMENTS AND REAUTHORIZATION

S.B. 250 *Michael G. Waddoups*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

DRAMSHOP MODIFICATION

S.B. 251 *Lyle W. Hillyard*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

FIREFIGHTER RETIREMENT AMENDMENTS

S.B. 252 *Gene Davis*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

APPROPRIATION FOR UTAH BOXING COMMISSION

S.B. 253 *Pete Suazo*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

MATERNITY INSURANCE COVERAGE FOR ADOPTIVE PARENTS

S.B. 254 *Ed P. Mayne*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

JUVENILE CURFEW AUTHORITY

S.B. 255 *Ed P. Mayne*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

OPTIONAL COUNTY AFFORDABLE HOUSING FUNDS ACT

S.B. 256 *Karen Hale*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

DEBT COLLECTION AMENDMENTS

S.B. 257 *Beverly Ann Evans*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

HEALTH CARE AMENDMENTS

S.B. 258 *Paula F. Julander*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

EMERGENCY MEDICAL FUND ADJUSTMENT FOR CERTAIN COUNTIES

S.B. 259 *L. Alma Mansell*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

TRANSPORTATION CORRIDOR FUNDING

S.B. 260 *Ron Allen*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

PROVIDING GENERAL GOVERNMENTS AMENDMENTS

S.B. 261 *Gene Davis*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

AMENDMENTS TO GENERAL GOVERNMENT

S.B. 262 *Gene Davis*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

TOBACCO AMENDMENTS

S.B. 263 *R. Mont Evans*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

MEDICAID FRAUD UNIT

S.B. 264 *Howard C. Nielson*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

RESIDENTIAL LIEN RECOVERY FUND AMENDMENTS

S.B. 265 *Lane Beattie*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

ARCHITECTS LICENSING ACT AMENDMENTS

S.B. 266 *John L. Valentine*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

REPEAL OF HOSPITAL PROVIDERS ASSESSMENT

S.B. 267 *Howard C. Nielson*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

SAFE DRINKING WATER ACT AMENDMENTS

S.B. 268 *Parley Hellewell*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

UNEMPLOYMENT INSURANCE

S.B. 269 *Ed P. Mayne*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

RESOLUTION ON USE OF DEVEREAUX MANSION

S.C.R. 3 *Paula F. Julander*

A CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR URGING THE DIVISION OF FACILITIES CONSTRUCTION AND MANAGEMENT TO STUDY WAYS TO RESUME STATE USE OF THE DEVEREAUX MANSION, was read for the first time and referred to the Rules Committee.

RESOLUTION AMENDING LOCAL GOVERNMENT PROVISIONS

S.J.R. 8 *Howard C. Nielson*

A JOINT RESOLUTION OF THE LEGISLATURE MODIFYING THE LEGISLATIVE POWER PROVISION; PROVIDING FOR POWERS OF CITIES AND TOWNS; PROVIDING LEGISLATIVE INTENT; DIRECTING THE LIEUTENANT GOVERNOR TO REPLACE PROVISIONS FROM PREVIOUS JOINT RESOLUTION WITH THE PROVISIONS OF THIS JOINT RESOLUTION AND TO SUBMIT THE PREVIOUS JOINT RESOLUTION, AS MODIFIED, TO VOTERS; MAKING TECHNICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee

RESOLUTION ON FUNDING THE ARTS IN PUBLIC SCHOOLS

S.J.R. 9 *Karen Hale*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

RESOLUTION ENCOURAGING REVIEW OF INDIAN SITES PRIOR TO CONSTRUCTION OF BEAR RIVER DEVELOPMENT PROJECTS

S.J.R. 10 *Pete Suazo*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

RESOLUTION ADDRESSING OLYMPIC FINANCING

S.J.R. 11 *L. Alma Mansell*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

MASTER STUDY RESOLUTION

S.J.R. 12 *Lyle W. Hillyard*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

RESOLUTION ON TAX REDUCTION AND SIMPLIFICATION

S.J.R. 13 *John L. Valentine*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

RESOLUTION ON UTAH DEPARTMENT OF TRANSPORTATION STUDY

S.R. 4 *L. Alma Mansell*

Introduced by Short Title, was read for the first time and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 169, SCHOOL SAFETY PROGRAMS, was read the third time and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	M. Evans
Hale	Hellewell	Hillyard	Howell

Hull	Jones	Julander	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Dmitrich	B. Evans	Knudson
Mansell	Valentine		

H.B. 169 was signed by the President of the Senate in opend session and returned to the House.

* * *

S.B. 127, COUNTY RECORDER AMENDMENTS, was read the third time and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	M. Evans
Hale	Hellewell	Hillyard	Howell
Hull	Jones	Julander	Knudson
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Waddoups	Beattie

Absent or not voting were: Senators

Blackham	Dmitrich	B. Evans	Mansell
Valentine			

S.B. 127 was transmitted to the House.

THIRD READING CALENDAR

On motion of Senator Davis, the circle was removed from **S.B. 75,** IDENTITY FRAUD, and it was before the Senate. On motion of Senator Davis, the following substitute bill replaced the original bill:

IDENTITY FRAUD

Sub. S.B. 75 *Gene Davis*

AN ACT RELATING TO CRIMINAL CODE; AMENDING AUTHORITY OF THE DIVISION OF CONSUMER PROTECTION; MODIFYING

DEFINITIONS; AMENDING THE CONSUMER SALES PRACTICES ACT; CREATING THE CRIMINAL OFFENSE OF IDENTITY FRAUD AND SPECIFYING EXCEPTIONS' PROVIDING INVESTIGATIVE AND PROSECUTORIAL POWERS, JURISDICTION, AND PUNISHMENT; AND PROVIDING THAT COURT MAKE APPROPRIATE FINDINGS THAT A PERSON WHOSE IDENTITY OR FINANCIAL TRANSACTION CARD WAS USED WITHOUT CONSENT TO COMMIT A CRIME DID NOT COMMIT THE CRIME.

On motion of Senator Davis, the bill was circled.

* * *

On motion of Senator Hillyard, Harvard "Din and Tonics" sang in Committee of the Whole. Senators Beattie and Hillyard commented.

INTRODUCTION OF BILL

RESTRICTIONS ON WEAPONS - ELEMENTARY AND SECONDARY SCHOOLS

S.B. 161 *Lane Beattie*

AN ACT RELATING TO WEAPONS; PROVIDING CROSS REFERENCES TO RESTRICTED AREAS FOR CONCEALED FIREARM PERMIT HOLDERS; PROVIDING DEFINITIONS; AMENDING RESTRICTIONS ON A PERSON, INCLUDING A CONCEALED FIREARM PERMIT HOLDER, ON ELEMENTARY AND SECONDARY SCHOOL PREMISES; PRESCRIBING EXCEPTIONS; PROVIDING FOR CONFIDENTIALITY AND NONDISCRIMINATION REGARDING NOTIFICATION; PRESCRIBING PENALTIES; AND MAKING CONFORMING AMENDMENTS, was read for the first time and referred to the Rules Committee.

THIRD READING CALENDAR

On motion of Senator Davis, the circle was removed from **1st Sub. S.B. 75**, IDENTITY FRAUD, and it was before the Senate. Senator Davis moved the following amendments:

1. Page 1, Line 9:
   After "PUNISHMENT;" delete "AND"

2. Page 1, Line 12:
   After "CRIME" insert "; AND PROVIDING A COORDINATION CLAUSE"

3. Page 6, Line 152:
After line 152 insert:
Section 8. Coordination clause
If this bill and H.B. 163, Identification Number Fraud, both pass, it is the intent of the Legislature that the amendments in this bill supersede the amendments in H.B. 163.

The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	B. Evans	Spencer

1st Sub. S.B. 75, as amended, was transmitted to the House.

SECOND READING CALENDAR

On motion of Senator Steele, the circle was removed from **S.B. 6**, UNINSURED MOTORIST DATABASE REAUTHORIZATION, and it was before the Senate. Senator Steele explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Mansell	Spencer

* * *

On motion of Senator Steele, the circle was removed from **S.B. 40**, UNINSURED MOTORIST DATABASE AMENDMENTS, and it was before the Senate.

Senator Steele moved the following amendments:

1. Page 2, Lines 48-49:
   Delete "the registration was revoked" and insert "of the alleged violation or on the day following the time limit provided after the second notice under Subsection 41-12a-804(2)"

2. Page 5, Lines 145-146:
   Delete "the registration was revoked" and insert "of the alleged violation or on the day following the time limit provided after the second notice under Subsection 41-12a-804(2)"

Senators Muhlestein, Hillyard, Beattie, and Montgomery commented. The bill passed as amended on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Mansell

* * *

Sub. S.B. 101, STATE BUILDING OWNERSHIP AUTHORITY AMENDMENTS, was read the second time. Senator Knudson explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell

Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Beattie	

Absent or not voting were: Senators
Blackham Waddoups

* * *

Sub. S.B. 73, TELEPHONE CORPORATION DEFINITION AMENDMENTS, was read the second time. Senator Jones explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Blackham

* * *

S.B. 113, EXEMPTION FROM LICENSURE FOR ATHLETIC TRAINERS, was read the second time. Senator Valentine explained the bill. Senators Beattie, Montgomery, and Julander commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Blackham

* * *

S.B. 39, EXPEDITED VISITATION ENFORCEMENT PROGRAM, was read the second time. Senator Peterson explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Blackham

* * *

S.B. 124, ADOPTION ACT AMENDMENTS, 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

E. Allen	R. Allen	Davis	Dmitrich
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	B. Evans

* * *

S.B. 96, MEDICAL CLAIMS AMENDMENTS, was read the second time. Senator Montgomery explained the bill. Senators Hull and Valentine commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	M. Evans

* * *

S.B. 138, SUNSET DATE FOR HEALTH POLICY COMMISSION, was read the second time. Senator Nielson explained the bill. Senators Stephenson and Knudson commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Blackham

* * *

S.B. 130, FUEL TAX REFUNDS FOR LOSS OR DESTRUCTION, was read the second time. Senator Valentine explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell

Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator Blackham

* * *

S.B. 111, ENDOWMENT CARE CEMETERY AMENDMENTS, was read the second time. Senator Jones explained the bill. Senators M. Evans and Mansell commented. On motion of Senator Mansell, the bill was circled.

COMMUNICATION FROM THE HOUSE

Mr. President: January 31, 2000

The House passed **H.J.R. 10**, Resolution on Taiwan, by Representative M. Throckmorton, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **H.J.R. 10** was read the first time and referred to the Rules Committee.

INTRODUCTION OF BILL

DIRECTIVES FOR MEDICAL SERVICES

S.B. 54 *Karen Hale*

AN ACT RELATING TO HEALTH; REQUIRING THE DEPARTMENT OF HEALTH TO PREPARE STANDARDIZED FORMS FOR MEDICAL DIRECTIVES; REQUIRING HEALTH CARE FACILITIES TO PROVIDE INFORMATION REGARDING MEDICAL DIRECTIVES; AND CLARIFYING THE LEGAL STATUS AND USE OF FORMS THAT ARE PREPARED OR APPROVED BY THE DEPARTMENT, was read the first time and referred to the Rules Committee.

* * *

On motion of Senator Hillyard, under suspension of the rules, **H.J.R. 10** was lifted from the Rules Committee and moved to the top of the Second Reading Calendar.

* * *

On motion of Senator Poulton, Victor C. Tseng, Director General of the Taipei Economic and Cultural Office in San Francisco, spoke in Committee of the Whole.

SECOND READING CALENDAR

On motion of Senator Poulton, under suspension of the rules, **H.J.R. 10**, RESOLUTION ON TAIWAN, was read the second and third times. 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Mansell	Spencer

H.J.R. 10 was signed by the President and returned to the House.

* * *

On motion of Senator L. Hillyard and at 11:55 a.m., the Senate adjourned until 10:00 a.m., Tuesday, February 1, 2000.

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
Prayer - Pastor Michael Grey, Southeast Baptist Church

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 6)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 31, 2000

The Speaker of the House has signed **1st Sub. S.B. 20**, Government Competition with Private Sector, by Senator L. Blackham, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

1st Sub. S.B. 20 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

Mr. President: January 31, 2000

The House passed **H.B. 69**, Special District Election Procedure, by Representative E. Anderson, and it is transmitted for consideration; and

The House passed **H.B. 71**, Implementation and Audit of Best Practices in New Programs and Agencies, by Representative L. Frandsen, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 187**, PUBLIC CONTRUCTION CONTRACTS, by Representative R. Short, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 209**, Driving Under the Influence Amendments, by Representative N. Stephens, et al, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 69, H.B. 71, 1st Sub. H.B. 187, and 1st Sub. H.B. 209** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 1, 2000

The Rules Committee recommends assignment of the following bills and resolutions to standing committees:

Business, Labor & Economic Development

S.B. 48	Optometry Licensing Act Amendments (L. Mansell)
S.B. 154	Appropriation for Soldier Hollow Day Lodge and Heber Valley Railroad (B. Evans)
S.B. 155	Use, Possession, or Sale of Laser Pointers (D. Allen)
S.B. 160	Uninsured Employers' Fund Amendments (E. Mayne)
S.B. 163	Sale of Motor Vehicle (P. Julander)
H.B. 42	Bidding Process for School District Construction (G. Snow)
H.B. 171	Reauthorization of the Recycling Market Development Zone Act (B. Ferry)
H.B. 205	Appropriation for Intervener Services (G. Adair)
H.B. 213	Workers' Compensation Fund Amendments (J. Swallow)

Education

S.B. 146	School Fee Waivers Amendments (D. Steele)
H.B. 223	School and Institutional Trust Lands Amendments (T. Hatch)

Energy, Natural Resources & Agriculture

S.B. 90	Ice Cream and Milk Dispenser Requirements (G. Davis)
S.B. 148	Appropriation for Youth Leadership Summit (B. Evans)
H.B. 32	Old Irontown as State Park (D. Bowman)
H.B. 219	Cooperative Wildlife Management Unit Purposes (B. Johnson)
H.B. 234	Trichomoniasis Prevention and Control (B. Johnson)
H.B. 236	Appropriation for Wildlife Damage Management (T. Hatch)

Health & Environment

S.B. 157	Nurse Practice Act Amendments (P. Julander)
S.R. 3	Resolution Urging Television Networks to Air Violent Programs Only Late At Night (S. Howell)

Human Services

S.B. 50	Health Care Benefits - Grievance Review Process (P. Knudson)

H.B. 208	Enhanced Penalties for High Blood Alcohol Content in Drivers (N. Stephens)

Judiciary

S.B. 47	Driving Under the Influence Provisions (S. Howell)
S.B. 49	Child Support Amendments (L. Hillyard)
S.B. 149	Juvenile Adjudication (P. Suazo)
S.B. 151	Justice Court Accountability (L. Hillyard)
S.B. 153	Criminal Penalty Amendments (T. Spencer)
S.B. 165	Victim Representation At an Execution (D. Allen)
H.B. 10	Council on Sexual Victims and Offenders - Extension (T. Beck)
H.B. 16	Repeal of Special Police Provisions (D. Zolman)

Revenue & Taxation

S.B. 139	Property Tax - Farmland Assessment Act Amendments (P. Suazo)
S.B. 144	Tax Increment Amendments (L. Mansell)
S.B. 150	Appropriation for Airport Authority (L. Hillyard)
S.B. 156	Property Tax - Governing Body and Voter Approval (L. Poulton)
S.B. 159	Private Collection of Delinquent Taxes (H. Stephenson)
H.B. 167	Information Technology Infrastructure Innovation Program (B. Chard)
H.B. 189	Classroom Supplies (R. Bigelow)
H.B. 212	Limitation on Reimbursement of Legal Fees and Costs to Officers and Employees (C. Bennion)
H.J.R. 3	Resolution Providing for Special Sessions of the Legislature (R. Walsh)

State & Local Affairs

H.B. 204	Judicial Information to Voters (K. Bryson)
H.B. 207	Use of Constitutional Defense Council Restricted Account (T. Hatch)
H.B. 214	Appropriation for Centennial Trails (A. Tyler)
H.B. 240	Appropriation for Land Use Planning (D. Iverson)
H.J.R. 2	Resolution on Victim's Rights (G. Cox)

Transportation & Public Safety

S.B. 38	Notary Public Qualifications (G. Davis)
S.B. 147	Online Court Assistance (M. Waddoups)

H.B. 20 Special License Plates for Emergency Medical Technicians (D. Bowman)
H.B. 195 Boy Scouts of America License Plate (L. Nelson)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: January 31, 2000

The Human Services Committee reports a favorable recommendation on S.B. 131, APPROPRIATION FOR ASSISTIVE TECHNOLOGY, by Senator R. Montgomery; and

The Human Services Committee reports a favorable recommendation on S.B. 140, TOBACCO PREVENTION AND TREATMENT ENDOWMENT, by Senator D. Allen, with the following amendments:

1. Page 2, Line 57:
Delete "shall" and insert "may"; and

The Human Services Committee reports a favorable recommendation on S.B. 141, PROVIDING TOBACCO TO MINORS, by Senator D. Allen.

Robert M. Muhlestein, Chair; and

Mr. President: January 31, 2000

The State and Local Affairs Committee reports a favorable recommendation on S.B. 33, APPROPRIATION FOR THE ARTS, by Senator L. Jones, with the following amendments:

1. Page 1, line 6:
After "AN" delete "ON GOING"

2. Page 1, line 7:
After "AN" delete "ON GOING"

3. Page 1, lines 16-17:
After "2000-01." delete "and for each fiscal year thereafter."

4. Page 1, lines 22-23:
After "2000-01." delete "and for each fiscal year thereafter."; and

The State and Local Affairs Committee recommends **S.B. 35**, GOVERNMENT IMMUNITY AMENDMENTS, by Senator H. Stephenson, et al, be replaced and favorably recommends **1st Sub. S.B. 35**, GOVERNMENT TORT LIABILITY AMENDMENTS with the following amendments:

1. Page 3, Line 80:
   Bracket "$ 100,000" and Insert "$ 200,000"; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 142**, CREATION OF LOCAL DISTRICTS, by Senator R. Evans, with the following amendments:

1. Page 1, Line 1:
   After "DISTRICTS" insert "AND SPECIAL DISTRICTS"

2. Page 1, Line 8:
   After "DISTRICTS;" insert "ESTABLISHING A CONCLUSIVE PRESUMPTION FOR CERTAIN SPECIAL DISTRICTS;"

3. Page 1, Line 13:
   After line 13 insert:
   "ENACTS:
   17A-2-103, Utah Code Annotated 1953"

4. Page 3, Line 61:
   After line 61 insert:
   "Section 2. Section 17A-2-103 is enacted to read:
   "17A-2-103. Conclusive presumption regarding creation and existence.
   "Notwithstanding any other provision of law, an independent special district under this chapter created on or after May 4, 1999 shall be conclusively presumed to have been lawfully created and existing if:
   (1) for two years following the district's creation:
   (a) the district has:
   (i) levied and collected a tax; or
   (ii) collected a fee, charge, assessment, or tax increment for a commodity, service, facility, or improvement provided by the district; and
   (b) no challenge has been filed in court to the existence or creation of the district; and
   (2) the district has complied with Subsections 17A-1-102(1) and

17A-1-504(1)."
Renumber remaining sections accordingly.

R. Mont Evans, Chair

On motion of Senator Poulton, the committee reports were adopted. S.B. 131, S.B. 140, S.B. 141, S.B. 33, S.B. 35, and S.B. 142 were placed on the Second Reading Calendar.

* * *

Mr. President: January 31, 2000

The State and Local Affairs Committee reports a favorable recommendation on H.B. 191, LOCAL GOVERNMENT LAW AMENDMENTS, by Representative M. Stephens, and recommends it be considered read for the second time and placed on the Consent Calendar.

Carole E. Peterson, Chief Clerk

On motion of Senator Poulton, the committee report was adopted and H.B. 191 was considered read the second time and placed on the Consent Calendar.

THIRD READING CALENDAR

S.B. 6, UNINSURED MOTORIST DATABASE REAUTHORIZATION, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Spencer

S.B. 6 was transmitted to the House.

* * *

S.B. 40, UNINSURED MOTORIST DATABASE 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Spencer

S.B. 40, as amended, was transmitted to the House.

* * *

1st Sub. S.B. 101, STATE BUILDING OWNERSHIP AUTHORITY AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Spencer

1st Sub. S.B. 101 was transmitted to the House.

* * *

1st Sub. S.B. 73, CORPORATION DEFINITION AMENDMENTS, was read the third time, explained by Senator Jones, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Dmitrich	Spencer

1st Sub. S.B. 73, as amended, was transmitted to the House.

* * *

On motion of Senator Waddoups, citations were presented to high school students honoring them in the Emergency Medical Management Program.

* * *

S.B. 113, EXEMPTION FROM LICENSURE FOR ATHLETIC TRAINERS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hale	Hellewell
Hillyard	Howell	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

B. Evans	Hull	Spencer

S.B. 113, as amended, was transmitted to the House.

* * *

S.B. 39, EXPEDITED VISITATION ENFORCEMENT PROGRAM, was read the third time. On motion of Senator Peterson, the bill was circled.

* * *

S.B. 124, ADOPTION ACT 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

B. Evans	M. Evans	Spencer

S.B. 124, as amended, was transmitted to the House.

* * *

S.B. 96, MEDICAL CLAIMS AMENDMENTS, was read the third time, explained by Senator Montgomery. Senator Beattie commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne

Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

B. Evans	Spencer

S.B. 96, as amended, was transmitted to the House.

* * *

On motion of Senator Blackham, the circle was removed from S.B. 78, UTILITIES IN HIGHWAY RIGHTS-OF-WAY, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

B. Evans	Spencer

S.B. 78, as amended, was transmitted to the House.

* * *

S.B. 138, SUNSET DATE FOR HEALTH POLICY COMMISSION, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne

Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

B. Evans	Spencer

S.B. 138 was transmitted to the House.

* * *

S.B. 130, FUEL TAX REFUNDS FOR LOSS OR DESTRUCTION, was read the third time, explained by Senator Valentine. Senator Valentine moved the following amendments:

1. Page 3, Line 65:
   Delete "8,000" and insert "7,000"

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

B. Evans	Spencer

S.B. 130, as amended, was transmitted to the House.

SECOND READING CALENDAR

On motion of Senator Hellewell, the circle was removed from **S.B. 23,** WORKERS COMPENSATION - EMPLOYEES WILLFUL MISCONDUCT, and it was before the Senate. Senator Hellwell explained the bill. Senator Hellewell moved the following amendments:

1. Page 1, line 20:
   Delete line 20 and insert:

"(d) "valid prescription" is a prescription, as defined in Section 58-37-2, that:
(i) is prescribed for a controlled substance for use by the employee for whom it was prescribed; and
(ii) has not been altered or forged; and"

2. Page 2, lines 41-44:
Amended in committee
Goldenrod 1-26-00:
Bracket and delete lines 41-44 and insert:
"(i) use of a controlled substance that the employee did not obtain under a valid prescription;
(ii) intentional abuse of a controlled substance that the employee obtained under a valid prescription if the employee uses the controlled substance intentionally:
(A) in excess of prescribed therapeutic amounts; or
(B) in an otherwise abusive manner; or"

3. Page 2, lines 51-54a:
Amended in committee
Goldenrod 1-26-00:
Bracket and delete lines 51-54a and insert:
"(A) any amount of a controlled substance or its metabolites if the employee did not obtain the controlled substance under a valid prescription; or
(B) a controlled substance the employee obtained under a valid prescription or the metabolites of the controlled substance if the amount in the employee's system is consistent with the employee using the controlled substance intentionally:
(I) in excess in excess of prescribed therapeutic amounts; or
(II) in an otherwise abusive manner;"

4. Page 3, lines 76-79a:
Amended in committee
Goldenrod 1-26-00:
Bracket and delete lines 76-79a and insert:
"(A) any amount of a controlled substance or its metabolites if the employee did not obtain the controlled substance under a valid prescription; or
(B) a controlled substance the employee obtained under a valid prescription or the metabolites of the controlled substance if the amount in the employee's system is consistent with the employee using the controlled substance intentionally:

(I) in excess of prescribed therapeutic amounts; or
(II) in an otherwise abusive manner;"

Senator Mayne commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hale	Hellewell
Howell	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

B. Evans	Hillyard	Hull	Spencer

* * *

1st Sub. S.B. 7,DONATION OF NONSCHEDULE DRUGS OR DEVICES - LIABILITY PROTECTION, was read the second time. Senator Suazo explained the bill.

On motion of Senator Suazo, the bill was circled.

* * *

S.B. 25, MATERIAL HARMFUL TO MINORS - AMENDMENTS, was read the second time. Senator Howell explained the bill. Senator Blackham commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Spencer

* * *

On motion of Senator Suazo, the circle was removed from **1st Sub. S.B. 7,** DONATION OF NONSCHEDULE DRUGS OR DEVICES - LIABILITY PROTECTION, and it was before the Senate. Senator Suazo explained the bill. Senators Valentine, Hillyard, Montgomery, and Davis commented. Senators Hillyard and Valentine declared a conflict of interest. The bill passed on the following roll call:

Yeas, 26; Nays, 2; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Waddoups	Beattie		

Voting in the negative were: Senators

Hillyard	Valentine

Absent or not voting was: Senator
Spencer

* * *

H.B. 40, TAKING WILDLIFE WHILE TRESPASSING, was read the second time. Senator B. Evans explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators
M. Evans Howell Spencer

* * *

H.B. 41, TRESPASS ACROSS CULTIVATED LAND, was read the second time. Senator B. Evans explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Howell Spencer

* * *

H.B. 48, STATE WATER DEVELOPMENT COMMISSION AMENDMENTS, was read the second time. Senator Blackham explained the bill. Senators Hull and Montgomery commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Spencer

On motion of Senator Steele, **H.B. 48** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 170, OIL AND GAS CONSERVATION ACCOUNT, was read the second time. Senator B. Evans explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Spencer

* * *

H.C.R. 1, RESOLUTION URGING FEDERAL FUNDING TO FIGHT GRASSHOPPER AND CRICKET INFESTATION, was read the second time. Senator Nielson explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Spencer

* * *

H.B. 47, REPEAL OF WASTE TIRE RECYCLING INDUSTRIAL ASSISTANCE LOAN PROGRAM, was read the second time. Senator Valentine explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Spencer

* * *

H.B. 215, WASTE TIRE RECYCLING AMENDEMENTS, was read the second time. Senator Valentine explained the bill.

Senator Dmitrich moved the following amendments:

1. Page 12, Line 362:
   After "(1)" bracket "Except as limited under Subsection (3), a" and insert "A"

2. Page 14, Lines 408-411:
   Delete lines 408-411

The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Spencer

* * *

H.B. 180, HIGHWAY AMENDMENTS, was read the second time. Senator Muhlestein explained the bill. Senators Beattie and Hull commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Spencer

* * *

H.B. 172, LIQUOR PACKAGE AGENCY CONTRACTS, was read the second time. On motion of Senator Valentine, the bill was circled.

* * *

H.B. 164, DIXIE COLLEGE NAME CHANGE, was read the second time. Senator Jones explained the bill. Senators Waddoups, Hillyard, and Nielson commented. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

* * *

On motion of Senator Valentine, the circle was removed from **H.B. 172**, LIQUOR PACKAGE AGENCY CONTRACTS, and it was before the Senate. Senator Valentine explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

On motion of Senator Steele, **H.B. 172** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 27, PSYCHOLOGIST LICENSING ACT, was read the second time. Senator Hale explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Mayne	Steele

* * *

On motion of Senator Hillyard, 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 1, 2000

The House passed, as amended, **H.B. 15**, Appropriation for Soil Conservation Districts, by Representative J. Gowans, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 25**, Appropriation for Environmental Literacy, by Representative D. Iverson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 37**, Rural Health Care Amendments, by Representative B. Ferry, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 46**, Disease Testing Amendments, by Representative B. Goodfellow, and it is transmitted for consideration; and

The House passed **H.B. 56**, Child Abuse Homicide, by Representative G. Snow, and it is transmitted for consideration; and

The House passed **H.B. 57**, Amendments to Justification as Defense, by Representative G. Cox, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 61**, Distribution of Sales and Use Tax Revenues - Botanical, Cultural, Recreational, and Zoological Organizations or Facilities, by Representative B. Johnson, and it is transmitted for consideration; and

The House passed **H.B. 64**, Mobile and Manufactured Home Amendments, by Representative C. Buttars, and it is transmitted for consideration; and

The House passed **H.B. 75**, Background Checks for Bar Applicants, by Representative P. Arent, et al, and it is transmitted for consideration; and

The House passed **H.B. 154**, Appropriation for Mapping and Documentation Of R.s. 2477 Rights-of-Way, by Representative B. Johnson, and it is transmitted for consideration; and

The House passed **H.B. 161**, Background Checks for Weapons Purchase, by Representative A. Tyler, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 168**, Uniform Data Collection Within the State's Public Education System, by Representative L. Frandsen, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 166**, Necessarily Existent Small Schools, by Representative B. Johnson, et al, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 228**, Health Insurance Provisions - Interim Review, by Representative R. Lockhart, et al, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 15, H.B. 25, H.B. 37, 1st Sub. H.B. 46, H.B. 56, H.B. 57, H.B. 61, H.B. 64, H.B. 75, H.B. 154, H.B. 161, H.B. 168, H.B. 166,** and **2nd Sub. H.B. 228** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 1, 2000

The Rules Committee recommends assignment of the following bills and resolution to standing committees:

Education

S.B. 68	Focus on Core Curriculum (L. Poulton)

Health & Environment

S.B. 54	Directives for Medical Services (K. Hale)

Judiciary

S.B. 70	Damages for Harm to or Theft of an Assistance Animal (D. Allen)
S.B. 158	Fluorine Added to Water - Expansion to Second Class Counties (D. Allen)
S.B. 166	Grandparents Visitation Rights (T. Spencer)

State & Local Affairs

S.C.R. 3	Resolution on Use of Devereaux Mansion (P. Julander)

Transportation & Public Safety

S.B. 69 Oversight of Legislative Staff Offices (L. Beattie)
Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Hillyard, the committee report was adopted.

SECOND READING CALENDAR

H.B. 175, LEGISLATIVE AUDITS OF CHILD WELFARE SYSTEM, 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	M. Evans	Poulton

* * *

H.B. 188, CAPITOL ART PLACEMENT COMMISSION MEMBERS, was read the second time. Senator Hale explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
M. Evans Poulton

* * *

H.B. 192, NOTICE TO POTENTIAL ADOPTIVE PARENTS, was read the second time. Senator Hillyard explained the bill. Senators Mayne and Beattie commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Davis	Dmitrich	B. Evans
Hale	Hellewell	Hillyard	Howell
Hull	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

E. Allen	Blackham	M. Evans

* * *

H.B. 6, FUNDING FOR CAPITAL IMPROVEMENT PROJECTS, was read the second time. Senator B. Evans explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Blackham M. Evans

1st Sub. H.B. 8, ELECTION LAW CHANGES, was read the second time. Senator Knudson explained the bill. Senators Davis, Hillyard, Nielson, Hale,

Spencer, M. Evans, Valentine, and Stephenson commented. Senator Hillyard moved to remove the amendments adopted on the State and Local Affairs Committee report dated January 27, 2000 which returned the bill to its original language. The motion passed on a voice vote.

The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative were: Senators

Howell	Peterson

RULES COMMITTEE REPORTS

To the Members of the Senate: February 1, 2000

The Rules Committee reports adoption of **1st Substitute S.B. 161**, "Restrictions on Weapons - Elementary and Secondary Schools" in place of **S.B. 161**, "Restriction on Weapons - Elementary and Secondary Schools" and **1st Substitute S.B. 162**, "Restrictions on Weapons - Houses of Worship" in place of **S.B. 162**, "Restrictions on Weapons - House of Worship", by Senator Lane Beattie.

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

* * *

On motion of Senator Knudson, legislative staff was authorized to draft a bill regarding limiting land owner liability in recreational areas.

* * *

On motion of Senator L. Hillyard and at 3:10 p.m., the Senate adjourned until 10:00 a.m., Wednesday, February 2, 2000.

SEVENTEENTH 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 - Pastor David Malcolm Jr., Trinity African Methodist Episcopal Church.

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 1, 2000

The House passed **H.B. 14**, SCHOOL SAFETY PLANS, by Representative P. Arent, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 74**, SEXUAL OFFENSES AGAINST MINORS, by Representative T. Beck, and it is transmitted for consideration; and

The House passed **H.B. 59**, PEACE OFFICERS' AUTHORITY, by Representative B. Holladay, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 14, H.B. 74** and **H.B. 59** were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: February 1, 2000

The Education Committee reports a favorable recommendation on **S.B. 114**, REIMBURSEMENT TO SCHOOL DISTRICTS FOR DRIVER EDUCATION COSTS, by Senator D. Steele; and

The Education Committee reports a favorable recommendation on **2nd Sub. H.B. 23**, NEW CENTURY SCHOLARSHIP AMENDMENTS, by Representative B. King.

Lorin V. Jones, Chair; and

Mr. President: February 1, 2000

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 118**, APPROPRIATION TO MEMORY GROVE FOUNDATION, by Senator P. Suazo; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on S.B. 136, APPROPRIATION FOR UTAH STATE FAIRPARK, by Senator P. Suazo; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on S.B. 148, APPROPRIATION FOR YOUTH LEADERSHIP SUMMIT, by Senator B. Evans; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendations on H.B. 32, OLD IRONTOWN AS STATE PARK, by Representative D. Bowman; and

The Energy, Natural Resource, and Agriculture Committee reports a favorable recommendation on H.B. 236, APPROPRIATION FOR WILDLIFE DAMAGE MANAGEMENT, by Representative T. Hatch; and

Beverly Ann Evans, Chair; and

Mr. President: February 1, 2000

The Health and Environment Committee reports a favorable recommendation on S.B. 116, APPROPRIATION FOR ON-SITE WASTEWATER TREATMENT SYSTEMS TRAINING, by Senator L. Blackham; and

The Health and Environment Committee reports a favorable recommendation on H.B. 186, HEALTH INSURERS - REFERRAL TO SPECIALIST PROCESS, by Representative M. Carlson.

Robert F. Montgomery, Chair; and

Mr. President: February 1, 2000

The Transportation and Public Safety Committee reports a favorable recommendation on S.B. 19, SURVIVOR BENEFIT OF LAW ENFORCEMENT OFFICER, by Senator P. Knudson; and

The Transportation and Public Safety Committee reports a favorable recommendation on S.B. 26, APPROPRIATION FOR PURCHASE OF FREEDOM SHRINE DOCUMENTS, by Senator E. Mayne, with the following amendments:

1. Page 1, Line 6:
   After "$19,814" insert "TO THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT TO BE DISTRIBUTED"

2. Page 1, Line 12:
After "$19,814" insert "to the Department of Community and Economic Development to be distributed"; and

The Transportation and Public Safety Committee reports a favorable recommendation on S.B. 122, APPROPRIATION TO STATE FIRE MUSEUM, by Senator R. Allen; and

The Transportation and Public Safety Committee reports a favorable recommendation on S.B. 123, UTAH HERITAGE HIGHWAY APPROPRIATION, by Senator L. Blackham; and

The Transportation and Public Safety Committee reports a favorable recommendation on S.B. 137, SALVAGE VEHICLE BUYERS, by Senator J. Valentine, with the following amendments:

1. Page 1, Line 22:
Delete "salvage vehicle or a branded title vehicle" and insert "vehicle with a salvage certificate as defined in Section 41-1a-1001"

2. Page 1, Lines 24-25:
Delete "salvage vehicle or a branded title vehicle" and insert "vehicle with a salvage certificate as defined in Section 41-1a-1001"

3. Page 4, Line 106:
Delete "salvage vehicle or a branded title vehicle" and insert "vehicle with a salvage certificate as defined in Section 41-1a-1001"

4. Page 5, Line 149:
After "(3)" insert "(a)"

5. Page 5, Line 150:
After line 150 insert:
"(b) The administrator may retain a portion of the fee under Subsection (3)(a) to offset the administrator's actual costs of administering and enforcing salvage vehicle buyer licenses."; and

The Transportation and Public Safety Committee reports a favorable recommendation on H.B. 9, AGGRESSIVE DRIVING AMENDMENTS, by Representative D. Bush; and

The Transportation and Public Safety Committee reports a favorable recommendation on H.B. 31, OPERATION OF NONRESIDENT OWNED SNOWMOBILE, by Representative D. Bowman; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 165**, TRANSPORTATION CORRIDOR PRESERVATION ACT, by Representative M. Dillree; and

The Transportation and Public Safety Committee reports a favorable recommendation on **1st Sub. H.B. 194**, APPROPRIATION AND SPENDING LIMITATION CAP - CENTENNIAL HIGHWAY FUND, by Representative M. Stephens.

Michael G. Waddoups, Chair.

On motion of Senator Poulton, the committee reports were adopted. **S.B. 114, 2nd Sub. H.B. 23, 1st Sub. S.B. 28, S.B. 118, S.B. 136, S.B. 148, H.B. 32, H.B. 236, S.B. 116, H.B. 186, S.B. 19, S.B. 26, S.B. 122, S.B. 123, S.B. 137, H.B. 9, H.B. 31, H.B. 165,** and **1st Sub. H.B. 194** were placed on Second Reading Calendar.

* * *

Mr. President: February 1, 2000

The Energy, Natural Resources, and Agriculture Committee recommends **S.B. 28**, BRINE SHRIMP CULTIVATION, by Senator J. Hull, be replaced and favorably recommends **1st Sub. S.B. 28**, PUBLIC USE OF STATE-OWNED LANDS, and will be considered read for the first time and placed on the Second Reading Calendar.

Beverly Ann Evans, Chair

On motion of Senator Poulton, **1st Sub. S.B. 28** was considered read the first time and placed on the Second Reading Calendar.

ADVISE AND CONSENT

Sandy D. Tenney read the following communications:

COMMUNICATION FROM THE GOVERNOR

Dear President Beattie and Members of the Senate: January 17, 2000

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

UTAH STATE TAX COMMISSION

Marc B. Johnson appointed to fill the unexpired term of Rich McKeown on the Utah State Tax Commission, a term to expire June 30, 2000. Section 59-1-201, Utah Code Annotated 1953, as amended.

BOARD OF PARDONS AND PAROLE

Michael R. Sibbett reappointed as a member of the Board of Pardons and Parole for a term to expire February 28, 2005. Section 77-27-2, Utah Code Annotated 1953, as amended.

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

Sincerely,
Michael O. Leavitt
Governor

Dear Mr. President: January 25, 2000

Your Revenue and Taxation Confirmation Committee met today to review the appointment by the Governor of Marc B. Johnson to the Utah State Tax Commission. After due consideration, the committee voted unanimously to recommend that the Senate consent to this appointment. Thank you for your consideration in this matter.

John L. Valentine, Chair

The Confirmation Committee vote was: Yeas, 4; Nays, 0; Absent, 1

Communication filed. On motion of Senator Lorin V. Jones, the Senate voted to consent to the Governor's appointments as listed on the communication dated January 17, 2000, as read by Sandy Tenney.

The motion passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Hale

THIRD READING CALENDAR

S.B. 23, WORKERS COMPENSATION - EMPLOYEES WILLFUL MISCONDUCT, was read the third time, explained by Senator Hellewell, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
B. Evans

S.B. 23 was transmitted to the House.

* * *

S.B. 25, MATERIAL HARMFUL TO MINORS - AMENDMENTS, was read the third time, explained by Senator Howell, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

B. Evans	M. Evans

S.B. 25 was transmitted to the House.

* * *

1st Sub. S.B. 7, DONATION OF NONSCHEDULED DRUGS OR DEVICES - LIABILITY PROTECTION, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 26; Nays, 2; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Stephenson	Suazo
Waddoups	Beattie		

Voting in the negative were: Senators

Hillyard	Valentine

Absent or not voting was: Senator
Steele

1st Sub. S.B. 7 was transmitted to the House.

* * *

H.B. 40, TAKING WILDLIFE WHILE TRESPASSING, was read the third time and explained by Senator B. Evans. Senators Mayne, Hull, Suazo, Blackham, Montgomery, Beattie, and Valentine commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Montgomery

On motion of Senator B. Evans, the bill will be held for 24 hours.

* * *

H.B. 41, TRESPASS ACROSS CULTIVATED LAND, was read the third time, explained by Senator B. Evans. Senator Valentine commented and the bill passed on the following roll call:

Yeas, 15; Nays, 12; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Dmitrich	B. Evans	Hale
Hillyard	Hull	Knudson	Mansell
Mayne	Muhlestein	Nielson	Peterson
Poulton	Waddoups	Beattie	

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	M. Evans
Howell	Jones	Julander	Spencer
Steele	Stephenson	Suazo	Valentine

Absent or not voting were: Senators

Hellewell	Montgomery

H.B. 41 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 170, OIL AND GAS CONSERVATION ACCOUNT, was read the third time, explained by Senator B. Evans. Senator Hull commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Muhlestein
Nielson	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Hellewell	Mansell	Montgomery	Spencer

H.B. 170 was signed by the President of the Senate in open session and returned to the House.

* * *

H.C.R. 1, RESOLUTION URGING FEDERAL FUNDING TO FIGHT GRASSHOPPER AND CRICKET INFESTATION, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hale	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mayne	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting were: Senators

B. Evans	Hellewell	Mansell	Montgomery
Spencer			

H.C.R. 1 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 47, REPEAL OF WASTE TIRE RECYCLING INDUSTRIAL ASSISTANCE LOAN PROGRAM, was read the third time, explained by Senator Valentine, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Hellewell Montgomery

H.B. 47, as amended, was returned to the House.

* * *

H.B. 215, WASTE TIRE RECYCLING AMENDMENTS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Hellewell Montgomery

H.B. 215, as amended, was returned to the House.

* * *

H.B. 180, HIGHWAY AMENDMENTS, was read the third time, explained by Senator Muhlestein, and passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative was: Senator
Blackham

Absent or not voting was: Senator
Hellewell

H.B. 180 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 164, DIXIE COLLEGE NAME CHANGE, was read the third time, explained by Senator Jones, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hillyard	Howell	Jones	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Hellewell	Hull	Julander

H.B. 164, was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 27, PSYCHOLOGIST LICENSING ACT, was read the third time, explained by Senator Hale, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Hellewell

H.B. 27 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 175, LEGISLATIVE AUDITS OF CHILD WELFARE SYSTEM, was read the third time and explained by Senator Hillyard. Senator Steele commented.

On motion of Senator Hillyard, the bill was circled.

* * *

H.B. 188, CAPITOL ART PLACEMENT COMMISSION MEMBERS, was read the third time, explained by Senator Hale, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

R. Allen	Montgomery

H.B. 188, was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 192, NOTICE TO POTENTIAL ADOPTIVE PARENTS, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale

Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Mayne	Montgomery

H.B. 192 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 6, FUNDING FOR CAPITAL IMPROVEMENT PROJECTS, was read the third time, explained by Senator B. Evans, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Mayne	Montgomery

H.B. 6 was signed by the President of the Senate in open session and returned to the House.

* * *

1st Sub. H.B. 8, ELECTION LAW CHANGES, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 22; Nays, 6; Absent, 1.

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hellewell	Hillyard

Hull	Jones	Julander	Knudson
Mansell	Montgomery	Muhlestein	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Beattie		

Voting in the negative were: Senators

E. Allen	Hale	Howell	Nielson
Peterson	Waddoups		

Absent or not voting was: Senator
Mayne

1st Sub. H.B. 8 was signed by the President of the Senate in open session and returned to the House.

* * *

SECOND READING CALENDAR

H.B. 211, NOTIFYING CANDIDATES OF FILING DEADLINES, was read the second time. Senator Steele explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hellewell
Hillyard	Howell	Jones	Julander
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Hale	Hull	Mayne

* * *

H.B. 216, AGRICULTURE ACT AMENDMENTS, was read the second time. 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale

Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

* * *

H.J.R. 6, RESOLUTION CONCERNING THE CENTRAL UTAH WATER ALLOCATION, was read the second time. Senator Blackham explained the bill. Senators Suazo, Muhlestein, and Nielson commented. The bill passed on the following roll call:

Yeas, 20; Nays, 6; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	B. Evans	M. Evans
Hellewell	Hillyard	Hull	Jones
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

E. Allen	R. Allen	Hale	Howell
Julander	Suazo		

Absent or not voting were: Senators

Davis	Mansell	Stephenson

* * *

H.B. 43, UNAUTHORIZED CHARGES ON UTILITY BILLS - CRAMMING AMENDMENTS, was read the second time. Senator Jones explained the bill. Senator Jones moved the following amendments:

1. Page 2, Line 42:
   House Committee
   Amendments 1-21-2000:At the end of line 42 delete "OR"

2. Page 2, Line 42a:
   House Committee
   Amendments 1-21-2000:After "54-8b-18" insert ": or (c) the provision of and charges for financing by an affiliated or subsidiary

company of a public utility in connection with the purchase of services or merchandise, provided that there is a written agreement for the financing between the customer and the affiliated or subsidiary company"

3. Page 2, Lines 45-47:
House Committee
Amendments 1-21-2000:Delete lines 45-47

4. Page 2, Line 48:
House Committee
Amendments 1-21-2000: At the beginning of line 48 delete "(a)" and insert "(4)"

5. Page 2, Line 49:
House Committee
Amendments 1-21-2000:At the beginning of line 49 delete "(i)" and insert "(a)"
Renumber remaining subsections accordingly.

6. Page 2, Line 50:
House Committe
Amendments 1-21-2000:Before "toll-free" insert "upon subscriber request,"

7. Page 2, Line 57:
House Committee
Amendments 1-21-2000:Delete "notice of" and insert "information about"

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Davis	Mayne

* * *

On motion of Senator B. Evans, H.B. 40, TAKING WILDLIFE WHILE TRESPASSING, was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Spencer, the Senate returned to the Third Reading Calendar.

* * *

On motion of Senator Spencer, the circle was removed from S.B. 91, MUNICIPAL CANDIDACY RESIDENCY AMENDMENT, and it was before the Senate. Senator Spencer explained the bill.

Senator Spencer moved the following amendments:

1. Page 1, Line 7:
   After "OFFICE;" insert "CLARIFYING RESIDENCY REQUIREMENTS IN A NEWLY INCORPORATED MUNICIPALITY;"

2. Page 1, Line 17:
   After "365" insert "consecutive"

3. Page 1, Line 21:
   After "365" insert "consecutive"

4. Page 1, Line 21:
   After line 21 insert:
   "(c) For purposes of determining whether a person meets the residency requirement of Subsection (1)(a)(i) in a municipality that was incorporated less than 365 days before the election, the municipality shall be considered to have been incorporated 365 days before the election."

The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale

Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Mayne	Steele

S.B. 91, as amended, was transmitted to the House.

* * *

On motion of Senator L. Hillyard and at 11:55 a.m., the Senate adjourned until 10:00 a.m., Thursday, February 3, 2000.

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
Prayer - Pastor Rick Korsmo, Mountain Side Baptist Church

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 2, 2000

The House passed, as substituted and amended, **2nd Sub. H.B. 220**, INITIATIVE PROCESS AMENDMENTS, by Representative T. Rowan, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **2nd Sub. H.B. 220** was read the first time and referred to the Rules Committee.

* * *

Mr. President: February 2, 2000

The House passed, **S.B. 4**, PODIATRIST ASSISTANT LICENSURE EXEMPTION, 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. 13**, STATE PARKS AMENDMENTS, 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. 83**, AMENDMENTS TO UNEMPLOYMENT INSURANCE, 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. 84**, TRUTH IN TAXATION - JUDGMENT LEVY, 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. 89**, NATIVE AMERICAN COORDINATING BOARD, 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. 92**, NURSE MIDWIVES - EXTENSION OF SUNSET DATE, by Senator P. Julander, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 129**, Y2K REVISORS - TECHNICAL CHANGES, by Senator L. Poulton, et al, 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. 4**, RESOLUTION ON 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.B. 4, S.B. 13, S.B. 83, S.B. 84, S.B. 89, S.B. 92, S.B. 129, and **1st Sub. S.J.R. 4** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 2, 2000

The House passed, as amended, **S.B. 81**, STRATEGIC PLANNING FOR PUBLIC EDUCATION AMENDMENTS, by Senator D. Steele, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

S.B. 81 was placed on the Concurrence Calendar.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 2, 2000

The Rules Committee recommends assignment of the following bills and resolutions to standing committees:

Business, Labor & Economic Development

S.B. 53	Licensing Security Officers (D. Steele)
S.B. 132	Massage Practice Act Amendments (R. Evans)
Sub. H.B. 187	Public Construction Contracts (R. Short)
H.B. 227	Community and Economic Development Amendments (W. Harper)

Education

S.B. 52	Charter School Amendments (H. Stephenson)
H.B. 68	Appropriation for Higher Education Extension Programs At County Jails (L. Pace)
H.B. 166	Necessarily Existent Small Schools (B. Johnson)

Energy, Natural Resources & Agriculture

H.B. 25	Appropriation for Environmental Literacy (D. Iverson)
H.B. 154	Appropriation for Mapping and Documentation of R.S. 2477 Rights-of-Way (B. Johnson)
H.B. 184	Water Rights Ownership Requirements (M. Styler)
H.B. 217	Wildlife Amendments (M. Styler)

Health & Environment

H.B. 37	Rural Health Care Amendments (B. Ferry)
2nd Sub H.B. 228	Health Insurance Provisions - Sunset Review (R. Lockhart)

Human Services

H.B. 67	Task Force on Family Conflict Resolution (A. Tyler)
H.B. 75	Background Checks for Bar Applicants (P. Arent)

Judiciary

H.B. 179	Privatization of Adoption of Children in State Custody (N. Stephens)
Sub. H.B. 209	Driving Under the Influence Amendments (N. Stephens)
H.B. 242	Child Visitation Guidelines (M. Stephens)
H.J.R. 4	Resolution Approving Removal of District Court from Park City (D. Ure)

Revenue & Taxation

H.B. 64	Mobile and Manufactured Home Amendments (C. Buttars)

State & Local Affairs

H.B. 61	Distribution of Sales and Use Tax Revenues - Botanical, Cultural, Recreational, and Zoological Organizations or Facilities (B. Johnson)
H.B. 69	Special District Election Procedure (E. Anderson)
H.B. 246	Appropriation to Archive Records from Former Governors (L. Pace)
H.C.R. 3	Resolution on Affordable Housing (A. Bradshaw)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Hillyard, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: February 2, 2000

The Human Services Committee reports a favorable recommendation on **S.B. 50**, HEALTH CARE BENEFITS - GRIEVANCE REVIEW PROCESS, by Senator P. Knudson; and

The Human Services Committee reports a favorable recommendation on **H.B. 208**, ENHANCED PENALTIES FOR HIGH BLOOD ALCOHOL CONTENT IN DRIVERS, by Representative N. Stephens.

Robert M. Muhlestein, Chair;
and

Mr. President: February 1, 2000

The Judiciary Committee recommends **S.B. 72**, CRIMINAL CODE - RESTRICTED PERSONS, by Senator T. Spencer, be replaced and favorably recommends **1st Sub. S.B. 72**, CRIMINAL CODE - RESTRICTED PERSONS with the following amendments:

1. Page 3, Line 82:
   After "insanity" insert "for a felony offense"

2. Page 3, Line 83:
   Delete line 83

3. Page 3, Line 84:
   At the beginning of the line delete "(h)" and insert "(g)" and after "trial" insert "for a felony offense"
   Renumber remaining subsections accordingly.

4. Page 3, Line 86:
   After "(2)" insert "current"

5. Page 7, line 189-193:
   Delete lines 189-193 and insert
   "(iii) is an unlawful user of a controlled substance as defined in Section 58-37-2;
   (iv) is in possession of a dangerous weapon and is knowingly and intentionally in unlawful possession of a controlled substance as defined in Section 58-37-2;"

6. Page 7, Line 194:
At the beginning of the line delete "(iv)" and insert "(v)" and after "insanity" insert "for a felony offense"

7. Page 7, Line 195:
Delete line 195

8. Page 7, Line 196:
After "trial" insert "for a felony offense"

9. Page 7, Line 197:
After "(vii)" delete "has been" and insert"is currently"; and

The Judiciary Committee reports a favorable recommendation on **S.B. 151**, JUSTICE COURT ACCOUNTABILITY, by Senator L. Hillyard; and

The Judiciary Committee recommends **S.B. 165**, VICTIM REPRESENTATION AT AN EXECUTION, by Senator D. Allen, be replaced and favorably recommends **1st Sub. S.B. 165**, VICTIM REPRESENTATION AT AN EXECUTION; and

The Judiciary Committee reports a favorable recommendation on **H.B. 28**, PENALTIES FOR CRIME VICTIMS' REPARATIONS FRAUDULENT CLAIMS, by Representative N. Hendrickson.

Terry Spencer, Chair; and

Mr. President: February 2, 2000

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 144**, TAX INCREMENT AMENDMENTS, by Senator L. Mansell; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 150**, APPROPRIATION FOR AIRPORT AUTHORITY, by Senator L. Hillyard; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 159**, PRIVATE COLLECTION OF DELINQUENT TAXES, by Senator H. Stephenson.

John L. Valentine, Chair; and

Mr. President: February 2, 2000

The State and Local Affairs Committee reports a favorable recommendation on **1st Sub. H.B. 206**, AMENDMENTS TO DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT, by Representative W. Harper; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 207**, USE OF CONSTITUTIONAL DEFENSE COUNCIL RESTRICTED ACCOUNT, by Representative T. Hatch; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 214**, APPROPRIATION FOR CENTENNIAL TRAILS, by Representative A. Tyler; and

The State and Local Affairs Committee reports a favorable recommendation on **H.J.R. 2**, RESOLUTION ON VICTIM'S RIGHTS, by Representative G. Cox, with the following amendments:

1. Page 2, Line 29:
   After "witness" Insert "in a criminal proceeding"
   (Lilac, HCA, 1/26/2000)

R. Mont Evans, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 50, H.B. 208, 1st Sub. S.B. 72, S.B. 151, S.B. 165, H.B. 28, S.B. 144, S.B. 150, S.B. 159, 1st Sub H.B. 206, H.B. 207, H.B. 214,** and **H.J.R. 2** were placed on the Second Reading Calendar.

* * *

Mr. President: February 2, 2000

The Judiciary Committee reports a favorable recommendation on **H.B. 16**, REPEAL OF SPECIAL POLICE PROVISIONS, by Representative D. Zolman, and recommends it be considered read for the second time and placed on the Consent Calendar.

Terry Spencer, Chair

On motion of Senator Poulton, the committee report was adopted. **H.B. 16** was read the second time and placed on the Consent Calendar.

CONSENT CALENDAR

H.B. 200, UTAH SEISMIC SAFETY COMMISSION ACT AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale

Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Nielson	Peterson
Poulton	Spencer	Stephenson	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Muhlestein	Steele	Suazo

H.B. 200 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

H.B. 211, NOTIFYING CANDIDATES OF FILING DEADLINES, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.B. 211 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 reconsider its action on **H.B. 200**. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell

Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Stephenson
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Steele	Suazo

H.B. 200 was signed by the President in open session and returned to the House.

* * *

On motion of Senator Hillyard, the circle was removed from **H.B. 175**, LEGISLATIVE AUDITS ON CHILD WELFARE SYSTEM, and it was before the Senate. Senator Hillyard explained the bill. Senator Beattie and Poulton commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	

Voting in the negative were: Senators

M. Evans	Beattie

H.B. 175 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Peterson, the circle was removed from **S.B. 39**, EXPEDITED VISITATION ENFORCEMENT PROGRAM, and it was before the Senate. Senator Peterson explained the bill.

Senator Peterson moved the following amendments:

1. Page 3, Line 87:
   Delete "the initial"

The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

S.B. 39 was transmitted to the House.

* * *

H.B. 216, AGRICULTURE ACT AMENDMENTS, was read the third time, explained by Senator Blackham, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Steele

H.B. 216 was signed by the President of the Senate in open session and returned to the House.

* * *

H.J.R. 6, RESOLUTION CONCERNING THE CENTRAL UTAH WATER ALLOCATION, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative was: Senator
R. Allen

Absent or not voting was: Senator
Steele

H.J.R. 6 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 43, UNAUTHORIZED CHARGES ON UTILITY BILLS - CRAMMING AMENDMENTS, was read the third time, explained by Senator Jones, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Steele

H.B. 43, as amended, was transmitted to the House.

SECOND READING CALENDAR

H.B. 163, IDENTIFICATION NUMBER FRAUD, was read the second time. Senator Valentine explained the bill. Senators Nielson and Poulton commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Steele

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2nd Sub. H.B. 23, NEW CENTURY SCHOLARSHIP AMENDMENTS, was read the second time.

On motion of Senator Dmitrich, the bill was circled.

* * *

H.B. 32, OLD IRONTOWN AS STATE PARK, was read the second time. Senator Jones explained the bill. Senators Davis and Beattie commented. The bill passed on the following roll call:

Yeas, 25; Nays, 3; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Nielson	Peterson	Poulton	Spencer
Steele	Suazo	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

Hellewell	Muhlestein	Stephenson

Absent or not voting was: Senator
Hillyard

* * *

On motion of Senator Steele, the Senate moved to the Third Reading Calendar.

On motion of Senator Steele, **H.B. 32** was placed on Third Reading Table due to fiscal impact.

* * *

Senator Valentine motioned to circle **H.B. 163**, IDENTIFICATION NUMBER FRAUD, on the Third Reading Calendar.

* * *

On motion of Senator Valentine, the Senate returned to the Second Reading Calendar.

* * *

H.B. 236, APPROPRIATION FOR WILDLIFE DAMAGE MANAGEMENT, was read the second time. Senator Blackham explained the bill. Senators Suazo and R. Allen commented. The bill passed on the following roll call:

Yeas, 20; Nays, 7; Absent, 2.

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	Hale	Hillyard	Howell
Hull	Knudson	Mansell	Mayne
Montgomery	Nielson	Peterson	Poulton
Spencer	Steele	Waddoups	Beattie

Voting in the negative were: Senators

E. Allen	M. Evans	Hellewell	Julander
Muhlestein	Stephenson	Valentine	

Absent or not voting were: Senators

Jones	Suazo

On motion of Senator Steele, **H.B. 236** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 186, HEALTH INSURERS - REFERRAL TO SPECIALIST PROCESS, was read the second time. Senator Knudson explained the bill. Senators Montgomery, Beattie, and Spencer commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Howell	Hull	Julander
Knudson	Montgomery	Muhlestein	Nielson
Peterson	Steele	Suazo	Valentine
Waddoups	Beattie		

Voting in the negative were: Senators

Poulton	Spencer	Stephenson

Absent or not voting were: Senators

Hillyard	Jones	Mansell	Mayne

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H.B. 9, AGGRESSIVE DRIVING AMENDMENTS, was read the second time. Senator Steele explained the bill. Senator Howell commented. The bill passed on the following roll call:

Yeas, 20; Nays, 4; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	B. Evans
Hale	Hellewell	Hillyard	Howell
Hull	Julander	Knudson	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Steele	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

M. Evans	Spencer	Stephenson	Suazo

Absent or not voting were: Senators

Davis	Dmitrich	Jones	Mansell
Mayne			

* * *

H.B. 31, OPERATION OF NONRESIDENT OWNED SNOWMOBILE, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

H.B. 165, TRANSPORTATION CORRIDOR PRESERVATION ACT, was read the second time. Senator Knudson explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Julander
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

E. Allen	Jones	Mansell

* * *

Sub. H.B. 194, APPROPRIATION AND SPENDING LIMITATION CAP - CENTENNIAL HIGHWAY FUND, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

S.B. 131, APPROPRIATION FOR ASSISTIVE TECHNOLOGY, was read the second time. Senator Montgomery explained the bill. Senators Davis, Beattie, and Valentine commented. Senator Hillyard 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull

Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator Spencer

* * *

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 3, 2000

The House passed **H.C.R. 2**, Resolution Encouraging Cancer Screening, by Representative M. Dillree, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.C.R. 2** was read the first time.

* * *

On motion of Senator Montgomery, under suspension of the rules, **H.C.R. 2**, RESOLUTION ENCOURAGING CANCER SCREENING, was read the second and third times. Senator Montgomery explained the bill. Senators Julander, Evans, Valentine, and Waddoups commented. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.C.R. 2 was signed by the President of the Senate in open session and returned to the House.

SECOND READING CALENDAR

S.B. 140, TOBACCO PREVENTION AND TREATMENT ENDOWMENT, was read the second time. Senator D. Allen explained the bill. On motion of Senator D. Allen, the bill was circled.

* * *

S.B. 141, PROVIDING TOBACCO TO MINORS, was read the second time. Senator D. Allen explained the bill. Senators Hillyard and Spencer commented.

Senator D. Allen moved the following amendments:

1. Page 1, Line 14:
   Senate 2nd Reading Amendments
   2-3-2000:
   After "knowingly" insert ", intentionally, recklessly, or with criminal negligence"

Senator Spencer moved the following amendments:

1. Page 1, Line 14:
   After "Any person who" insert "knowingly"

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Howell	Julander	Suazo

* * *

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

AFTERNOON SESSION

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

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 3, 2000

The House passed **H.B. 60**, Sexual Offense Amendments, by Representative B. Goodfellow, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 80**, Penalty for Harboring a Fugitive, by Representative P. Buckner, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 235**, Appropriation for Winners of History Contests, by Representative R. Siddoway, and it is transmitted for consideration; and

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 60, 1st Sub. H.B. 80,** and **H.B. 235** were read the first time and referred to the Rules Committee.

* * *

Mr. President: February 3, 2000

The House passed, as amended, **S.B. 80**, Postsecondary Proprietary School Act Amendments, by Senator L. Hillyard, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 125**, Uniform Electronic Transactions Act, by Senator L. Hillyard, and it is transmitted for further consideration; and

The House passed, as amended, **S.J.R. 2**, Joint Rules - Ethics Procedure Amendments, by Senator L. Poulton, et al, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **S.B. 80, S.B. 125,** and **S.J.R. 2** were placed on the Concurrence Calendar.

* * *

Mr. President: February 3, 2000

The House passed, **S.B. 97**, Antidiscrimination Advisory Council Amendments, 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. 107**, Professional Corporation Act Amendments, by Senator D. Allen, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 97 and **S.B. 107** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 3, 2000

The Rules Committee recommends assignment of the following bills to standing committee:

Business, Labor & Economic Development
S.B. 199 Payment to Dealer for Vehicle Use (L. Mansell)

Human Services
S.B. 43 Marriage and Family Therapist Licensing Amendments (K. Hale)

State & Local Affairs
S.B. 179 Use of County Name Restricted (D. Steele)

Also a notice that the Rules Committee will hold a hearing on **S.J.R. 1**, Joint Rules Resolution - Mini Appropriation Process (L. Blackham).

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee reports were adopted.

* * *

On motion of Senator Poulton, legislative staff was authorized to draft a bill regarding constitutional trust funds.

SECOND READING CALENDAR

S.B. 33, APPROPRIATION FOR THE ARTS, was read the second time. Senator Jones explained the bill and it passed on the following roll call:

Yeas, 16; Nays, 6; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	B. Evans	Hale
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Nielson	Peterson	Steele	Beattie

Voting in the negative were: Senators

Hellewell	Muhlestein	Poulton	Spencer
Stephenson	Waddoups		

Absent or not voting were: Senators

Blackham	Davis	Dmitrich	M. Evans
Mansell	Suazo	Valentine	

* * *

On motion of Senator Jones, the circle was removed from **H.B. 31**, OPERATION OF NONRESIDENT OWNED SNOWMOBILE, and it was before the Senate. Senator Jones explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Dmitrich	B. Evans
Hale	Hellewell	Hillyard	Howell
Hull	Jones	Julander	Knudson
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Waddoups	Beattie

Absent or not voting were: Senators

Blackham	Davis	M. Evans	Mansell
Valentine			

* * *

On motion of Senator Jones, the circle was removed from **S.B.111**, ENDOWMENT CARE CEMETERY AMENDMENTS, and it was before the Senate. On motion of Senator Jones, the following substitute bill replaced the original bill.

ENDOWMENT CARE CEMETERY AMENDMENTS

Sub. S.B. 111 *Lorin V. Jones*

AN ACT RELATING TO CEMETERIES; MODIFYING PROVISIONS FOR ESTABLISHING ENDOWMENT CARE CEMETERIES; AMENDING REQUIREMENTS FOR INITIAL DEPOSITS AND WITHDRAWALS FROM ENDOWMENT CARE CEMETERY TRUST FUNDS; REPEALING CERTAIN PROHIBITIONS ON OWNING AND OPERATING AN ENDOWMENT CARE CEMETERY; AND MAKING TECHNICAL CORRECTIONS.

Senator Jones explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	M. Evans	Mansell	Valentine

* * *

1st Sub. S.B. 35, GOVERNMENT TORT LIABILITY AMENDMENTS, was read the second time. On motion of Senator Stephenson, the following substitute bill replaced the original bill.

GOVERNMENT TORT LIABILITY AMENDMENTS

2nd Sub. S.B. 35 *Howard A. Stephenson*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; MODIFYING PROVISIONS TO THE GOVERNMENT WAIVERS OF IMMUNITY; CHANGING THE TIME PERIOD FOR FILING CLAIMS; MODIFYING THE DAMAGE CAPS; ALLOWING A GOVERNMENT ENTITY TO SEEK APPOINTMENT OF A GUARDIAN AD LITEM FOR MINOR CLAIMANTS; MODIFYING THE TIME FOR CLAIMS; INCREASING THE AMOUNT REQUIRED FOR UNDERTAKING; MODIFYING A STATUTE OF LIMITATIONS REQUIREMENT; MAKING TECHNICAL CORRECTIONS; PROVIDING A TRANSITIONAL CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Senator Stephenson explained the bill. Senators Montgomery, Howell, and Spencer commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones

Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Nielson

* * *

S.B. 142, CREATION OF LOCAL DISTRICTS AND SPECIAL DISTRICTS, was read the second time. On motion of Senator R. Evans, the bill was circled.

* * *

S.B. 114, REIMBURSEMENT TO SCHOOL DISTRICTS FOR DRIVER EDUCATION, was read the second time. Senator Steele explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Davis	Mayne

* * *

1st Sub. S.B. 28, PUBLIC USE OF STATE-OWNED LANDS, was read the second time. Senator Hull explained the bill. Senator Beattie commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Hillyard

Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Davis	Steele

* * *

S.B. 118, APPROPRIATION TO MEMORY GROVE FOUNDATION, was read the second time. Senator Suazo explained the bill and it passed on the following roll call:

Yeas, 21; Nays, 7; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hillyard	Howell
Hull	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Peterson
Poulton	Steele	Suazo	Waddoups
Beattie			

Voting in the negative were: Senators

M. Evans	Hellewell	Muhlestein	Nielson
Spencer	Stephenson	Valentine	

Absent or not voting was: Senator
Blackham

* * *

S.B. 136, APPROPRIATION FOR UTAH STATE FAIRPARK, was read the second time. Senator Suazo explained the bill and it passed on the following roll call:

Yeas, 20; Nays, 6; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Howell
Hull	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Peterson
Poulton	Suazo	Waddoups	Beattie

Voting in the negative were: Senators

Hellewell	Muhlestein	Nielson	Spencer
Stephenson	Valentine		

Absent or not voting were: Senators

Blackham	Hillyard	Steele

* * *

S.B. 148, APPROPRIATION FOR YOUTH LEADERSHIP SUMMIT, was read the second time. Senator B. Evans explained the bill and it passed on the following roll call:

Yeas, 21; Nays, 5; Absent, 3.

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	B. Evans
Hale	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Stephenson	Suazo	Waddoups
Beattie			

Voting in the negative were: Senators

E. Allen	M. Evans	Hellewell	Spencer
Valentine			

Absent or not voting were: Senators

Dmitrich	Hillyard	Steele

* * *

S.B. 116, APPROPRIATION FOR ON-SITE WASTEWATER TREATMENT SYSTEMS TRAINING, was read the second time. Senator Blackham explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Jones
Julander	Knudson	Mayne	Montgomery
Nielson	Peterson	Poulton	Spencer
Steele	Suazo	Waddoups	Beattie

Voting in the negative were: Senators
Muhlestein Stephenson Valentine

Absent or not voting were: Senators
Hull Mansell

* * *

Senator Steele moved that **H.B. 6** be returned to the Senate for reconsideration.

* * *

On motion of Senator L. Hillyard and at 3:00 p.m., the Senate adjourned until 10:00 a.m., Friday, February 4, 2000.

NINETEENTH 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 - Tariq Kergaye, Ordained Minister in the Faith of Islam

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: February 3, 2000

This is to inform you that on February 3, 2000, I have signed the following bill of the 2000 General Session of the Fifty-Third Legislature and have forwarded it to the Lieutenant Governor for filing.

HCR002 Resolution Encouraging Cancer Screening

Michael O. Leavitt, Governor

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 4, 2000

The House passed, as amended, **H.B. 47**, Repeal of Waste Tire Recycling Industrial Assistance Loan Program, by Representative N. Hendrickson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 215**, Waste Tire Recycling Amendments, by Representative N. Hendrickson, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 47 and **H.B. 215** 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, 2000

The House passed, as amended, **H.B. 73**, Insurance Companies Notification in Divorce Situations, by Representative T. Beck, and it is transmitted for consideration; and

The House passed **H.B. 92**, Appropriation for Soldier Hollow and the Heber Valley Railroad Depot, by Representative G. Snow, and it is transmitted for consideration; and

The House passed, as substituted and amended, **3rd Sub. H.B. 176**, WEAPONS RESTRICTIONS FOR MENTALLY ILL PERSONS, by Representative G. Cox, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 73, H.B. 92,** and **3rd H.B. 176** were read the first time and referred to the Rules Committee.

* * *

On motion of Senator Steele, the Senate voted to reconsider its action on **H.B. 6**. Senator Steele moved to place the bill on the top of the Third Reading Calendar.

On motion of Senator Steele, **H.B. 6** was placed on Third Reading Table due to fiscal impact.

RULES COMMITTEE REPORT

To the Members of the Senate: February 4, 2000

The Rules Committee recommends that, under suspension of the rules, **S.B. 121**, DR. MARTIN LUTHER KING JR. DAY (P. Suazo) be placed at the top of the Second Reading Calendar.

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Hillyard, the committee report was adopted.

* * *

On motion of Senator Hillyard, **S.B. 121**, DR. MARTIN LUTHER KING JR. DAY, will be considered February 8, 2000 at 2:30 p.m.

STANDING COMMITTEE REPORTS

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 48**, OPTOMETRY LICENSING ACT AMENDMENTS, by Senator L. Mansell, with the following amendments:

1. Page 13, Line 379:
   After "lens" insert "prescription"; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 154**, APPROPRIATION FOR SOLDIER HOLLOW DAY LODGE AND HEBER VALLEY RAILROAD, by Senator B. Evans; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 155**, USE, POSSESSION, OR SALE OF LASER POINTERS, by Senator D. Allen, with the following amendments:

1. Page 2, Line 37:
   Delete line 37; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 160**, UNINSURED EMPLOYERS' FUND AMENDMENTS, by Senator E. Mayne; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 163**, SALE OF MOTOR VEHICLE, by Senator P. Julander.

Parley G. Hellewell, Chair; and

Mr. President: February 3, 2000

The Education Committee recommends **S.B. 17**, MINIMUM SCHOOL LEVY MODIFICATIONS, by Senator L. Jones, be replaced and favorably recommends **1st Sub. S.B. 17**, MINIMUM SCHOOL LEVY MODIFICATIONS, by Representative B. Johnson.

Lorin V. Jones, Chair; and

Mr. President February 3, 2000

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 219**, COOPERATIVE WILDLIFE MANAGEMENT UNIT PURPOSES, by Representative B. Johnson; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 234**, TRICHOMONIASIS PREVENTION AND CONTROL, by Representative B. Johnson.

Beverly Ann Evans, Chair; and

The Health and Environment Committee reports a favorable recommendation on **S.B. 157**, NURSE PRACTICE ACT AMENDMENTS, by Senator P. Julander, with the following amendments:

1. Page 1, Line 1:
   Delete "NURSE" insert "NURSING" after "PRACTICE" delete "ACT"
2. Page 1, Line 12:
   After "IMPAIRMENT;" insert "AMENDING THE QUALITY

REVIEW PROGRAM REQUIRED OF NURSES AND NURSE MIDWIVES;"

3. Page 1, Line 19:
After line 19 insert:
"58-44a-303, as last amended by Chapter 288, Laws of Utah 1998"

4. Page 9, Line 258:
After line 258 insert:
"Section 6. Section 58-44a-303 is amended to read:
58-44a-303. Term of license -- Expiration -- Renewal.
(1) (a) Each license issued under this chapter shall be issued in accordance with a two-year renewal cycle established by rule.
(b) A renewal period may be extended or shortened by as much as one year to maintain established renewal cycles or to change an established renewal cycle.
(2) At the time of renewal, the licensee shall:
(a) hold a valid certification from the American College of Nurse Midwives Certification Council, Inc.;
(b) have met continuing competency requirements defined by the division rule in collaboration with the board; and
(c) as a condition precedent for license renewal commencing on and after July 1, 1999, actively participate on a continuing basis in a quality review program based on criteria established by the division by rule in collaboration with the board. [~~A quality review program shall be:~~]
[~~(i) based in a hospital or other licensed health care facility, as defined in Section 26-21-2, at which the licensee regularly engages in practice; or~~]
[~~(ii) conducted by or under the direction of:~~]
[~~(A) a professional association approved by the division in collaboration with the board; or~~]
[~~(B) another organization approved by the division in collaboration with the board as defined by division rule.~~]"
Renumber remaining section accordingly; and

The Health and Environment Committee reports a favorable recommendation on S.R. 3, RESOLUTION URGING TELEVISION NETWORKS TO AIR VIOLENT PROGRAMS ONLY LATE AT NIGHT, by Senator S. Howell.

Robert F. Montgomery, Chair; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 38**, NOTARY PUBLIC QUALIFICATIONS, by Senator G. Davis, with the following amendments:

1. Page 1, Line 25:
   After "state," insert "and" and delete ", and voter precinct number"
2. Page 2, Lines 35-36:
   Reinstate "Utah" and insert "resident and" reinstate "have permanent" reinstate "status under Section 245 of the Immigration and Nationality Act; and" and delete "of the state."
3. Page 2, Line 37:
   Reinstate "(f) be endorsed by two" and insert "residents" and reinstate "of the state."; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 69**, OVERSIGHT OF LEGISLATIVE STAFF OFFICES, by Senator L. Beattie; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 147**, ONLINE COURT ASSISTANCE, by Senator M. Waddoups; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 20**, SPECIAL LICENSE PLATES FOR EMERGENCY MEDICAL TECHNICIANS, by Representative D. Bowman; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 195**, BOY SCOUTS OF AMERICA LICENSE PLATE, by Representative L. Nelson.

Michael G. Waddoups, Chair

On motion of Senator Hillyard, the committee reports were adopted. **S.B. 48, S.B. 154, S.B. 155, S.B. 160, S.B. 163, Sub. S.B. 17, H.B. 219, H.B. 234, S.B. 157, S.R. 3, S.B. 38, S.B. 69, S.B. 147, H.B. 20,** and **H.B. 195** were placed on Second Reading Calendar.

* * *

Mr. President: February 3, 2000

The Education Committee reports a favorable recommendation on **H.B. 223**, SCHOOL AND INSTITUTIONAL TRUST LANDS AMENDMENTS, by Representative T. Hatch, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar:

1. Page 1, Line 6:
After "LANDS;" insert "REQUIRING THE TRUST LANDS ADMINISTRATION TO NOTIFY OWNERS OF PREEXISTING MINING CLAIMS ON FEDERAL LANDS WHEN THE LANDS ARE ACQUIRED BY THE STATE;"

2. Page 1, Line 14:
After line 14 insert:
"53C-2-104, as last amended by Chapter 202, Laws of Utah 1999"

3. Page 3, Line 87:
After line 87 insert:
"Section 2. Section 53C-2-104 is amended to read:
53C-2-104. Preexisting federal mining claims on trust lands -- Filing of notice -- Conclusive evidence of abandonment.
(1) The Legislature recognizes the importance of having an effective state filing system for unpatented federal mining claims located on trust lands prior to the state's acquisition of title that would allow the state to determine the extent of preexisting unpatented mining claims on those lands and eliminate the cloud on the state's title created by abandoned unpatented mining claims, while preserving the rights of owners of valid preexisting unpatented mining claims located on those lands.
(2) (a) When the state acquires title to federal land on which a preexisting mining claim has been located under the general mining laws of the United States, the administration shall send a written notice by certified mail to the owner of the claim.
(b) The administration shall send the notice to the owner's address listed in the mining claim records at the State Office of the United States Bureau of Land Management.
(c) The notice shall state that:
(i) the state has acquired legal title to the land on which the mining claim is located; and
(ii) the owner of the mining claim must file an annual notice with the administration as required under this section.
[~~(2)~~] (3) Prior to January 1, 1998, and annually thereafter on or before December 31, each owner of an unpatented lode mining claim, placer mining claim, mill site claim, or tunnel site claim located pursuant to the general mining laws of the United States on lands now owned of record by the state in trust for the common schools or other beneficiary institutions shall file with the administration a notice as prescribed by Subsection [~~(3)~~] (4).
[~~(3)~~] (4) (a) The notice required by Subsection [(2)] (3) that is filed prior to January 1, 1998, shall include:

(i) a statement of the owner's intention to hold or abandon the claim;
(ii) a brief description of the type and nature of the claim;
(iii) the date the claim was located, and the date the claim was filed of record in county and federal records;
(iv) a copy of the official record of the notice of location or certificate of location of the claim; and
(v) a legal description of the claim, by legal subdivision or metes and bounds description, sufficient to locate the claimed lands on the ground.
(b) A notice required by Subsection [~~(2)~~] (3) that is filed after January 1, 1998, shall include:
(i) the name of the claim; and
(ii) a statement of the owner's intention to hold or abandon the claim.
[~~(4)~~] (5) (a) The administration shall note the existence of all claims for which notices have been filed in the central index of all trust lands required under Section 53C-2-101.
(b) The administration may impose a reasonable filing fee as a condition for accepting the required notices, not to exceed $50 per claim, to defray the administrative costs of maintaining an index of claims.
[~~(5)~~] (6) (a) Failure to file the notice required by this section constitutes an abandonment of the claim by the owner.
(b) Filing of the required notice by one owner of a claim in which multiple persons own or claim interests fulfills the filing requirements of this section.
[~~(6)~~] (7) Filing of a notice under this section does not make valid a claim which is otherwise invalid under other applicable law.
[~~(7)~~] (8) Acquisition of rights to extract minerals underlying trust lands is governed by Part 4 of this chapter.
[~~(8)~~] (9) This section does not waive any fees, filings, or other requirements imposed by federal law.
Renumber remaining sections accordingly.

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 196**, WATER COMMISSIONER APPOINTMENTS, by Representative M. Styler, and recommends it be considered read for the second time and placed on the Consent Calendar.

Beverly Ann Evans, Chair

On motion of Senator Poulton, the committee reports were adopted. **H.B. 223** and **H.B. 196** were considered read the second time and placed on the Consent Calendar.

CONSENT CALENDAR

H.B. 191, LOCAL GOVERNMENT LAW AMENDMENTS, was read the third time, explained by Senator Stephenson, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Steele	Stephenson
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

B. Evans	M. Evans	Mansell	Poulton
Spencer	Suazo		

H.B. 191 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

CONCURRENCE CALENDAR

On motion of Senator Steele, the Senate voted to concur in the House amendments to **S.B. 81**, STRATEGIC PLANNING FOR PUBLIC EDUCATION AMENDMENTS. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Waddoups	Beattie	

Absent or not voting were: Senators

Spencer	Valentine

S.B. 81 was returned to the House.

* * *

On motion of Senator Hillyard, the Senate voted to concur in the House amendments to **S.B. 80**, POSTSECONDARY PROPRIETARY SCHOOL ACT AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 23; Nays, 3; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Peterson
Poulton	Waddoups	Beattie	

Voting in the negative were: Senators

Nielson	Stephenson	Valentine

Absent or not voting were: Senators

Spencer	Steele	Suazo

S.B. 80 was returned to the House.

* * *

On motion of Senator Hillyard, the Senate voted to concur in the House amendments to **S.B. 125**, UNIFORM ELECTRONIC TRANSACTIONS ACT. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Stephenson	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Spencer	Steele	Suazo

S.B. 125 was returned to the House.

* * *

On motion of Senator Poulton, the Senate refused to concur in the House amendments to **S.J.R. 2**, JOINT RULES - ETHICS PROCEDURE

AMENDMENTS. The Senate requests the House rescind from its amendments. S.J.R. 2 was returned to the House.

THIRD READING CALENDAR

H.B. 186, HEALTH INSURERS - REFERRAL TO SPECIALIST PROCESS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Hillyard	Spencer

H.B. 186 was signed by the President of the Senate in open session and returned to the House.

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H.B. 9, AGGRESSIVE DRIVING AMENDMENTS, was read the third time, explained by Senator Steele. Senator Blackham, Steele, E. Allen, Stephenson, and Knudson commented. On motion of Senator Steele, the bill was circled.

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H.B. 165, TRANSPORTATION CORRIDOR PRESERVATION ACT, was read the third time, explained by Senator Knudson, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Howell	Hull	Jones

Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

Hillyard	Julander	Beattie

H.B. 165 was signed by the President of the Senate in open session and returned to the House.

* * *

S.B. 131, APPROPRIATION FOR ASSISTIVE TECHNOLOGY, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Howell
Hull	Jones	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups

Voting in the negative was: Senator
Hellewell

Absent or not voting were: Senators

Dmitrich	Hillyard	Julander	Beattie

S.B. 131 was transmitted to the House.

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S.B. 141, PROVIDING TOBACCO TO MINORS, was read the third time and explained by Senator D. Allen.

Senator D. Allen moved the following amendments:

1. Page 1, Line 21:
   After "<u>others</u>" insert:

"or the acts of a person, whether compensated or not, who transports or delivers a package for another person without any reason to know of the package's content."

The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hellewell	Howell
Hull	Jones	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting were: Senators

B. Evans	M. Evans	Hillyard	Julander
Steele			

S.B. 141, as amended, was transmitted to the House.

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S.B. 33, APPROPRIATION FOR THE ARTS, was read the third time. On motion of Senator Jones, the bill was circled.

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H.B. 31, OPERATION OF NONRESIDENT OWNED SNOWMOBILE, was read the third time, explained by Senator Jones, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Howell	Hull	Jones	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

M. Evans	Hillyard	Julander	Steele

H.B. 31 was signed by the President of the Senate in open session and returned to the House.

* * *

1st Sub. S.B. 111, ENDOWMENT CARE CEMETERY AMENDMENTS, was read the third time, explained by Senator Jones, and passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Spencer
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Voting in the negative was: Senator
M. Evans

Absent or not voting were: Senators

Julander	Poulton	Steele

1st Sub. S.B. 111 was transmitted to the House.

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2nd Sub. S.B. 35, LIABILITY AMENDMENTS, was read the third time, explained by Senator Stephenson. Senator Stephenson moved the following amendments:

1. Page 3, Line 82:
   Delete "$100,000" and Insert "$200,000"

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Knudson	Mansell	Mayne
Muhlestein	Nielson	Peterson	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Julander	Montgomery	Poulton

2nd Sub. S.B. 35, as amended, was transmitted to the House.

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On motion of Senator Dmitrich, the circle was removed from **S.B. 11,** ASSOCIATIONS OF GOVERNMENTS APPROPRIATION, and it was before the Senate. Senator Dmitrich explained the bill and it passed on the following roll call:

Yeas, 19; Nays, 9; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hillyard
Howell	Hull	Jones	Knudson
Mayne	Montgomery	Peterson	Poulton
Steele	Suazo	Waddoups	

Voting in the negative were: Senators

M. Evans	Hellewell	Mansell	Muhlestein
Nielson	Spencer	Stephenson	Valentine
Beattie			

Absent or not voting was: Senator
Julander

S.B. 11 was transmitted to the House.

* * *

S.B. 114, REIMBURSEMENT TO SCHOOL DISTRICTS FOR DRIVER EDUCATION, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Julander

S.B. 114 was transmitted to the House.

* * *

1st Sub. S.B. 28, PUBLIC USE OF STATE-OWNED LANDS, was read the third time, explained by Senator Hull, and passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Stephenson	Suazo
Waddoups	Beattie		

Voting in the negative was: Senator
Valentine

Absent or not voting were: Senators

Julander	Steele

1st Sub. S.B. 28 was transmitted to the House.

* * *

S.B. 118, APPROPRIATION TO MEMORY GROVE FOUNDATION, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 18; Nays, 9; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hillyard
Howell	Hull	Jones	Knudson
Mansell	Mayne	Montgomery	Peterson
Poulton	Suazo		

Voting in the negative were: Senators

M. Evans	Hellewell	Muhlestein	Nielson
Spencer	Stephenson	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Julander	Steele

S.B. 118 was transmitted to the House.

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S.B. 136, APPROPRIATION FOR UTAH STATE FAIRPARK, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 20; Nays, 8; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hillyard	Howell	Hull	Jones
Knudson	Mansell	Mayne	Montgomery
Peterson	Poulton	Steele	Suazo

Voting in the negative were: Senators

Hellewell	Muhlestein	Nielson	Spencer
Stephenson	Valentine	Waddoups	Beattie

Absent or not voting was: Senator

Julander

S.B. 136 was transmitted to the House.

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S.B. 148, APPROPRIATION FOR YOUTH LEADERSHIP SUMMIT, was read the third time, explained by Senator B. Evans, and passed on the following roll call:

Yeas, 22; Nays, 6; Absent, 1.

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	Hale	Hillyard	Howell
Hull	Jones	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Suazo	Waddoups		

Voting in the negative were: Senators

E. Allen	M. Evans	Hellewell	Stephenson
Valentine	Beattie		

Absent or not voting was: Senator
Julander

S.B. 148 was transmitted to the House.

* * *

S.B. 116, APPROPRIATION FOR ON-SITE WASTEWATER TREATMENT SYSTEMS TRAINING, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 18; Nays, 9; Absent, 2.

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	B. Evans
M. Evans	Hale	Hillyard	Howell
Hull	Jones	Knudson	Mansell
Mayne	Montgomery	Nielson	Peterson
Steele	Suazo		

Voting in the negative were: Senators

E. Allen	Hellewell	Muhlestein	Poulton
Spencer	Stephenson	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Dmitrich	Julander

S.B. 116 was transmitted to the House.

On motion of Senator Valentine, the circle was removed from **H.B. 163**, IDENTIFICATION NUMBER FRAUD, and it was read the third time. Senator Valentine explained the bill. Senator Howell commented. On motion of Senator Howell, the bill was circled.

SECOND READING CALENDAR

S.B. 19, SURVIVOR BENEFIT OF LAW ENFORCEMENT OFFICER, was read the second time.

On motion of Senator Knudson, the following substitute bill replaced the original bill.

SURVIVOR BENEFIT OF EMPLOYEES

Sub. S.B. 19 *Peter C. Knudson*

AN ACT RELATING TO RETIREMENT; AMENDING INSURANCE BENEFIT PROVISIONS FOR CERTAIN EMPLOYEES SURVIVORS.

Senator Knudson explained the bill. Senators Mansell and M. Evans commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups			

Absent or not voting were: Senators

Blackham	Julander	Spencer	Beattie

On motion of Senator L. Hillyard and at 11:45 a.m., the Senate adjourned until 10:00 a.m., Monday, February 7, 2000.

TWENTY-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, except Senator Blackham, excused
Prayer - Reverend Tom Goldsmith, First Unitarian Church

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

The House concurred in the Senate amendments and passed **H.B. 43**, Unauthorized Charges on Utility Bills - Cramming Amendments, by Representative S. Allen, et al, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 43 was signed by the President of the Senate in open session. The bill will be returned to the House for signature of the Speaker and enrolling.

* * *

The House passed, as substituted, **1st Sub. H.B. 26**, Impounding Amendments, by Representative B. Goodfellow, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 151**, Lobbyist Law Amendments, by Representative B. King, and it is transmitted for consideration; and

The House passed **H.B. 152**, Justice Court Judge Amendment, by Representative B. King, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 153**, Utah Department of Transportation Maintenance Sheds, by Representative G. Adair, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 178**, Property Tax Certified Tax Rate Adjustments - Uniform Fees, by Representative R. Short, and it is transmitted for consideration; and

The House passed **H.B. 251**, Appropriation for Utah Botanical Center, by Representative M. Dillree, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. H.B. 26, H.B. 151, H.B. 152, H.B. 153, 2nd Sub. H.B. 178,** and **H.B. 251** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 7, 2000

The Rules Committee recommends assignment of the following bills to standing committees:

Education

H.B. 24	Financing of Public Education (K. Holdaway)
H.B. 235	Appropriation for Winners of History and Spelling Bee Contests (R. Siddoway)

Judiciary

S.B. 14	Penalty for Hate Crimes (P. Suazo)
H.B. 60	Sexual Offense Amendments (B. Goodfellow)

Revenue & Taxation

S.B. 62	Wildlife Resources Code - Application to Indians (B. Evans)
S.B. 167	Municipal Energy Sales and Use Tax - Computation of Taxable Base (J. Valentine)
S.B. 228	Local Taxation of Utilities Limitation - Computation of Gross Receipts (J. Valentine)

Retirement

S.B. 195	Volunteer Immunity Act (L. Poulton)

State & Local Affairs

S.B. 58	Optional Forms of County Government Amendments (R. Evans)
S.B. 204	Study of Health Insurance Industry (P. Knudson)
H.B. 58	Local Government Amendments (J. Murray)
H.B. 92	Appropriation for Soldier Hollow and the Heber Valley Railroad Depot (G. Snow)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: February 3, 2000

The Judiciary Committee reports a favorable recommendation on **S.B. 47**, DRIVING UNDER THE INFLUENCE PROVISIONS, by Senator S. Howell, with the following amendments:

1. Page 1, Line 17:
   After "by telephone" delete "," and insert "or live" and after "audiovisual means" insert "," and delete the remainder of the line; and

The Judiciary Committee reports a favorable recommendation on **H.B. 202**, WELFARE FRAUD AMENDMENTS, by Representative N. Hansen; and

The Judiciary Committee reports a favorable recommendation on **H.B. 203**, STALKING AMENDMENTS, by Representative L. Shurtliff.

Terry Spencer, Chair; and

Mr. President: February 4, 2000

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 33**, BLINDNESS PREVENTION CHECKOFF, by Representative A. Bradshaw; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 167**, INFORMATION TECHNOLOGY INFRASTRUCTURE INNOVATION PROGRAM, by Representative B. Chard; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 189**, CLASSROOM SUPPLIES, by Representative R. Bigelow.

John L. Valentine, Chair; and

Mr. President: February 4, 2000

The State and Local Affairs Committee reports a favorable recommendation on **S.C.R. 3**, RESOLUTION ON USE OF DEVEREAUX MANSION, by Senator P. Julander; and

The State and Local Affairs Committee recommends **H.B. 49**, COUNTY BOUNDARY CHANGES, by Representative B. Johnson, be replaced and favorably recommends **1st Sub. H.B. 49**, COUNTY BOUNDARY CHANGES; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 240**, APPROPRIATION FOR LAND USE PLANNING, by Representative D. Iverson.

R. Mont Evans, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 47, H.B. 202, H.B. 203, H.B. 33, H.B. 167, H.B. 189, S.C.R. 3, 1st Sub. H.B. 49,** and **H.B. 240** were placed on Second Reading Calendar.

THIRD READING CALENDAR

Sub. S.B. 19, SURVIVOR BENEFIT OF EMPLOYEES, was read the third time, explained by Senator Knudson, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Hale	Spencer

Sub. S.B. 19 was transmitted to the House.

* * *

On motion of Senator Jones, the circle was removed from **S.B. 33**, APPROPRIATION FOR THE ARTS, and it was before the Senate. Senator Jones explained the bill. Senator Suazo and Beattie commented. The bill passed on the following roll call:

Yeas, 17; Nays, 9; Absent, 3.

Voting in the affirmative were: Senators

R. Allen	Davis	Dmitrich	B. Evans
M. Evans	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Nielson	Peterson	Steele
Suazo			

Voting in the negative were: Senators

Hellewell	Mansell	Muhlestein	Poulton
Spencer	Stephenson	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

E. Allen	Blackham	Hale

S.B. 33 was transmitted to the House.

SECOND READING CALENDAR

S.B. 26, APPROPRIATION FOR PURCHASE OF FREEDOM SHRINE DOCUMENTS, was read the second time. Senator Mayne explained the bill. Senators Waddoups and Stephenson commented. The bill passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative was: Senator
Stephenson

Absent or not voting was: Senator
Blackham

* * *

S.B. 122, APPROPRIATION TO STATE FIRE MUSEUM, was read the second time. Senator R. Allen explained the bill. Senator Beattie commented. The bill passed on the following roll call:

Yeas, 18; Nays, 9; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mayne	Peterson	Steele
Suazo	Valentine		

Voting in the negative were: Senators

Hellewell	Mansell	Muhlestein	Nielson
Poulton	Spencer	Stephenson	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Montgomery

* * *

S.B. 123, UTAH HERITAGE HIGHWAY APPROPRIATION, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

S.B. 137, SALVAGE VEHICLE BUYERS, was read the second time. Senator Valentine explained the bill. Senators Steele, Howell, Waddoups, and E. Allen commented. The bill passed on the following roll call:

Yeas, 15; Nays, 11; Absent, 3.

Voting in the affirmative were: Senators

R. Allen	Davis	Hale	Hillyard
Howell	Knudson	Mansell	Muhlestein
Nielson	Peterson	Poulton	Spencer
Stephenson	Valentine	Beattie	

Voting in the negative were: Senators

E. Allen	Dmitrich	B. Evans	M. Evans
Hellewell	Hull	Jones	Montgomery
Steele	Suazo	Waddoups	

Absent or not voting were: Senators

Blackham	Julander	Mayne

* * *

S.B. 50, HEALTH CARE BENEFITS - GRIEVANCE REVIEW PROCESS, was read the second time. Senator Knudson explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Dmitrich

* * *

1st Sub. S.B. 72, CRIMINAL CODE - RESTRICTED PERSONS, was read the second time.

On motion of Senator Spencer, the following substitute bill replaced the original bill.

PUBLIC SAFETY AMENDMENTS

2nd Sub. S.B. 72 *Terry R. Spencer*

AN ACT RELATING TO THE CRIMINAL CODE; CHANGING THE NAME OF THE BUREAU OF CRIMINAL IDENTIFICATION TO THE BUREAU OF IDENTIFICATION; REVISING CATEGORIES OF RESTRICTED PERSONS; ALLOWING THE BUREAU OF CRIMINAL IDENTIFICATION TO ACCESS JUVENILE COURT RECORDS FOR THE PURPOSE OF BACKGROUND CHECKS FOR FIREARM PURCHASES; PROVIDING FOR CONFIDENTIALITY OF INFORMATION; MAKING CONFORMING AMENDMENTS; AND MAKING TECHNICAL CHANGES.

Senator Spencer explained the bill. Senator Mayne commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Julander	Knudson
Mansell	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Suazo	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

Jones	Mayne	Stephenson

Absent or not voting were: Senators

Blackham	Dmitrich

* * *

S.B. 151, JUSTICE COURT ACCOUNTABILITY, was read the second time. Senator Hillyard explained the bill. Senators Spencer and Beattie commented. The bill passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

Muhlestein	Nielson

Absent or not voting were: Senators

Blackham	Dmitrich

* * *

1st Sub. S.B. 165, VICTIM REPRESENTATION AT AN EXECUTION, was read the second time. Senator D. Allen explained the bill.

Senator D. Allen moved the following amendments:

1. Page 2, Line 34:
After "(c)" and before "no more" insert "unless approved by the director."

2. Page 2, Line 44:
Bracket "Photographic" and insert "Except as provided in Subsection (b), photographic"

3. Page 2, Line 46:
After Line 46 insert:
"(b) Audio recording equipment may be used by the department for the purpose of recording the defendant's last words."

4. Page 2, Line 47:
Bracket "(b)" and insert "(c)"

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Hull	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Dmitrich	Howell	Spencer

* * *

S.B. 144, TAX INCREMENTS AMENDMENTS, was read the second time. 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

E. Allen	R. Allen	Davis	B. Evans
M. Evans	Hale	Hellewell	Hillyard

Hull	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Dmitrich	Howell	Spencer

* * *

S.B. 150, APPROPRIATION FOR AIRPORT AUTHORITY, was read the second time. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 23; Nays, 3; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Nielson	Peterson	Poulton	Steele
Suazo	Valentine	Beattie	

Voting in the negative were: Senators

Muhlestein	Stephenson	Waddoups

Absent or not voting were: Senators

Blackham	Hellewell	Spencer

* * *

On motion of Senator Howell, the enacting clause was stricken on **S.B.99**, KINDERGARTEN IN THE PUBLIC SCHOOLS, and it was referred to the Secretary of the Senate for interim study.

* * *

S.B. 159, PRIVATE COLLECTION OF DELINQUENT TAXES, 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

Davis	Dmitrich	B. Evans	M. Evans
Hale	Hellewell	Hillyard	Howell
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

E. Allen	R. Allen	Blackham	Hull

* * *

On motion of Senator R. Evans, the circle was removed from **S.B. 142**, CREATION OF LOCAL DISTRICTS AND SPECIAL DISTRICTS, and it was before the Senate. Senator R. Evans explained the bill. Senators Spencer and Mansell commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator Blackham

* * *

S.B. 48, OPTOMETRY LICENSING ACT AMENDMENTS, was read the second time. Senator Mansell explained the bill.

Senator Montgomery moved the following amendments:

1. Page 12, Line 347:
   After "agents" reinstate "except that" and insert ": (i)" and reinstate "the oral antibiotics may only be prescribed for:" and delete the period

2. Page 12, Line 348:
Insert "(A)" at the beginning of line 348 and reinstate "eyelid-related ocular conditions or diseases; and"

3. Page 12, Line 349:
Insert "(B)" at the beginning of line 349 and reinstate "any other ocular disease or condition as specified by division rule" and insert "; and (ii) Schedule III controlled substances may only be prescribed to be taken orally for pain of the eye or adnexa in a quantity not to exceed 72 hours in duration and which may not be refilled."

Senators Montgomery, Julander, Howell, and D. Allen commented. The bill passed, as amended, on the following roll call:

Yeas, 26; Nays, 2; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Voting in the negative were: Senators

Hale	Poulton

Absent or not voting was: Senator
Blackham

* * *

On motion of Senator L. Hillyard and at 11:45 a.m., the Senate adjourned until 10:00 a.m., Tuesday, February 8, 2000.

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
Prayer Joseph Dunn, Logan High School Student Body President

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 7, 2000

The House passed, **S.B. 80**, POSTSECONDARY PROPRIETARY SCHOOL ACT 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. 81**, by Senator D. Steele, which has been signed by the Speaker and it is STRATEGIC PLANNING FOR PUBLIC EDUCATION AMENDMENTS, transmitted for the signature of the President; and

The House passed, **S.B. 125**, UNIFORM ELECTRONIC TRANSACTIONS ACT, 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

S.B. 80, S.B. 81, and **S.B. 125** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

The House passed, as amended, **H.B. 81**, CONTROLLED SUBSTANCES PRECURSOR AMENDMENTS, by Representative A. Tyler, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 90**, REMOVING BARRIERS TO ELECTRONIC GOVERNMENT SERVICES DELIVERY, by Representative B. Chard, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 241**, ANNUAL LEAVE ACCRUAL FOR STATE EMPLOYEES, by Representative J. Gowans, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 252**, CITY AND TOWN CAMPAIGN FINANCE, by Representative J. Hickman, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 257**, CAPITOL PRESERVATION BOARD DUTIES AND RESPONSIBILITIES, by Representative R. Short, et al, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 81, Sub. H.B. 90, H.B. 241, H.B. 252,** and **H.B. 257** were read the first time and referred to the Rules Committee.

* * *

Mr. President February 7, 2000

The House refuses to recede from its amendments to **S.J.R. 2**, JOINT RULES - ETHICS PROCEDURE AMENDMENTS, by Senator L. Poulton, et al, and has appointed a Conference Committee consisting of Representatives S. Koehn, D. Ure, G. Adair, N. Hendrickson, and G. Cox, 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 Poulton, Mansell, and Hull to meet with a like committee from the House.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 7, 2000

The Rules Committee recommends assignment of the following bills and resolutions to standing committees:

Business, Labor & Economic Development

S.B. 64	Residential Exemption - Secondary Residences (E. Mayne)
S.B. 190	Insurance Law Amendments (L. Poulton)
S.B. 244	Extension or Repeal of Sunset Dates (M. Waddoups)
S.R. 4	Resolution on Utah Department of Transportation Study (L. Mansell)

Health & Environment

S.B. 152	Cosmetologist/Barbers Licensure Exemptions (B. Evans)

Human Services

S.B. 223	Child Protection Amendments (L. Poulton)
H.B. 74	Sexual Offenses Against Minors (T. Beck)

Judiciary

Sub. H.B. 46	Disease Testing Amendments (B. Goodfellow)
H.B. 56	Child Abuse Homicide (G. Snow)
Sub. H.B. 80	Penalty for Harboring a Fugitive (P. Buckner)
3rd Sub. H.B. 176	Weapons Restrictions for Mentally Ill Persons (G. Cox)

Revenue & Taxation

S.B. 194	Winery Amendments (L. Blackham)

Transportation & Public Safety

S.B. 189	Motor Vehicle Insurance Policy Coverage (M. Waddoups)
H.B. 57	Amendments to Justification as Defense (G. Cox)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

STANDING COMMITTEE REPORTS

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 42**, RENTAL APPLICATION FEES, by Senator M. Waddoups, with the following amendments:

1. Page 1, Line 15:
   Delete "An" and insert "Except as provided in Subsection (6), an"

2. Page 1, Line 20:
   After "applicants" insert "criminal background"

3. Page 2, Line 35:
   After Line 35 insert:
   "(6) A rental application fee or processing fee shall not be charged if, at the time of application, the person submitting the rental application furnishes the owner of the residential dwelling unit or the owner's agent with certified copies of the applicant's credit report from a licensed credit reporting agency and a Utah state criminal background report on the applicant which have been issued within 60 days from the date of application."; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 199**, PAYMENT TO DEALER FOR VEHICLE USE, by Senator L. Mansell; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 42**, BIDDING PROCESS FOR SCHOOL DISTRICT CONSTRUCTION, by Representative G. Snow, with the following amendments:

1. Page 1, Line 11:
   After "THROUGH" delete "63-56-35.8" and insert "63-56-36"

2. Page 2, Line 58:
   After "determines" insert "in accordance with Section 63-56-36"

3. Page 3, Line 61:
   After "through" delete "63-56-35.8" and insert "63-56-36"; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 213**, WORKERS' COMPENSATION FUND AMENDMENTS, by Representative J. Swallow.

Parley G. Hellewell, Chair; and

Mr. President: February 7, 2000

The Education Committee reports a favorable recommendation on **S.B. 146**, SCHOOL FEE WAIVERS AMENDMENTS, by Senator D. Steele; and

The Education Committee reports a favorable recommendation on **H.B. 30**, SCHOOL BUS LIGHT REQUIREMENT, by Representative N. Hendrickson.

Lorin V. Jones, Chair

On motion of Senator Hillyard, the committee reports were adopted. **S.B. 42, S.B. 199, H.B. 42, H.B. 213, S.B. 146,** and **H.B. 30** were placed on Second Reading Calendar.

CONSENT CALENDAR

H.B. 16, REPEAL OF SPECIAL POLICE PROVISIONS, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

M. Evans	Spencer	Steele

H.B. 16 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

S.B. 26, APPROPRIATION FOR PURCHASE OF FREEDOM SHRINE DOCUMENTS, was read the third time, explained by Senator Mayne, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Steele
Suazo	Waddoups		

Voting in the negative were: Senators

Hellewell	Stephenson	Valentine	Beattie

Absent or not voting were: Senators

M. Evans	Mansell	Spencer

S.B. 26 was transmitted to the House.

* * *

S.B. 122, APPROPRIATION TO STATE FIRE MUSEUM, was read the third time, explained by Senator R. Allen, and passed on the following roll call:

Yeas, 20; Nays, 7; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mayne	Montgomery	Peterson
Poulton	Steele	Suazo	Valentine

Voting in the negative were: Senators

Hellewell	Mansell	Muhlestein	Nielson
Stephenson	Waddoups	Beattie	

Absent or not voting were: Senators

M. Evans	Spencer

S.B. 122 was transmitted to the House.

* * *

On motion of Senator Steele, the circle was removed from **H.B. 9**, AGGRESSIVE DRIVING AMENDMENTS, and it was before the Senate. Senator Steele explained the bill. Senators Blackham, Montgomery, Hillyard, Hull, Knudson, Stephenson, Jones, and Suazo commented. The bill passed on the following roll call:

Yeas, 17; Nays, 11; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Hillyard	Hull	Julander
Knudson	Mayne	Montgomery	Nielson
Peterson	Steele	Suazo	Valentine
Waddoups			

Voting in the negative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Jones	Mansell	Muhlestein	Poulton
Spencer	Stephenson	Beattie	

Absent or not voting was: Senator
Howell

H.B. 9 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hillyard, Mitt Romney, Salt Lake Olympic Committee, spoke in Committee of the Whole. Senators Mansell, Montgomery, Howell, and Hillyard commented.

* * *

On motion of Senator Valentine, the circle was removed from **H.B. 163**, IDENTIFICATION NUMBER FRAUD, and it was before the Senate. Senator Valentine explained the bill. Senator Davis commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Spencer

H.B. 163 was signed by the President of the Senate in open session and returned to the House. Senator Dmitrich moved to hold the bill for 24 hours.

* * *

S.B. 137, SALVAGE VEHICLE BUYERS, was read the third time. On motion of Senator Valentine, the bill was circled.

* * *

S.B. 50, GRIEVANCE REVIEW PROCESS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale

Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Spencer

S.B. 50 was transmitted to the House.

* * *

2nd Sub. S.B. 72, PUBLIC SAFETY AMENDMENTS, was read the third time. On motion of Senator Hillyard, the bill was circled.

* * *

S.B. 151, JUSTICE COURT ACCOUNTABILITY, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Nielson	Peterson	Poulton
Steele	Stephenson	Suazo	Waddoups
Beattie			

Voting in the negative was: Senator
Muhlestein

Absent or not voting were: Senators

Dmitrich	Spencer	Valentine

S.B. 151 was transmitted to the House.

* * *

1st Sub. S.B. 165, VICTIM REPRESENTATION AT AN EXECUTION, was read the third time, explained by Senator D. Allen, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Blackham

1st Sub. S.B. 165 was transmitted to the House.

* * *

S.B. 144, TAX INCREMENT AMENDMENTS, 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

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Davis	Spencer

S.B. 144 was transmitted to the House.

* * *

S.B. 150, APPROPRIATION FOR AIRPORT AUTHORITY, was read the third time and explained by Senator Hillyard. Senators Mayne, Knduson, Waddoups, and Howell commented. Senator Valentine declared a conflict of interest. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Nielson	Peterson	Steele	Suazo
Valentine			

Voting in the negative were: Senators

M. Evans	Hellewell	Muhlestein	Poulton
Spencer	Stephenson	Waddoups	Beattie

S.B. 150 was transmitted to the House.

* * *

S.B. 159, PRIVATE COLLECTION OF DELINQUENT TAXES, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Julander

S.B. 159 was transmitted to the House.

* * *

S.B. 142, CREATION OF LOCAL DISTRICITS AND SPECIAL DISTRICTS, was read the third time and explained by Senator R. Evans. On motion of Senator R. Evans, the bill was circled.

* * *

S.B. 48, OPTOMETRY LICENSING ACT AMENDMENTS, was read the third time and explained by Senator Mansell. Senator Montgomery commented and the bill passed on the following roll call:

Yeas, 26; Nays, 2; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Spencer	Steele	Suazo	Valentine
Waddoups	Beattie		

Voting in the negative were: Senators

Hale	Poulton

Absent or not voting was: Senator
Stephenson

S.B. 48 was transmitted to the House.

SECOND READING CALENDAR

S.B. 154, APPROPRIATION FOR SOLDIER HOLLOW DAY LODGE AND HEBER VALLEY, was read the second time. On motion of Senator B. Evans, the bill was circled.

* * *

S.B. 155, USE, POSSESSION, OR SALE OF LASER POINTERS, was read the second time. On motion of Senator D. Allen, the bill was circled.

* * *

S.B. 160, UNINSURED EMPLOYERS' FUND AMENDMENTS, was read the second time. Senator Mayne explained the bill. Senator Muhlestein commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Knudson

* * *

S.B. 163, SALE OF MOTOR VEHICLE, was read the second time.

* * *

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

AFTERNOON SESSION

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

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 8, 2000

The House passed, **S.B. 120**, REPLICA VEHICLE PROVISIONS, by Senator E. Mayne, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 120 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

The House passed, as substituted, **2nd Sub. H.B. 54**, OLENE WALKER HOUSING TRUST FUND APPROPRIATION, by Representative W. Harper, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 86**, SHAREHOLDER DERIVATIVE ACTIONS, by Representative G. Curtis, and it is transmitted for consideration; and

The House passed **H.B. 225**, HIGHER EDUCATION SAVINGS INCENTIVE PROGRAM AMENDMENTS, by Representative P. Arent, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **2nd Sub. H.B. 54, H.B. 86,** and **H.B. 225** were read the first time and referred to the Rules Committee.

UNFINISHED BUSINESS

S.B. 163, SALE OF MOTOR VEHICLE, was before the Senate, explained by Senator Julander, and passed on the following roll call:

Yeas, 19; Nays, 1; Absent, 9.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Nielson	Peterson	Spencer
Stephenson	Suazo	Beattie	

Voting in the negative was: Senator
Muhlestein

Absent or not voting were: Senators

Blackham	M. Evans	Hillyard	Howell
Montgomery	Poulton	Steele	Valentine
Waddoups			

SECOND READING CALENDAR

1st Sub. S.B. 17, MINIMUM SCHOOL LEVY MODIFICATIONS, 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 ".001845" and insert "<u>.001840</u>"

2. Page 1, Line 16:
   Delete "<u>.001845</u>" and insert "<u>.001840</u>"

Senators Dmitrich, Spencer, Beattie, and Stephenson commented. Senator Stephenson declared a conflict of interest. On motion of Senator Spencer, the bill was circled.

* * *

S.B. 157, NURSING PRACTICE ACT AMENDMENTS, was read the second time. Senator Julander explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Spencer	Stephenson	Suazo	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Poulton	Steele	Valentine

* * *

SPECIAL ORDER OF BUSINESS

On motion of Senator Suazo, under suspension of the rules, S.B. 121, DR. MARTIN LUTHER KING JR. DAY, was read the second and third times. Senator Suazo explained the bill. Senators Stephenson, Hillyard, and Julander commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Beattie

Voting in the negative was: Senator
Waddoups

S.B. 121 was transmitted to the House.

On motion of Senator Hillyard, the Senate voted to have the remarks of Senator Suazo printed upon the pages of the Senate Journal.

REMARKS BY SENATOR SUAZO

The Constitution of the United States was the result of passionate persistence and a strong vision for a greater country and a more just way of life. It is a respected and esteemed document which we all hold close to our hearts. We venerate it because it reaffirms our individuality and our value as free people. We respect and celebrate the people who had the persistence and vision to write it. However, that great work was not complete in 1787. It took subsequent generations with similar persistence and vision to create a more just and inclusive America. It has been amended over 20 times. It is important for us to reflect upon and celebrate these achievements as well. They are proof that America is alive and is always changing, a country which is working toward a more complete living reality of our forefathers' vision.

Dr. Martin Luther, King, Jr. was the embodiment of the best America is and has to offer. He worked tirelessly for the realization of the promises and principles of the Constitution - justice, the principle of freedom, and equality of all. He brought to light that all people in the United States were guaranteed, but not afforded the rights that were promised in that precious document. He made every American examine his or her conscience and decide if America was all that it should be. He revolutionized the way America viewed itself and expanded the vision of this great land. "We the people" became a complete statement.

Dr. King was able to unify people of all different backgrounds in the Civil Rights Movement. People from all walks of life, all creeds, colors, and races joined hands with Dr. King to demand the betterment of society. The Civil Rights Movement was never just about African-Americans, which has been alleged, but rather about affirming the equality of all people. Women, Hispanics, Native Americans, and countless other groups were part of the movement and beneficiaries of his efforts. The Federal Civil Rights Act of 1964, which was one of the major achievements of the Civil Rights Movement. It outlawed discrimination "on the basis of race, color, sex, religion or national origin." This law would never have been so inclusive if it were not for the inclusivity of Dr. King's message. In his short life he united vastly different people in the universal struggle for dignity, respect, and justice. He helped break down the barriers of segregation -- segregated housing, segregated schools, segregated buses, and segregated workplaces. He was awarded the Nobel Peace Prize on December 10, 1964, for his incredible and successful work.

In 1983, President Ronald Reagan declared the birthday of Dr. Martin Luther King, Jr. a federal holiday. In his proclamation, President Reagan said the following:

"The majesty of his message, the dignity of his bearing, and the righteousness of his cause are a lasting legacy. In a few short years he changed America for all time. He made it possible for our nation to move closer to the ideals set forth in the Declaration of Independence: that all people are created equal and are endowed with inalienable rights that government has the duty and respect to protect."

In 1986, Utah State Senator Terry Williams introduced S.B. 17 to have January 15 recognized as Dr. Martin Luther King, Jr. Day. Some were opposed, and some were for this designation. A compromised was reached - Human Right's Day.

Dr. King's vision was one of a land where our children "would not be judged by the color of their skin, but by the content of their character." His dream was one of peaceful existence, and he was the champion of compassion. He fought intolerance and violence with loving patience and peaceful resistance. He enunciated our forefothers' vision for all of America, and created a revolution similar to that of our forefathers. He fought seemingly impossible odds to make life fundamentally better for every American. Life, liberty, and the pursuit of happiness became possible for more of America than ever before because of his respectful and peaceful revolution, known as the Civil Rights Movement.

Dr. King was only 38 years old when he was brutally guaned down in Memphis, Tennessee, on April 4, 1968. This violent act was shocking to the nation's soul, just as was the assassination of President John F. Kennedy in 1963.

I was recently sent a letter, dated April 19, 1968, fifteen days after Dr. King was assassinated. On that date, a prominent Utah father sent his missionary son a message about the impact of Dr. King's death. That son felt compelled to share those thoughts with us today. And I quote...

"Dr. Martin Luther King preached the doctrine enunciated by the Savior in his Sermon on the Mount, and he was resented as a heretic. He preached the doctrine of Patrick Henry of liberty from oppression, and he was denounced. He preached the doctrine of Abraham Lincoln of equality and recited the Fourteenth Amendment and was disclaimed as a rebel rouser. He studied the life of Mahatma Ghandi of passive resistence and non-violence and was assassinated for his trouble. I say he used some rather well chosen authorities for his pronouncements.

"Our country will remain socially ill until its people are willing to accept four square and without reservation the proposition that all God's creatures are equal in his sight.

"But I say that no nation has ever existed which had or has a better chance for a truly moral government than ours. There are still many patriots in this country who devote their lives to the American dream. Some of these men are former Presidents. Some of them are in Congress. Some are just ordinary people with an extraordinary amount of compassion for their fellow man. Dr. Martin Luther King preached the truth. And he bothered the conscience of America. I say thank God we have a conscience that is capable of being bothered!"

Dr. King was the embodiment of American ideals. He was bright, persistent, passionate, and deeply devoted to God and country. He spoke his heart and worked to create a better life for future generations. He is a man worth remembering and celebrating.

I would like to thank all those that support this effort. I ask for a resounding "aye" from this body, from the House, and from the Governor. It is time Utah joins hands with the majority of other states in the nation to celebrate the life and contributions of this great American hero.

Let us complete the journey; the vision that Senator Terry Williams set upon in 1986. Let us proclaim this day, the 3rd Monday of January, as Dr. Martin Luther King, Jr. Day.

* * *

On motion of Senator Hillyard, and at 3:05 p.m., the Senate sauntered.

The Senate was called to order at 3:10 p.m., with President Beattie presiding.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 8, 2000

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor & Economic Development

Sub. H.B. 90	RemovingBarrierstoElectonic Government Services Delivery (B. Chard)
H.B. 153	Utah Department of Transportation Maintenance Sheds (G. Adair)

Judiciary

S.B. 119	Assault and Cohabitant Abuse Act Amendments (M. Peterson)

H.B. 73	Insurance Companies Notification in Divorce Situations (T. Beck)
H.B. 152	Justice Court Judge Amendment (B. King)

Revenue & Taxation

S.B. 197	Corporate Franchise and Income Taxes - Minimum Tax (R. Allen)
S.B. 198	Corporate Franchise and Income Taxes - Rate Increase (R. Allen)
2nd Sub. H.B. 178	Property Tax Certified Tax Rate Adjustments - Uniform Fees (R. Short)

State & Local Affairs

S.B. 216	Placement of Group Homes - Local Government Controls (L. Mansell)
S.B. 242	Annexation of Unincorporated Areas (L. Poulton)
H.B. 251	Appropriation for Utah Botanical Center (M. Dillree)
H.B. 252	City and Town Campaign Finance (J. Hickman)
H.B. 257	Capitol Preservation Board Duties and Responsibilities (R. Short)

Transportation & Public Safety

H.B. 14	School Safety Plans (P. Arent)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Spencer, the committee report was adopted.

* * *

On motion of Senator Spencer, the Senate returned to the Third Reading Calendar.

On motion of Senator Spencer, the circle was removed from **2nd Sub. S.B. 72**, PUBLIC SAFETY AMENDMENTS, and it was before the Senate.

On motion of Senator Spencer, the bill was circled.

SECOND READING CALENDAR

S.R. 3, RESOLUTION URGING TELEVISION NETWORKS TO AIR VIOLENT PROGRAMS ONLY LATE AT NIGHT, was read the second time. Senator Howell explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Blackham

* * *

On motion of Senator D. Allen, **S.B. 155, SALE OF LASER POINTERS,** was uncircled. Senator D. Allen explained the bill. Senators Valentine and Beattie commented.

Senator D. Allen moved the following amendments:

1. Page 1, Line 1:
   After "USE" delete the comma and insert "OR"
   After "POSSESSION" delete ", OR SALE"

2. Page 1, Line 7:
   After "USE" delete the comma and insert "OR"
   After "POSSESSION" delete ", OR SALE"

3. Page 2, Line 30:
   Senate Committee
   Amendments 2-4-2000
   After "use" delete the comma and insert "or"
   After "possession" delete ", or sale"

4. Page 2, Line 34:
   Senate Committee
   Amendments 2-4-2000:
   After line 34 insert "or"

5. Page 2, Lines 35-36:
   Senate Committee
   Amendments 2-4-2000:
   Delete "; or" and insert a period

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Poulton
Steele	Stephenson	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Howell	Peterson	Spencer	Suazo

* * *

S.B. 38, NOTARY PUBLIC QUALIFICATIONS, was read the second time. Senator Davis explained the bill and it bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Howell	Peterson	Suazo

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 8, 2000

The House passed, as substituted, 1st Sub. H.C.R. 7, RESOLUTION URGING UTAHNS TO HOST PARENTS OF OLYMPIC AND PARALYMPIC ATHLETES IN 2002 OLYMPIC WINTER GAMES AND 2002 PARALYMPIC WINTER GAMES, by Representative D. Ure, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. 1st Sub. H.C.R. 7 was read the first time and referred to the Rules Committee.

* * *

Senator Hillyard moved to place 1st Sub. H.C.R. 7 on the top of the Second Reading Calendar.

* * *

1st Sub. H.C.R. 7, RESOLUTION URGING UTAHNS TO HOST FAMILIES OF OLYMPIC AND PARALYMPIC ATHLETES IN 2002 OLYMPIC WINTER GAMES AND 2002 PARALYMPIC WINTER GAMES, was read, under suspension of the rules, the second and third time. Senator B. Evans explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

1st Sub. H.C.R. 7 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Spencer, the Senate returned to the Third Reading Calendar.

* * *

2nd Sub. S.B. 72, PUBLIC SAFETY AMENDMENTS, was read, under suspension of the rules, the first, second, and third time and explained by Senator Spencer.

Senator Spencer moved the following amendments:

1. Page 1, Line 10:
   At the end of line 10 delete "AND"

2. Page 1, Line 11:
After "CHANGES" insert "; AND PROVIDING AN EFFECTIVE DATE"

3. Page 16, Line 466:
After "insanity" insert "for a felony offense"

4. Page 16, Line 467:
Delete line 467

5. Page 16, Line 468:
At the beginning of the line delete "(h)" and insert "(g)" and after "trial" insert "for a felony offense"
Renumber remaining subsections accordingly.

6. Page 16, Line 470:
After "(2)" insert "current"

7. Page 22, Line 673-676:
Delete lines 673 through 676

8. Page 23, Line 677:
Delete line 677 and insert
"(iii) is an unlawful user of a controlled substance as defined in Section 58-37-2;
(iv) is in possession of a dangerous weapon and is knowingly and intentionally in unlawful possession of a controlled substance as defined in Section 58-37-2;"

9. Page 23, Line 678:
At the beginning of the line delete "(iv)" and insert "(v)" and after "insanity" insert "for a felony offense"

10. Page 23, Line 679:
Delete line 679

11. Page 23, Line 680:
After "trial" insert "for a felony offense"

12. Page 23, Line 681:
After "(vii)" delete "has been" and insert "is currently"

13. Page 30, Line 906:
After line 906 insert:

"Section 20. Effective date.
(1) Sections 26-8a-310, 31A-16-103, 31A-23-203, 53-1-104, 53-10-201, 61-2-9, 62A-4a-202.4, 78-3a-307.1, and 78-3a-904 take effect July 1, 2001; and
(2) the remaining sections in this act take effect May 1, 2000."

The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Blackham Howell

2nd Sub. S.B. 72 was transmitted to the House.

* * *

SECOND READING CALENDAR

S.B. 69, OVERSIGHT OF LEGISLATIVE STAFF OFFICES, 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Blackham Howell

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted and S.B. 219 was considered read the first time.

* * *

On motion of Senator L. Hillyard and at 3:55 p.m., the Senate adjourned until 10:00 a.m., Wednesday, February 8, 2000.

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Mayne

* * *

On motion of Senator Hillyard, **H.B. 195** was moved to the top of the Second Reading Calendar under suspension of the rules.

* * *

H.B. 195, BOY SCOUTS OF AMERICA LICENSE PLATE, was read the second time. Senator Valentine explained the bill and declared a conflict of interest. Senators Blackham commented and declared a conflict or interest. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Davis	Mayne	Spencer

RULES COMMITTEE REPORTS

To the Members of the Senate: February 8, 2000

S.B. 219, Drinking Water Technician Certification (H. Nielson), which was changed in title, be reconsidered read for the first time and assigned to State & Local Affairs.

* * *

S.B. 147, ONLINE COURT ASSISTANCE, was read the second time. Senator Waddoups explained the bill. Senator Spencer commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Mayne	Steele

* * *

S.B. 47, DRIVING UNDER THE INFLUENCE PROVISIONS, was read the second time. Senator Howell explained the bill. Senator Hellewell commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Peterson	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Mayne	Poulton

* * *

S.C.R. 3, RESOLUTION ON USE OF DEVEREAUX MANSION, was read the second time. Senator Julander explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Mayne

* * *

On motion of Senator Hillyard, **H.B. 195** was moved to the top of the Second Reading Calendar under suspension of the rules.

* * *

H.B. 195, BOY SCOUTS OF AMERICA LICENSE PLATE, was read the second time. Senator Valentine explained the bill and declared a conflict of interest. Senators Blackham commented and declared a conflict or interest. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Davis	Mayne	Spencer

RULES COMMITTEE REPORTS

To the Members of the Senate: February 8, 2000

S.B. 219, Drinking Water Technician Certification (H. Nielson), which was changed in title, be reconsidered read for the first time and assigned to State & Local Affairs.

second, and third times. Senator Hillyard explained the bill and it bill passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Dmitrich	B. Evans	M. Evans
Hale	Hellewell	Hillyard	Howell
Hull	Jones	Julander	Knudson
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

E. Allen	Blackham	Davis	Mansell

1st Sub. H.B. 192 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Valentine, legislative staff was authorized to draft a bill regarding sales tax on Olympic tickets.

STANDING COMMITTEE REPORTS

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 25**, APPROPRIATION FOR ENVIRONMENTAL LITERACY, by Representative D. Iverson; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 154**, APPROPRIATION FOR MAPPING AND DOCUMENTATION OF R.X. 2477 RIGHTS-OF-WAY, by Representative B. Johnson; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 184**, WATER RIGHTS OWNERSHIP REQUIREMENTS, by Representative M. Styler; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 217**, WILDLIFE AMENDMENTS, by Representative M. Styler.

Beverly Ann Evans, Chair; and

Mr. President: February 8, 2000

The Judiciary Committee reports a favorable recommendation on **S.B. 14**, PENALTY FOR HATE CRIMES, by Senator P. Suazo.

Terry Spencer, Chair; and

Mr. President: February 8, 2000

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 62**, WILDLIFE RESOURCES CODE - APPLICATION TO INDIANS, by Senator Beverly B. Evans; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 139**, PROPERTY TAX - FAIRLAND ASSESSMENT ACT AMENDMENTS, Senator P. Suazo, be replaced and favorably recommends **1st Sub. S.B. 139**, PROPERTY TAX - FARMLAND ASSESSMENT ACT AMENDMENTS; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 167**, MUNICIPAL ENERGY SALES AND USE TAX - COMPUTATION OF TAXABLE BASE, by Senator J. Valentine; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 228**, LOCAL TAXATION OF UTILITIES LIMITATION - COMPUTATION OF GROSS RECEIPTS, by Senator J. Valentine.

John L. Valentine, Chair; and

Mr. President: February 8, 2000

The State and Local Affairs reports a favorable recommendation on **S.B. 58**, OPTIONAL FORMS OF COUNTY GOVERNMENT AMENDMENTS, by Senator R. Evans; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 179**, USE OF COUNTY NAME RESTRICTED, by Senator D. Steele; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 7** RESTRICTION ON POLITICAL ACTIVITY OF MUNICIPAL EMPLOYEES, by Representative N. Hansen, be replaced and favorably recommends **1st Sub. H.B. 7**, RESTRICTION ON POLITICAL ACTIVITY OF MUNICIPAL EMPLOYEES; and

The State and Local Affairs Committee reports a favorable recommendation on H.B. 58, LOCAL GOVERNMENT AMENDMENTS, by Representative J. Murray; and

The State and Local Affairs Committee reports a favorable recommendation on H.B. 61, DISTRIBUTION OF SALES AND USE TAX REVENUES - BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS OR FACILITIES, by Representative B. Johnson; and

The State and Local Affairs Committee reports a favorable recommendation on H.B. 92, APPROPRIATION FOR SOLDIER HOLLOW AND THE HEBER VALLEY RAILROAD DEPOT, by Representative G. Snow; and

The State and Local Affairs Committee reports a favorable recommendation on H.B. 246, APPROPRIATION TO ARCHIVE RECORDS FROM FORMER GOVERNORS, by Representative L. Pace.

R. Mont Evans, Chair

On motion of Senator Poulton, the committee reports were adopted. H.B. 25, H.B. 154, H.B. 184, H.B. 217, S.B. 14, S.B. 62, Sub. S.B. 139, S.B. 167, S.B. 228, S.B. 58, S.B. 179, Sub. H.B. 7, H.B. 58, H.B. 61, H.B. 92, and H.B. 246 were placed on Second Reading Calendar.

* * *

Mr. President: February 8, 2000

The Revenue and Taxation Committee reports a favorable recommendation on H.B. 64, MOBILE AND MANUFACTURED HOME AMENDMENTS, by Representative C. Buttars, and recommends it be considered read for the second time and placed on the Consent Calendar.

John L. Valentine, Chair

On motion of Senator Poulton, the committee report was adopted. H.B. 64 was considered read the second time and placed on the Consent Calendar.

CONSENT CALENDAR

H.B. 196, WATER COMMISSIONER APPOINTMENTS, was read the third time and explained by Senator Blackham. On motion of Senator Hillyard, the bill was circled.

* * *

H.B. 223, SCHOOL AND INSTITUTIONAL TRUST LANDS AMENDMENTS, 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

E. Allen	R. Allen	Davis	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mayne	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Dmitrich	Mansell	Montgomery
Suazo	Valentine		

H.B. 223, as amended, was returned to the House.

* * *

On motion of Senator Blackham, the circle was removed from **H.B. 196**, WATER COMMISSIONER APPOINTMENTS, and it was before the Senate. Senator Blackham explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	M. Evans
Hale	Hellewell	Hillyard	Howell
Hull	Jones	Julander	Knudson
Mansell	Mayne	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Waddoups	Beattie	

Absent or not voting were: Senators

Davis	Dmitrich	B. Evans	Montgomery
Suazo	Valentine		

H.B. 196 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Blackham, Alan G. Lance, National Commander of the American Legion, spoke in Committee of the Whole. Senator Blackham commented.

SPECIAL ORDER OF BUSINESS

S.B. 21, PATRIOTIC EDUCATION, was before the Senate, explained by Senator Blackham, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

S.B. 21 was transmitted to the House.

THIRD READING CALENDAR

S.B. 160, UNINSURED EMPLOYERS' FUND AMENDMENTS, was read the third time, explained by Senator Mayne, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Muhlestein	Nielson	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups			

Absent or not voting were: Senators

Blackham	Montgomery	Spencer	Beattie

S.B. 160 was transmitted to the House.

* * *

On motion of Senator R. Evans, the circle was removed from **S.B. 142**, CREATION OF LOCAL DISTRICTS AND SPECIAL DISTRICTS, and it was

before the Senate. Senator R. Evans explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups			

Absent or not voting were: Senators

Blackham	Hale	Montgomery	Beattie

S.B. 142 was transmitted to the House.

* * *

S.B. 163, SALE OF MOTOR VEHICLE, was read the third time, explained by Senator Julander, and passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups			

Voting in the negative was: Senator
Muhlestein

Absent or not voting were: Senators

Blackham	Hale	Beattie

S.B. 163 was transmitted to the House.

* * *

S.B. 157, NURSING PRACTICE AMENDMENTS, was read the third time, explained by Senator Julander, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups			

Absent or not voting were: Senators

Blackham	Hale	Mayne	Beattie

S.B. 157 was transmitted to the House.

* * *

S.R. 3, RESOLUTION URGING TELEVISION NETWORKS TO AIR VIOLENT PROGRAMS ONLY LATE AT NIGHT, was read the third time, explained by Senator Howell, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	

Absent or not voting were: Senators

Hale	Beattie

S.R. 3 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Lt. Governor.

* * *

S.B. 155, USE, POSSESSION, OR SALE OF LASER POINTERS, was read the third time. On motion of Senator D. Allen, the bill was circled.

* * *

S.B. 38, NOTARY PUBLIC QUALIFICATIONS, was read the third time. On motion of Senator Davis, the bill was circled.

* * *

S.B. 69, OVERSIGHT OF LEGISLATIVE STAFF OFFICES, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

M. Evans	Hale	Poulton

S.B. 69 was transmitted to the House.

* * *

On motion of Senator Davis, the circle was removed from **S.B. 38**, NOTARY PUBLIC QUALIFICATIONS, and it was before the Senate. Senator Davis explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

E. Allen	Hale	Mayne

S.B. 38 was transmitted to the House.

* * *

S.B. 147, ONLINE COURT ASSISTANCE, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Hale	Stephenson

S.B. 147 was transmitted to the House.

* * *

S.B. 47, DRIVING UNDER THE INFLUENCE PROVISIONS, was read the third time. On motion of Senator Julander, the bill was circled.

* * *

S.C.R. 3, RESOLUTION ON USE OF DEVEREAUX MANSION, was read the third time and explained by Senator Julander. Senators R. Evans, Spencer, and Howell commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators
Blackham Hillyard Poulton

S.C.R. 3 was transmitted to the House.

* * *

H.B. 195, BOY SCOUTS OF AMERICA LICENSE PLATE, was read the third time, explained by Senator Valentine, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Hillyard

H.B. 195 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Howell, the circle was removed from S.B. 47, DRIVING UNDER THE INFLUENCE PROVISIONS, and it was before the Senate. Senator Howell explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Howell	Hull	Jones
Julander	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Hillyard Knudson

S.B. 47 was transmitted to the House.

SECOND READING CALENDAR

On motion of Senator Jones, the circle was removed from 1st Sub. S.B. 17, MINIMUM SCHOOL LEVY MODIFICATIONS, and it was before the Senate. Senator Jones explained the bill. Senators Poulton, Mansell, R. Allen, Spencer, Suazo, Stephenson, Howell, Muhlestein, Steele, Nielson, and Waddoups commented. Senator Steele declared a conflict of interest. The bill failed on the following roll call:

Yeas, 14; Nays, 15; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
M. Evans	Hale	Howell	Hull
Jones	Julander	Mayne	Peterson
Steele	Suazo		

Voting in the negative were: Senators

Black ham	B. Evans	Hellewell	Hillyard
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Poulton	Spencer	Stephenson
Valentine	Waddoups	Beattie	

Sub. S.B. 17 was returned to the Rules committee for filing.

* * *

On motion of Senator Howell, the Senate resolved itself into a Committee of the Whole and presented Primary Children's Medical Center and KSL Radio Telethon with a citation recognizing them for their efforts in caring for children. Senators Howell, Waddoups, Beattie, and Mansell commented.

* * *

President Beattie directed that H.B. 163, IDENTIFICATION NUMBER FRAUD, previously held for 24 hours, will be returned to the House.

* * *

On motion of Senator L. Hillyard and at 12:10 p.m., the Senate adjourned until 10:00 a.m., Thursday, February 10, 2000.

TWENTY-FIFTH 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 - Pastor John Eagan, Wasatch Seventh-Day Adventist Church

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 9, 2000

The House passed, **S.B. 6**, UNINSURED MOTORIST DATABASE REAUTHORIZATION, 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. 34**, USE OF SALES AND USE TAX REVENUE, 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. 40**, UNINSURED MOTORIST DATABASE 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, **1st Sub. S.B. 75**, IDENTITY FRAUD, by Senator G. Davis, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 78**, UTILITIES IN HIGHWAY RIGHTS-OF-WAY, 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. 91**, MUNICIPAL CANDIDACY RESIDENCY AMENDMENT, by Senator T. Spencer, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 95**, ACCESS TO RURAL HEALTH CARE FACILITIES AMENDMENTS, by Senator P. Knudson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 103**, FEE FOR STATE GOLF COURSES, 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. 110**, REVENUE BONDS FOR MUNICIPALITIES, 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. 124**, ADOPTION ACT 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. 133**, EDUCATION TECHNOLOGY INITIATIVE 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

Communications filed. **S.B. 6, S.B. 34, S.B. 40, 1st Sub. S.B. 75, S.B. 78, S.B. 91, S.B. 95, S.B. 103, S.B. 110, S.B. 124**, and **S.B. 133** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 9, 2000

The House passed, as amended, **1st Sub. S.B. 73**, TELEPHONE CORPORATION DEFINITION AMENDMENTS, by Senator L. Jones, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Hillyard, the bill was placed on the Concurrence Calendar.

* * *

Mr. President: February 9, 2000

The House passed, as amended, **H.B. 50**, SALES AND USE TAX - SALES RELATING TO SCHOOLS, by Representative B. Johnson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 51**, INSERVICE FOR SCHOOL ADMINISTRATORS, by Representative L. Shurtliff, and it is transmitted for consideration; and

The House passed **H.B. 148**, FOOD SAFETY CERTIFICATE, by Representative J. Gowans, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 226**, PUBLIC EDUCATION REVISIONS, by Representative S. Allen, and it is transmitted for consideration; and

The House passed **H.B. 265**, WATER POLLUTION LOANS, by Representative B. Wright, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 50, H.B. 51, H.B. 148, H.B. 226,** and **H.B. 265** were read the first time and referred to the Rules Committee.

* * *

Mr. President: February 9, 2000

The House has rejected **S.B. 93**, GRADUATED DRIVER LICENSE AMENDMENTS, by Senator R. Montgomery, and it is transmitted for filing.

Carole E. Peterson, Chief Clerk

Communication filed.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 9, 2000

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor & Economic Development

S.B. 183	Utah Correctional Industries Business Park (L. Blackham)

Energy, Natural Resources & Agriculture

H.B. 15	Appropriation for Soil Conservation Districts (J. Gowans)

Judiciary

S.B. 221	Sheriff's Classification of Jail Inmates and Jail Facilities (M. Waddoups)

Revenue & Taxation

S.B. 61	Revised Nonprofit Corporation Act (L. Hillyard)
S.B. 168	Uniform Commercial Code - Article 9 - Secured Transactions (L. Hillyard)
S.B. 222	Financial Institutions Amendments (T. Spencer)

H.B. 86 Shareholder Derivative Actions (G. Curtis)
H.B. 225 Higher Education Savings Incentive Program Amendments (P. Arent)

State & Local Affairs

And that **S.B. 206**, State and Local Amendments (R. Montgomery), which was changed in title, be considered read for the first time and assigned to State & Local Affairs.

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted and **S.B. 206** was considered read for the first time.

STANDING COMMITTEE REPORTS

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 171**, RECYCLING MARKET DEVELOPMENT ZONE ACT AND RELATED TAX CREDITS, by Representative B. Ferry, with the following amendments:

1. Page 1a, Line 13af:
   House Floor Amendments 1-25-00
   After "SUBSECTION (1)(a)." insert "for taxable years beginning on or after January 1, 2001."

2. Page 1a, Line 13ao:
   House Floor Amendments 1-25-00:
   After "SUBSECTION (1)(b)." insert "for taxable years beginning on or after January 1, 2001."

3. Page 1b, Line 13bv:
   House Floor Amendments 1-25-00
   After "SUBSECTION (1)(a)." insert "for taxable years beginning on or after January 1, 2001."

4. Page 1b, Line 13ce:
   House Floor Amendments 1-25-00:
   After "SUBSECTION (1)(b)." insert "for taxable years beginning on or after January 1, 2001."

5. Page 1c, Line 22:
   House Floor Amendments 1-25-00
   Delete "2004" and insert "2010"

6. Page 1c, Line 25:
House Floor Amendments 1-25-00:
Delete "2005" and insert "2011"

7. Page 2, Line 29:
Delete "2004" and insert "2010"

8. Page 2, Line 31:
Delete "2004" and insert "2010"

9. Page 2, Line 36:
Delete "2004" and insert "2010"

10. Page 2, Line 38:
Delete "2004" and insert "2010"

Parley G. Hellewell, Chair; and

Mr. President: February 9, 2000

The Education Committee reports a favorable recommendation on S.B. 68, FOCUS ON CORE CURRICULUM, by Senator L. Poulton, with the following amendments:

1. Page 2, Line 28:
After "school" insert "that are part of the school trust land plan" and after "curriculum" insert a period and delete the balance of line 28

2. Page 2, Lines 29-30:
Delete lines 29 and 30; and

The Education Committee reports a favorable recommendation on H.B. 68, APPROPRIATION FOR HIGHER EDUCATION EXTENSION PROGRAMS AT COUNTY JAILS, by Representative L. Pace; and

The Education Committee reports a favorable recommendation on H.B. 166, NECESSARILY EXISTENT SMALL SCHOOLS, by Representative B. Johnson.

Lorin V. Jones, Chair; and

Mr. President: February 9, 2000

The Health and Environment Committee reports a favorable recommendation on 2nd Sub. H.B. 228, HEALTH INSURANCE PROVISIONS - INTERIM REVIEW, by Representative R. Lockhart, with the following amendments:

1. Page 2, Line 51:
After "committees" delete "may" and insert "shall"

Robert F. Montgomery, Chair;
and

Mr. President: February 9, 2000

The Human Services Committee reports a favorable recommendation on S.B. 43, MARRIAGE AND FAMILY THERAPIST LICENSING AMENDMENTS, by Senator K. Hale, with the following amendments:

1. Page 4, Line 102:
After "(a)" delete "an institution" and insert "a program"

2. Page 5, Line 145:
After "Association" delete "of" and insert "for"

3. Page 5, Line 146:
Delete "Therapists" and insert "Therapy"; and

The Human Services Committee reports a favorable recommendation on H.B. 29, AMENDMENTS TO PUBLIC ASSISTANCE, by Representative L. Frandsen, with the following amendments:

1. Page 1, Lines 5-8:
Delete "PROVIDING THAT A FAMILY WHICH INCLUDES AN INDIVIDUAL WHO HAS BEEN BATTERED OR SUBJECTED TO EXTREME CRUELTY SHALL NOT BE COUNTED AS PART OF THE 20% BENEFIT TIME LIMIT" and insert "AMENDING PROVISIONS RELATING TO THE EMPLOYMENT"

2. Page 2, Line 36:
Reinstate ": (i)"

3. Page 2, Line 36:
Reinstate "; or" and delete "."

4. Page 2, Line 37:
Reinstate "(ii)"

5. Page 2, Lines 37-38:
Delete "(c) The division may provide cash assistance to a family beyond the 36-month time limit in Subsection (2)"

6. Page 2, Lines 39-41:
Delete "A family qualifying for an extension under this section shall

not be counted as part of the 20% of the average monthly number of families receiving cash assistance under Subsection (4)(b)."

7. Page 2, Line 42:
Reinstate "(c)" and delete "(d)"

8. Page 2, Line 48:
Reinstate "(d)"and delete "(e)"

9. Page 2, Line 48:
After "Subsection (4)" reinstate "(c)" and delete "(d)"

Robert M. Muhlestein, Chair;
and

Mr. President: February 9, 2000

The State and Local Affairs Committee recommends **S.B. 204**, STUDY OF HEALTH INSURANCE INDUSTRY, by Senator P. Knudson, be replaced and favorably recommends **1st Sub. S.B. 204**, STUDY OF HEALTH INSURANCE INDUSTRY with the following amendments:

1. Page 3, Line 82:
Delete "(a)" and "a" Insert "A"

2. Page 3, Line 84:
Delete "(b)" Insert "including"

3. Page 3, Line 86:
After "and" Insert "make"

R. Mont Evans, Chair

On motion of Senator Poulton, the committee reports were adopted. **H.B. 171, S.B. 68, H.B. 68, H.B. 166, 2nd Sub. H.B. 228, S.B. 43, H.B. 29,** and **Sub. S.B. 204** were placed on Second Reading Calendar.

* * *

Mr. President: February 9, 2000

The Rules Committee recommends the assignment of **S.B. 12**, SAFETY BELT LAW AMENDMENTS, by Senator R. Montgomery, to Transportation and Public Safety Standing Committee with the following amendments:

1. Page 2, Line 37:
Delete "four" and insert "five"

2. Page 2, Line 40:
Delete "four" and insert "five"

3. Page 2, Line 51:
Delete "21" and insert "19"; and

The Rules Committee recommends the assignment of **S.J.R. 1**, JOINT RULES RESOLUTION - MINI APPROPRIATIONS PROCESS, by Senator L. Blackham, to the Second Reading Calendar with the following amendments:

1. Page 5, Line 132:
After "effect" delete the rest of the line and insert "on May 1, 2000."

2. Page 5, Line 133:
Delete line 133.

L. Steven Poulton, Chair

On motion of Senator Poulton, the committee reports were adopted.

THIRD READING CALENDAR

On motion of Senator D. Allen, the circle was removed from **S.B. 155**, SALE OF LASER POINTERS, and it was before the Senate. Senator D. Allen explained the bill.

Senator Valentine moved the following amendments:

1. Page 2, Line 33
Senate 2nd Reading
Amendments 2-8-2000:
Delete "the occupants of" and after "a motor vehicle" insert "or its occupants"

2. Page 2, Line 51:
Senate 2nd Reading
Amendments 2-8-2000:
After "use" delete "OR" and insert "and"
After "possession" delete ", and sale"

The bill passed, as amended, on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Montgomery	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Voting in the negative was: Senator
Muhlestein

Absent or not voting were: Senators

M. Evans	Mansell	Mayne

S.B. 155 was transmitted to the House.

* * *

On motion of Senator Jones, S.B. 17 was referred to the Secretary of the Senate for Interim study.

SECOND READING CALENDAR

H.B. 208, ENHANCED PENALTIES FOR HIGH BLOOD ALCOHOL CONTENT IN DRIVERS, was read the second time. Senator Steele 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

B. Evans	M. Evans

On motion of Senator Steele, H.B. 208 was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 28, PENALTIES FOR CRIME VICTIMS' REPARATIONS FRAUDULENT CLAIMS, was read the second time. Senator Suazo explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

B. Evans	M. Evans

* * *

1st Sub. H.B. 206, AMENDMENTS TO DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

H.B. 207, USE OF CONSTITUTIONAL DEFENSE COUNCIL RESTRICTED ACCOUNT, was read the second time. Senator Hellewell explained the bill and it passed on the following roll call:

Yeas, 23; Nays, 4; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
Hale	Hellewell	Hillyard	Howell
Hull	Jones	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Beattie	

Voting in the negative were: Senators

Davis	Julander	Peterson	Suazo

Absent or not voting were: Senators

B. Evans	M. Evans

* * *

On motion of Senator Dmitrich, the circle was removed from **2nd Sub. H.B. 23,** NEW CENTURY SCHOLARSHIP AMENDMENTS, and it was before the Senate. Senator Dmitrich explained the bill.

Senator Dmitrich moved the following amendments:

1. Page 1, Line 6:
After "AVERAGE" delete "IN THE COURSES REQUIRED FOR AN ASSOCIATE DEGREE" and insert "FOR TWO CONSECUTIVE SEMESTERS"

2. Page 1, Line 7:
Delete "QUALIFY FOR" and insert "RETAIN"

3. Page 1, Lines 21-22:
After "who" delete the colon on line 21 and "(a)" on line 22

4. Page 1, Line 23:
After "school" remove the brackets and restore the period and delete "; and"

5. Page 1, Line 24:
Delete line 24

6. Page 2, Line 39:
After "average" insert "for two consecutive semesters" Senators Nielson commented and declared a conflict of interest. The bill passed on the following roll call:

Yeas, 20; Nays, 7; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hillyard	Howell
Hull	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Nielson
Steele	Suazo	Valentine	Beattie

Voting in the negative were: Senators

Hellewell	Muhlestein	Peterson	Poulton
Spencer	Stephenson	Waddoups	

Absent or not voting were: Senators

B. Evans	M. Evans

* * *

H.B. 214, APPROPRIATION FOR CENTENNIAL TRAILS, was read the second time. Senator Steele explained the bill and it passed on the following roll call:

Yeas, 16; Nays, 10; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hillyard	Howell
Hull	Julander	Knudson	Mayne
Montgomery	Nielson	Steele	Suazo

Voting in the negative were: Senators

Hellewell	Mansell	Muhlestein	Peterson
Poulton	Spencer	Stephenson	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

B. Evans	M. Evans	Jones

On motion of Senator Steele, **H.B. 214** was placed on Third Reading Table due to fiscal impact.

* * *

H.J.R. 2, RESOLUTION ON VICTIM'S RIGHTS, was read the second time. Senator Valentine explained the bill.

Senator Valentine moved the following amendments:

1. Page 2, Line 28:
   After "victim counselor" delete "."

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Hellewell	Hillyard	Howell
Hull	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	B. Evans	M. Evans

* * *

H.B. 219, COOPERATIVE WILDLIFE MANAGEMENT UNIT PURPOSES, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

H.B. 234, TRICHOMONIASIS PREVENTION AND CONTROL, was read the second time. Senator Blackham explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
M. Evans

On motion of Senator Steele, **H.B. 234** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 20, SPECIAL LICENSE PLATES FOR EMERGENCY MEDICAL TECHNICIANS, was read the second time. Senator Blackham explained the bill. Senators Steele, R. Allen, Valentine, Mansell commented. Senator Valentine declared a conflict of interest. The bill passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative was: Senator
Mansell

Absent or not voting was: Senator
M. Evans

* * *

On motion of Senator Blackham, the circle was removed from **H.B. 219**, COOPERATIVE WILDLIFE MANAGEMENT UNIT PURPOSES, and it was before the Senate. Senator Blackham explained the bill and it passed on the following roll call:

Yeas, 20; Nays, 6; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	B. Evans	M. Evans
Hellewell	Hillyard	Hull	Jones
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Spencer	Steele
Stephenson	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Howell
Julander	Suazo		

Absent or not voting were: Senators

Hale	Mayne	Poulton

On motion of Senator Steele, **H.B. 219** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 202, WELFARE FRAUD AMENDMENTS, was read the second time. On motion of Senator E. Allen, the bill was circled.

* * *

H.B. 203, STALKING AMENDMENTS, was read the second time. On motion of Senator Howell, the bill was circled.

* * *

On motion of Senator E. Allen, the circle was removed from **H.B. 202**, WELFARE FRAUD AMENDMENTS, and it was before the Senate. Senator E. Allen explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hellewell
Hillyard	Howell	Jones	Julander
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Hale	Hull	Mayne	Poulton

* * *

H.B. 33, BLINDNESS PREVENTION CHECKOFF, was read the second time. Senator Montgomery explained the bill. Senator Hillyard commented. The bill failed on the following roll call:

Yeas, 13; Nays, 14; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Howell	Julander
Knudson	Montgomery	Peterson	Steele
Suazo			

Voting in the negative were: Senators

Blackham	M. Evans	Hellewell	Hillyard
Jones	Mansell	Muhlestein	Nielson
Poulton	Spencer	Stephenson	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Hull	Mayne

H.B. 33 was returned to the House.

* * *

H.B. 167, INFORMATION TECHNOLOGY INFRASTRUCTURE INNOVATION PROGRAM, was read the second time. Senator Steele explained the bill. Senator Howell commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Julander
Knudson	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Hull	Jones	Mansell	Mayne

* * *

H.B. 189, CLASSROOM SUPPLIES, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Julander	Knudson	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Jones	Mansell	Mayne	Spencer

On motion of Senator Steele, **H.B. 189** was placed on Third Reading Table due to fiscal impact.

* * *

1st Sub. H.B. 49, COUNTY BOUNDARY CHANGES, was read the second time. Senator Blackham explained the bill. Senators Beattie, Howell, B. Evans, R. Evans, Nielson, Poulton, and Spencer commented. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

* * *

On motion of Senator Nielson, the Senate voted to reconsider its action on **H.B. 33, BLINDNESS PREVENTION CHECKOFF.** Senator Montgomery explained the bill. Senator Hillyard and Stephenson commented. The bill passed on the following role call:

Yeas, 16; Nays, 13; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Howell	Hull
Julander	Knudson	Mayne	Montgomery
Nielson	Peterson	Steele	Suazo

Voting in the negative were: Senators

Blackham	M. Evans	Hellewell	Hillyard
Jones	Mansell	Muhlestein	Poulton
Spencer	Stephenson	Valentine	Waddoups
Beattie			

* * *

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

AFTERNOON SESSION

The Senate reassembled at 2:05 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 10, 2000

The House passed, **S.B. 25, MATERIAL HARMFUL TO MINORS - AMENDMENTS,** 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. 36**, DAMAGE TO OR INTERRUPTION OF COMMUNICATION DEVICE, by Senator R. Allen, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 74**, MASTER ROAD AMENDMENTS, by Senator P. Knudson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 86**, EMERGENCY MEDICAL SERVICES AMENDMENTS, by Senator J. Valentine, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 94**, NURSING CARE FACILITIES ASSESSMENT AMENDMENTS, by Senator G. Davis, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 109**, CHILD ABUSE DATABASE INFORMATION, by Senator J. Valentine, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 135**, PROFESSIONAL BOXING LICENSURE AND REGULATION, 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. 138**, SUNSET DATE FOR HEALTH POLICY COMMISSION, 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. 25, S.B. 36, S.B. 74, S.B. 86, S.B. 94, S.B. 109, S.B. 135, and **S.B. 138** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 10, 2000

The House passed **H.B. 97**, FINANCIAL INCENTIVES TO AGENCIES AND EMPLOYEES FOR COST-SAVING SUGGESTIONS, by Representative T. Rowan, and it is transmitted for consideration; and

The House passed **H.B. 250**, EXPUNGEMENT OF CONVICTIONS AMENDMENTS, by Representative K. Bryson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 266**, UTAH TOMORROW STRATEGIC PLANNING COMMITTEE AMENDMENTS, by Representative L. Frandsen, et al, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 97, H.B. 250,** and **H.B. 266** were read the first time and referred to the Rules Committee.

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Mr. President: February 10, 2000

The House adopted the Joint Conference Committee Report dated February 10, 2000, and passed **S.J.R. 2**, JOINT RULES - ETHICS PROCEDURE AMENDMENTS, by Senator L. Poulton, et al, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communications filed.

Mr. President: February 10, 2000

The Joint Conference Committee comprised of Sens. Poulton, Mansell, and Hull, and Reps. Koehn, Ure, Adair, Hendrickson, and Carlson, recommends **S.J.R. 2**, JOINT RULES - ETHICS PROCEDURE AMENDMENTS, by Senator L. Poulton, et al, with the following amendments:

1. Include the House amendments on Page 6, Line 160 and 160a, of the Lilac copy dated 02-03-2000.

Senator Poulton, Senate Chair
Representative Koehn, House Chair

Under suspension of the rules, Senator Poulton moved to adopt the conference committee report and it passed under the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell

Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Steele

* * *

Mr. President: February 10, 2000

The House passed, as amended, **S.B. 88**, EXCLUSION OF TERRITORY FROM COUNTY SERVICE AREA, by Senator P. Hellewell, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Hellewell, the bill was placed on the Consent Calendar.

* * *

Mr. President: February 10, 2000

The House has rejected **1st Sub. S.B. 101**, STATE BUILDING OWNERSHIP AUTHORITY AMENDMENTS, by Senator P. Knudson, and it is transmitted for filing.

Carole E. Peterson, Chief Clerk

SECOND READING CALENDAR

H.B. 240, APPROPRIATION FOR LAND USE PLANNING, was read the second time. Senator Muhlestein explained the bill. Senator R. Evans and Beattie commented. The bill passed on the following roll call:

Yeas, 19; Nays, 8; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hillyard	Howell
Hull	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Suazo	

Voting in the negative were: Senators

M. Evans	Hellewell	Jones	Spencer
Stephenson	Valentine	Waddoups	Beattie

Absent or not voting were: Senators
Blackham Steele

On motion of Senator Muhlestein, **H.B. 240** was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator Hale, the circle was removed from **H.B. 203**, STALKING AMENDMENTS, and it was before the Senate. Senator Hale explained the bill. Senators Beattie and Hillyard commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Blackham Steele

* * *

H.B. 42, BIDDING PROCESS FOR SCHOOL; DISTRICT CONSTRUCTION, was read the second time. Senator B. Evans explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Blackham Steele

* * *

H.B. 213, WORKERS' COMPENSATION FUND AMENDMENTS, was read the second time. Senator Valentine explained the bill. Senators Beattie, Hellewell, and Mayne commented. Senator Poulton 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

E. Allen	R. Allen	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Spencer
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Davis	Poulton	Steele

* * *

H.B. 30, SCHOOL BUS LIGHT REQUIREMENTS, was read the second time. Senator Hull explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Spencer	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Poulton Steele

* * *

H.B. 25, APPROPRIATION FOR ENVIRONMENTAL LITERACY, was read the second time. Senator B. Evans explained the bill and it passed on the following roll call:

Yeas, 16; Nays, 10; Absent, 3.

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	Hale	Hillyard	Howell
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Peterson	Suazo

Voting in the negative were: Senators

E. Allen	M. Evans	Hellewell	Muhlestein
Nielson	Spencer	Stephenson	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Hull	Poulton	Steele

On motion of Senator Valentine, **H.B. 25** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 154, APPROPRIATION FOR MAPPING AND DOCUMENTATION OF R.S. 2477 RIGHTS-OF-WAY, was read the second time. Senator Dmitrich explained the bill. Senators Beattie and B. Evans commented. The bill passed on the following roll call:

Yeas, 18; Nays, 10; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	Dmitrich
B. Evans	Hillyard	Howell	Hull
Jones	Knudson	Mansell	Montgomery
Muhlestein	Peterson	Poulton	Spencer
Stephenson	Beattie		

Voting in the negative were: Senators

R. Allen	M. Evans	Hale	Hellewell
Julander	Mayne	Nielson	Suazo
Valentine	Waddoups		

Absent or not voting was: Senator
Steele

On motion of Senator Valentine, **H.B. 154** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 184, WATER RIGHTS OWNERSHIP REQUIREMENTS, was read the second time. Senator B. Evans explained the bill. Senators Blackham, Hillyard, Muhlestein, Spencer, Valentine, and Beattie commented. Senator Spencer, Muhlestein, Mansell, Beattie, Valentine, Waddoups, and Dmitrich declared a conflict of interest. Senator Beattie declared a general statement that all Senators declare a conflict with this issue. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

* * *

On motion of Senator R. Evans, the circle was removed from **1st Sub. H.B. 206**, AMENDMENTS TO DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT, and it was before the Senate. Senator R. Evans explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Jones
Julander	Knudson	Mansell	Mayne
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Hull Montgomery

* * *

H.B. 217, WILDLIFE AMENDMENTS, was read the second time. Senator B. Evans explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Blackham

* * *

1st Sub. H.B. 7, RESTRICTION ON POLITICAL ACTIVITY OF MUNICIPAL EMPLOYEES, was read the second time. On motion of Senator E. Allen, the bill was circled.

* * *

H.B. 58, LOCAL GOVERNMENT AMENDMENTS, was read the second time. Senator Montgomery explained the bill. Senator Beattie commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Blackham

* * *

H.B. 61, DISTRIBUTION OF SALES AND USE TAX REVENUES - BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS OR FACILITIES, was read the second time. On motion of Senator Muhlestein, the bill was circled.

* * *

H.B. 92, APPROPRIATION FOR SOLDIER HOLLOW AND THE HEBER VALLEY RAILROAD DEPOT, was read the second time. Senator B. Evans explained the bill. Senator Davis commented. The bill passed on the following roll call:

Yeas, 17; Nays, 11; Absent, 1.

Voting in the affirmative were: Senators

Davis	Dmitrich	B. Evans	Hale
Hillyard	Howell	Hull	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Poulton	Steele
Suazo			

Voting in the negative were: Senators

E. Allen	R. Allen	M. Evans	Hellewell
Jones	Peterson	Spencer	Stephenson
Valentine	Waddoups	Beattie	

Absent or not voting was: Senator
Blackham

On motion of Senator B. Evans, **H.B. 92** was placed on Third Reading Table due to fiscal impact.

* * *

On motion of Senator E. Allen, the circle was removed from **1st Sub. H.B. 7**, RESTRICTION ON POLITICAL ACTIVITY OF MUNICIPAL EMPLOYEES, and it was before the Senate. Senator E. Allen explained the bill. Senators Beattie, Nielson, R. Evans, Howell, Hillyard, Muhlestein, and Montgomery commented.

On motion of Senator Montgomery, the bill was circled.

* * *

H.B. 246, APPROPRIATION TO ARCHIVE RECORDS FROM FORMER GOVERNORS, was read the second time. Senator B. Evans explained the bill. Senators Beattie and Davis commented. The bill passed on the following roll call:

Yeas, 15; Nays, 14; Absent, 0.

Voting in the affirmative were: Senators

R. Allen	Blackham	Dmitrich	B. Evans
Hale	Hillyard	Hull	Knudson
Mayne	Montgomery	Muhlestein	Nielson
Poulton	Spencer	Beattie	

Voting in the negative were: Senators

E. Allen	Davis	M. Evans	Hellewell
Howell	Jones	Julander	Mansell
Peterson	Steele	Stephenson	Suazo
Valentine	Waddoups		

On motion of Senator Steele, **H.B. 246** was placed on Third Reading Table due to fiscal impact.

* * *

S.B. 42, RENTAL APPLICATION FEES, was read the second time. Senator Waddoups explained the bill. Senator Waddoups moved the following amendments:

1. Page 1, Line 20:
   Senate Committee Amendments
   dated February 8, 2000:
   After "background" insert "."
2. Page 2, Line 35c:
   Senate Committee Amendments
   dated February 8, 2000:
   After "with" insert "a"
3. Page 2, Line 35c:
   Senate Committee Amendments
   dated February 8, 2000:
   Delete "copies" and insert "copy"

Senators Mayne, Hillyard, Spencer, Knudson, Suazo, Hellewell, Poulton commented. Senator R. Evans declared a conflict of interest. On motion of Senator Hillyard, the bill was circled.

* * *

On motion of Senator L. Hillyard and at 4:10 p.m., the Senate adjourned until 10:00 a.m., Friday, February 11, 2000.

TWENTY-SIXTH 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 - Pastor Tim Brewer, First Church of the Nazarene

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: February 10, 2000

This is to inform you that on February 10, 2000, I have signed the following bill of the 2000 General Session of the Forty-Third Legislature and have forwarded it to the Lieutenant Governor for filing.

HB0221 Revisor's Statute

Michael O. Leavitt, Governor

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 10, 2000

The House passed, as substituted, **1st Sub. H.B. 44**, PROCESS FOR CLOSED PRIMARY, by Representative L. Pace, and it is transmitted for consideration; and

The House passed **H.B. 87**, CORPORATE FRANCHISE AND INCOME TAX AND INDIVIDUAL INCOME TAX CREDITS FOR LOW-INCOME HOUSING, by Representative A. Bradshaw, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 88**, UTAH INCOME TAX AMENDMENTS, by Representative K. Bryson, et al, and it is transmitted for consideration; and

The House passed **H.B. 91**, INDIVIDUAL INCOME TAX CREDIT FOR A RESIDENTIAL SECURITY CONTAINER, by Representative C. Bennion, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 245**, IMPROVING SAFETY IN PUBLIC SCHOOLS, by Representative B. Wright, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. H.B. 44, H.B. 87, H.B. 88, H.B. 91,** and **H.B. 245** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 10, 2000

The Rules Committee recommends assignment of the following bills and resolutions to standing committees:

Business, Labor & Economic Development

S.B. 211	Olympic Financing Amendments (L. Mansell)
S.B. 218	Sales of Cigarettes Intended for Export (R. Montgomery)
S.J.R. 9	Resolution on Funding the Arts in Public Schools (K. Hale)
S.J.R. 11	Resolution Addressing Olympic Financing (L. Mansell)

Energy, Natural Resources & Agriculture

H.B. 265	Water Pollution Loans (B. Wright)

Human Services

S.B. 66	Cohabitant Abuse Procedures Act Amendment (M. Peterson)
H.B. 173	Forfeiture Relating to Sexual Offenses Against Children (P. Buckner)

Judiciary

1st Sub. S.B. 161	Restrictions on Weapons - Elementary and Secondary Schools (L. Beattie)
1st Sub. S.B. 162	Restrictions on Weapons - Houses of Worship (L. Beattie)
S.B. 225	Committee on Criminal Justice for Youth and Adults with Mental Retardation (L. Hillyard)

Retirement

S.B. 252	Firefighter Retirement Amendments (G. Davis)

Revenue & Taxation

S.B. 51	Sales and Use Tax Exemption - Certain Purchases or Leases by a Manufacturer (H. Stephenson)

H.B. 50	Sales and Use Tax - Sales Relating to Schools (B. Johnson)

State & Local Affairs

S.B. 177	Municipal Incorporation Amendments (R. Evans)
H.B. 201	Population Standards for Redistricting (M. Throckmorton)
H.B. 243	Protection of Accident Report (G. Way)

Transportation & Public Safety

S.B. 32	Concealed Permit Holders Requirements (R. Allen)
S.B. 200	Mental Health Commitment Amendments (R. Montgomery)
S.B. 235	Bonding for State Fairpark Corporation (P. Suazo)
S.B. 250	Electrical Deregulation and Customer Choice Task Force Amendments (M. Waddoups)
H.B. 199	Limits on Gun Manufacturer's Liability (M. Throckmorton)
H.B. 273	Executive Protection Amendments (G. Adair)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

STANDING COMMITTEE REPORTS

The Judiciary Committee reports a favorable recommendation on **S.B. 49**, CHILD SUPPORT AMENDMENTS, by Senator L. Hillyard, with the following amendments:

1. Page 23, Line 700:
After Line 700, insert:
"(5) There is a presumption that voluntary relinquishment or consent for termination of parental rights is not in the child's best interest where it appears to the court that the primary purpose is to avoid a financial support obligation. The presumption may be rebutted, however, if the court finds the relinquishment or consent to termination of parental rights will facilitate the establishment of stability and permanency for the child."

2. Page 23, Line 701:
Bracket "(5)" and insert "(6)"

3. Page 23, Lines 703 - 709:
Delete lines 703 through 709. ; and

The Judiciary Committee reports a favorable recommendation on S.B. 158, FLUORINE ADDED TO WATER - EXPANSION TO SECOND CLASS COUNTIES, by Senator D. Allen, with the following amendments:

1. Page 2, Lines 33 and 34:
Delete lines 33 and 34.
Renumber remaining sections accordingly.

2. Page 2, Line 35:
After "majority of voters" insert "in a municipality"

3. Page 2, Line 36:
After "Subsection (1)(c):" delete "and" and insert "or"; and

The Judiciary Committee reports a favorable recommendation on S.B. 166, GRANDPARENTS VISITATION RIGHTS, by Senator T. Spencer, with the following amendments:

1. Page 1, Line 6:
Delete "AND"

2. Page 1, Line 7:
After "DECISION" insert "; MODIFYING THE DEFINITION OF GRANDPARENT; AND MAKING CERTAIN PROVISIONS FOR STEPPARENT ADOPTIONS"

3. Page 1, Line 9:
After line 9 insert:
"30-5-1 as last amended by Chapter 175, Laws of Utah 1992"

4. Page 1, Line 11:
After line 11, insert:
"Section 1. Section 30-5-1 is amended to read:
30-5-1. Definitions.
As used in this act:
(1) "District court" means the district court within whose jurisdiction the grandchildren reside.
(2) "Grandchildren" means the child or children that a grandparent is seeking visitation rights with under this chapter.
(3) "Grandparent" means a person whose child", either by blood, marriage, or adoption, is the parent of the grandchildren."

5. Page 2, Line 34:
After "rights of a" bracket "biological"

6. Page 2, Line 35:
After "section." insert "Nothing in this Subsection (4) affects the rights of a grandparent established pursuant to the provisions of this section, if the child is adopted by a stepparent."
Renumber remaining section accordingly.; and

The Judiciary Committee recommends **1st Sub. H.B. 209**, DRIVING UNDER THE INFLUENCE AMENDMENTS, by Representative N. Stephens, be replaced and favorably recommends **2nd Sub. H.B. 209**, DRIVING UNDER THE INFLUENCE AMENDMENTS with the following amendments:

1. Page 8, Line 234:
After "(14)(a) If" insert "supervised"

Terry Spencer, Chair; and

Mr. President: February 10, 200C

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 61**, REVISED NONPROFIT CORPORATION ACT, by Senator L. Hillyard; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 168**, UNIFORM COMMERCIAL CODE - ARTICLE 9 - SECURED TRANSACTIONS, by Senator L. Hillyard; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 222**, FINANCIAL INSTITUTIONS AMENDMENTS, by Senator T Spencer, with the following amendments:

1. Page 1, Line 7:
Delete "CLARIFYING JUDICIAL REVIEW OF ACTS OI COMMISSIONER;"

2. Page 1, Line 19:
Delete line 19

3. Page 9-10, Lines 247 through 290:
Delete lines 247 through 290
Renumber remaining sections accordingly.; and

The Revenue and Taxation Committee reports a favorable recommendatior on **H.B. 86**, SHAREHOLDER DERIVATIVE ACTIONS, by Representative G Curtis; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 225**, HIGHER EDUCATION SAVINGS INCENTIVE PROGRAM AMENDMENTS, by Representative P. Arent.

John L. Valentine, Chair; and

Mr. President: February 10, 2000

The State and Local Affairs Committee recommends **S.B. 102**, STATE MONEY MANAGEMENT ACT AMENDMENTS, by Senator D. Steele, be replaced and favorably recommends **1st Sub. S.B. 102**, STATE MONEY MANAGEMENT ACT AMENDMENTS; and

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 216**, PLACEMENT OF GROUP HOMES - LOCAL GOVERNMENT CONTROLS, by Senator L. Mansell; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 251**, APPROPRIATION FOR UTAH BOTANICAL CENTER, by Representative M. Dillree, with the following amendments:

1. Page 1, Line 12:
   After "(1)" delete "There" and insert "For fiscal year 2000-01 only, there" and after "Fund" delete "for fiscal year 2000-01"

R. Mont Evans, Chair; and

Mr. President: February 10, 2000

The Transportation and Public Safety Committee recommends **S.B. 189**, MOTOR VEHICLE INSURANCE POLICY COVERAGE, by Senator M. Waddoups, be replaced and favorably recommends **1st Sub. S.B. 189**, MOTOR VEHICLE INSURANCE POLICY COVERAGE with the following amendments:

1. Page 3, Line 62:
   Delete "all coverage" and insert "increasing the coverage in"

2. Page 6, Line 177:
   Delete "all coverage" and insert "increasing the coverage in"; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 57**, AMENDMENTS TO JUSTIFICATION AS DEFENSE, by Representative G. Cox.

Michael G. Waddoups, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 49, S.B. 158, S.B. 166, 2nd Sub. H.B. 209, S.B. 61, S.B. 168, S.B. 222, H.B. 86, H.B. 225, 1st Sub. S.B. 102, S.B. 216, H.B. 251, 1st Sub. S.B. 189,** and **H.B. 57** were placed on Second Reading Calendar.

* * *

Mr. President: February 10, 2000

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 69,** SPECIAL DISTRICT ELECTION PROCEDURE, by Representative E. Anderson, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The State and Local Affairs Committee recommends **H.B. 257,** CAPITOL PRESERVATION BOARD DUTIES AND RESPONSIBILITIES, by Representative R. Short , be replaced and favorably recommends **1st Sub. H.B. 257,** CAPITOL PRESERVATION BOARD DUTIES AND RESPONSIBILITIES and that it be amended as follows, considered read for the second time, and placed on the Consent Calendar.

1. Page 7, Line 203:
   After "(b) The" Delete "governor" Insert "board"
   After "shall" Delete "recommend" Insert "nominate"

2. Page 7, Line 205:
   After "person" Delete "recommended" Insert "nominated"
   After "by the" Delete "governor" Insert "board"

3. Page 8, Line 230:
   After "(ii) the" Delete "Legislative Fiscal Analyst" Insert "executive appropriations committee"; and

The State and Local Affairs Committee reports a favorable recommendation on **H.C.R. 3,** RESOLUTION ON AFFORDABLE HOUSING, by Representative A. Bradshaw, and recommends it be considered read for the second time and placed on the Consent Calendar.

R. Mont Evans, Chair; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 14,** SCHOOL SAFETY PLANS, by Representative P.

Arent, and recommends it be considered read for the second time and placed on the Consent Calendar.

Michael G. Waddoups, Chair

On motion of Senator Poulton, the committee reports were adopted. **H.B. 69, 1st Sub. H.B. 257, H.C.R. 3,** and **H.B. 14** were considered read the second time and placed on the Consent Calendar.

* * *

The Judiciary Committee has returned **S.B. 143,** CERTIFIED SHORTHAND REPORTERS LICENSING ACT AMENDMENTS, by Senator T. Spencer, to the Rules Committee.

Terry Spencer, Chair

Communication filed.

CONCURRENCE CALENDAR

On motion of Senator Jones, the Senate voted to concur in the House amendments to **1st Sub. S.B. 73,** TELEPHONE CORPORATION DEFINITION AMENDMENTS. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Davis	Mansell

1st Sub. S.B. 73 was returned to the House.

* * *

On motion of Senator Hellewell, the Senate voted to concur in the House amendments to **S.B. 88,** EXCLUSION OF TERRITORY FROM COUNTY SERVICE AREA. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Davis	Mansell	Spencer

S.B. 88 was returned to the House.

THIRD READING CALENDAR

H.B. 28, PENALTIES FOR CRIME VICTIMS' REPARATIONS FRAUDULENT CLAIMS, was read the third time, explained by Senator Suazo, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	B. Evans	M. Evans
Hale	Hellewell	Hillyard	Howell
Hull	Jones	Julander	Knudson
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Davis	Dmitrich	Mansell
Spencer	Stephenson		

H.B. 28 was signed by the President of the Senate in open session and returned to the House.

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On motion of Senator Howell, legislative staff was authorized to draft a bill regarding public safety noncontributory retirement act.

* * *

H.B. 207, USE OF CONSTITUTIONAL DEFENSE COUNCIL RESTRICTED ACCOUNT, was read the third time and explained by Senator

Hellewell. Senators Davis, Hillyard, and Blackham commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

E. Allen	Davis	Peterson	Suazo

H.B. 207 was signed by the President of the Senate in open session and returned to the House.

* * *

2nd Sub. H.B. 23, NEW CENTURY SCHOLARSHIP AMENDMENTS, was read the third time, explained by Senator Dmitrich, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hillyard	Howell	Hull	Jones
Julander	Mayne	Montgomery	Muhlestein
Nielson	Poulton	Steele	Suazo
Beattie			

Voting in the negative were: Senators

Hellewell	Knudson	Mansell	Peterson
Spencer	Stephenson	Valentine	Waddoups

2nd Sub. H.B. 23, as amended, was returned to the House.

* * *

H.J.R. 2, RESOLUTION ON VICTIM'S RIGHTS, was read the third time and explained by Senator Valentine. Senator Valentine moved the following amendments:

1. Page 2, Line 29:
Delete "a" and Insert "that"

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Howell	Hull	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Hillyard	Jones

H.J.R. 2, as amended, was returned to the House.

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On motion of Senator Waddoups, S.B. 195 was lifted from the Retirement standing committee and referred to the Judiciary standing committee.

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H.B. 20, SPECIAL LICENSE PLATES FOR EMERGENCY MEDICAL TECHNICIANS, was read the third time and explained by Senator Blackham. Senators Valentine, Suazo, Howell, and E. Allen commented. Senator E. Allen and Valentine declared a conflict of interest. The bill passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative was: Senator
M. Evans

Absent or not voting was: Senator
Mansell

H.B. 20 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 202, WELFARE FRAUD AMENDMENTS, was read the third time, explained by Senator E. Allen, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Dmitrich	M. Evans

H.B. 202 was signed by the President of the Senate in open session and returned to the House.

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H.B. 167, INFORMATION TECHNOLOGY INFRASTRUCTURE INNOVATION PROGRAM, was read the third time and explained by Senator Steele. Senator Davis commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	Hale	Hellewell	Hillyard
Hull	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting were: Senators

Dmitrich	M. Evans	Howell	Jones
Mansell			

H.B. 167 was signed by the President of the Senate in open session and returned to the House.

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1st Sub. H.B. 49, COUNTY BOUNDARY CHANGES, 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

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Dmitrich	Jones	Steele	Stephenson

1st Sub. H.B. 49, substituted by the Senate, was returned to the House.

* * *

H.B. 33, BLINDNESS PREVENTION CHECKOFF, was read the third time and explained by Senator Montgomery. Senator Howell commented and declared a conflict of interest. The bill passed on the following roll call:

Yeas, 17; Nays, 12; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Howell	Hull
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Steele
Suazo			

Voting in the negative were: Senators

Blackham	M. Evans	Hellewell	Hillyard
Jones	Mansell	Poulton	Spencer
Stephenson	Valentine	Waddoups	Beattie

H.B. 33 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 203, STALKING AMENDMENTS, was read the third time, explained by Senator Hale, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Jones	Knudson
Mansell	Mayne	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Hull	Julander	Montgomery

H.B. 203 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 42, BIDDING PROCESS FOR SCHOOL DISTRICT CONSTRUCTION, was read the third time, explained by Senator B. Evans, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Blackham Hellewell

H.B. 42, as amended, was returned to the House.

* * *

H.B. 213, WORKER'S COMPENSATION FUND AMENDMENTS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Hellewell

H.B. 213 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 30, SCHOOL BUS LIGHT REQUIREMENT, was read the third time, explained by Senator Hull, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.B. 30 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 184, WATER RIGHTS OWNERSHIP REQUIREMENTS, was read the third time and explained by Senator B. Evans. Senators Davis and Valentine declared a conflict of interest. Senators Davis and Beattie commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Mansell

H.B. 184 was signed by the President of the Senate in open session and returned to the House.

* * *

1st Sub. H.B. 206, AMENDMENTS TO DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT, was read the third time, explained by Senator R. Evans, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Jones	Julander
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Hull	Mansell

1st Sub. H.B. 206 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 217, WILDLIFE AMENDMENTS, was read the third time, explained by Senator B. Evans, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Dmitrich	Mansell

H.B. 217 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 58, LOCAL GOVERNMENT AMENDMENTS, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Julander	Knudson
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting were: Senators

Blackham	B. Evans	Jones	Mansell
Spencer			

H.B. 58 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Julander, the enacting clause of **S.B. 57** was stricken and the bill was referred for interim study.

* * *

On motion of Senator L. Hillyard and at 11:45 a.m., the Senate adjourned until 10:00 a.m., Monday, February 14, 2000.

TWENTY-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
Prayer - Steven Morgan, Vice-President of Westminster College

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

On motion of Senator Hillyard, Rachael Sweet, representing Sweet Candy Company, spoke in Committee of the Whole. President Beattie commented.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 11, 2000

The Speaker of the House has signed **1st Sub. S.B. 73**, TELEPHONE CORPORATION DEFINITION AMENDMENTS, by Senator L. Jones, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 88**, EXCLUSION OF TERRITORY FROM COUNTY SERVICE AREA, by Senator P. Hellewell, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.J.R. 2**, JOINT RULES - ETHICS PROCEDURE AMENDMENTS, by Senator L. Poulton, et al, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

1st Sub. S.B. 73, S.B. 88, and S.J.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 11, 2000

The House passed, as amended, **H.B. 82**, CONSUMER PROTECTION AMENDMENTS, by Representative J. Biskupski, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 83**, JAIL RELEASE AMENDMENTS, by Representative J. Seitz, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 157**, ONLINE ACCESS AT PUBLIC LIBRARIES, by Representative M. Snow, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 232**, REIMBURSEMENT OF LEGAL FEES AND COSTS TO EDUCATORS, by Representative M. Throckmorton, and it is transmitted for consideration; and

The House passed **H.B. 247**, HIGHER EDUCATION ARCHEOLOGICAL INSTRUCTION PROGRAM, by Representative K. Johnson, and it is transmitted for consideration; and

The House passed **H.B. 258**, PRESCRIPTION FOR CONTROLLED SUBSTANCES, by Representative E. Anderson, and it is transmitted for consideration; and

The House passed **H.B. 262**, NAVAJO TRUST FUND AMENDMENTS, by Representative K. Johnson, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 82, H.B. 83, H.B. 157, H.B. 232, H.B. 247, H.B. 258,** and **H.B. 262** were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: February 11, 2000

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 64**, RESIDENTIAL EXEMPTION - SECONDARY RESIDENCES, by Senator E. Mayne, with the following amendments:

1. Page 5, Line 132:
   Reinstate ", but is not limited to,"

2. Page 8, Line 227:
   After "(iii) the owner" delete "shall" and insert "may"

3. Page 8, Line 232:
   After "definition of" insert "a"; and

The Business, Labor, and Economic Development Committee recommends **S.B. 132**, MASSAGE PRACTICE ACT AMENDMENTS, by Senator R. Evans, be replaced and favorably recommends **2nd Sub. S.B. 132**, MASSAGE PRACTICE ACT AMENDMENTS; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 190**, INSURANCE LAW AMENDMENTS, by Senator L. Poulton, with the following amendments:

1. Page 2, Line 37:
   Delete line 37

2. Page 2-3, Lines 51-88:
   Delete lines 51 through 88
   Renumber remaining sections accordingly.; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 244**, EXTENSION OR REPEAL OF SUNSET DATES, by Senator M. Waddoups; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.R. 4**, RESOLUTION ON UTAH DEPARTMENT OF TRANSPORTATION STUDY, by Senator L. Mansell.

Parley G. Hellewell, Chair; and

Mr. President: February 11, 2000

The Education Committee reports a favorable recommendation on **H.B. 24**, FINANCING OF PUBLIC EDUCATION, by Representative K. Holdaway; and

The Education Committee reports a favorable recommendation on **H.B. 235**, APPROPRIATION FOR WINNERS OF HISTORY CONTESTS, by Representative R. Siddoway.

Lorin V. Jones, Chair; and

Mr. President: February 11, 2000

The Health and Environment Committee reports a favorable recommendation on **H.B. 37**, RURAL HEALTH CARE AMENDMENTS, by Representative B. Ferry.

Robert F. Montgomery, Chair; and

Mr. President: February 10, 2000

The Human Services Committee reports a favorable recommendation on **S.B. 223**, CHILD PROTECTION AMENDMENTS, by Senator L. Poulton, with the following amendments:

1. Page 7, Line 207:
   After "who does not" insert ": (i)"

After Line 207 insert "and (ii) have access to the child:"

2. Page 8, Line 214:
Delete: "or a Children's Justice Center"

3. Page 11, Line 323:
Delete: "or a Children's Justice Center"; and

The Human Services Committee reports a favorable recommendation on **H.B. 67**, TASK FORCE ON FAMILY CONFLICT RESOLUTION, by Representative A. Tyler.

Robert M. Muhlestein, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 64, 2nd Sub. S.B. 132, S.B. 190, S.B. 244, S.R. 4, H.B. 24, H.B. 235, H.B. 37, S.B. 223,** and **H.B. 67** were placed on Second Reading Calendar.

CONSENT CALENDAR

H.B. 64, MOBILE AND MANUFACTURED HOME AMENDMENTS, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.B. 64 was signed by the President of the Senate in open session and returned to the House.

SECOND READING CALENDAR

S.B. 199, PAYMENT TO DEALER FOR VEHICLE USE, was read the second time. 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

* * *

S.B. 146, SCHOOL FEE WAIVERS AMENDMENTS, was read the second time. Senator Steele explained the bill and it bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

* * *

S.B. 14, PENALTY FOR HATE CRIMES, was read the second time. Senator Suazo explained the bill. Senators Poulton, Montgomery, Beattie, Mansell, Valentine, R. Allen, Hillyard, and Hellewell commented. The bill passed on the following roll call:

Yeas, 19; Nays, 10; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Hillyard	Howell	Hull
Julander	Knudson	Mayne	Montgomery
Muhlestein	Peterson	Poulton	Spencer
Suazo	Waddoups	Beattie	

Voting in the negative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Jones	Mansell	Nielson	Steele
Stephenson	Valentine		

* * *

S.B. 62, WILDLIFE RESOURCES CODE - APPLICATION TO INDIANS, was read the second time. Senator B. Evans explained the bill. Senators Muhlestein and E. Allen commented. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

* * *

On motion of Senator Poulton, the circle was removed from **S.J.R. 6, JOINT RULES REVISIONS RESOLUTION,** and it was before the Senate. Senator Poulton explained the bill. On motion of Senator Poulton, the following substitute bill replaced the original bill.

JOINT RULES REVISIONS RESOLUTION

Sub. S.J.R. 6 *L. Poulton*

A JOINT RESOLUTION OF THE LEGISLATURE REVISING JOINT RULES; MODIFYING THE NOTIFICATION PROCESS FOR THE VETO OVERRIDE POLL; REPEALING THE RULE GOVERNING APPROPRIATIONS FOR COLLABORATIVE PROGRAMS; AND PROVIDING AN EFFECTIVE DATE.

On motion of Senator Poulton, the bill was circled.

* * *

On motion of Senator Hillyard, German General Consul, Herr Wolfgang H. Rudolph and Honorary Consul General of Salt Lake City, Mr. Charles Dahlquist spoke in Committee of the Whole. Senator Hull commented.

* * *

On motion of Senator Stephenson, the circle was removed from **1st Sub. S.J.R. 6**, JOINT RULES REVISIONS RESOLUTION, and it was before the Senate. On motion of Senator Stephenson, the bill was circled.

* * *

On motion of Senator Valentine, the Senate returned to the Third Reading Calendar **and S.B. 137**, SALVAGE VEHICLE BUYERS, was uncircled and explained by Senator Valentine. Senators Steele, E. Allen, and Hull commented.

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

1. Page 5, Line 149:
   Delete "$500" and Insert in its place "$200"

Senator Suazo declared a conflict of interest.

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Julander
Knudson	Mansell	Mayne	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Beattie		

Voting in the negative were: Senators

E. Allen	Jones	Montgomery	Muhlestein
Nielson	Spencer	Waddoups	

S.B. 137 was transmitted to the House.

* * *

SECOND READING CALENDAR

1st Sub. S.B. 139, PROPERTY TAX - FARMLAND ASSESSMENT ACT AMENDMENTS, was read the second time. Senator Suazo explained the bill. Senators Beattie and Hull commented. Senators Muhlestein and Beattie 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

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Waddoups	Beattie		

Absent or not voting were: Senators

Davis	Mayne	Valentine

* * *

S.B. 167, MUNICIPAL ENERGY SALES AND USE TAX - COMPUTATION OF TAXABLE BASE, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

S.B. 228, LOCAL TAXATION OF UTILITIES LIMITATION - COMPUTATION OF GROSS RECEIPTS, was read the second time. Senator Valentine explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Mayne

* * *

On motion of Senator Valentine, the circle was removed from S.B. 167, MUNICIPAL ENERGY SALES AND USE TAX - COMPUTATION OF

TAXABLE BASE, and it was before the Senate. Senator Valentine explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

* * *

S.B. 58, OPTIONAL FORMS OF COUNTY GOVERNMENT AMENDMENTS, was read the second time. On motion of Senator R. Evans, the bill was circled.

* * *

S.B. 179, USE OF COUNTY NAME RESTRICTED, was read the second time. Senator Steele explained the bill. Senators Beattie, E. Allen, and Hillyard commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	B. Evans
M. Evans	Hale	Hellewell	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative were: Senators

R. Allen	Dmitrich	Hillyard	Howell
Hull	Stephenson		

* * *

On motion of Senator Mansell, S.R. 4, RESOLUTION ON UTAH DEPARTMENT OF TRANSPORTATION STUDY, was moved to the top of the

Second Reading Calendar and read for the second time On motion of Senator Mansell, the following substitute bill replaced the original bill.

SENATE RULES RESOLUTION - COMMITTEE REVIEW OF LEGISLATION

Sub. S.R. 4 *E. Mansell*

A RESOLUTION OF THE SENATE REVISING SENATE RULES; MODIFYING REQUIREMENTS FOR STANDING COMMITTEE REVIEW OF LEGISLATION; AND PROVIDING AN EFFECTIVE DATE.

The bill was considered read for the first and second time. On motion of Senator Mansell, the bill was circled.

* * *

RULES COMMITTEE REPORTS

To the Members of the Senate: February 14, 2000

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor, & Economic Development

S.B. 174	Use of Driver License Information (K. Hale)
S.B. 253	Utah Boxing Commission Amendments (P. Suazo)
S.B. 254	Maternity Insurance Coverage for Adoptive Parents (E. Mayne)

Education

H.B. 168	Uniform Data Collection Within the State's Public Education System (L. Frandsen)

Energy, Natural Resources & Agriculture

S.B. 55	Mineral Lease Act Amendments (L. Blackham)

Health & Environment

S.B. 264	Medicaid Fraud Unit (H. Nielson)

Human Services

S.B. 175	Mental Health and Corrections Law Amendments (R. Montgomery)

Judiciary

S.B. 63	Adoption Procedures (H. Nielson)

H.B. 161	Background Checks for Weapons Purchase (A. Tyler)

Retirement

H.B. 241	Annual Leave Accrual for State Employees (J. Gowans)

Revenue & Taxation

S.B. 59	Sales and Use Tax Exemption for Food (M. Waddoups)
H.B. 88	Utah Income Tax Amendments (K. Bryson)
H.B. 91	Individual Income Tax Credit for a Residential Security Container (C. Bennion)

State & Local Affairs

S.B. 173	Special District and Local District Governing Body Issues (R. Evans)

Transportation & Public Safety

S.B. 176	Highway Improvement Funding (L. Beattie)
S.B. 213	Motor and Special Fuel Tax - Application to the Uintah and Ouray reservation (B. Evans)
1st Sub. H.B. 44	Process for Closed Primary (L. Pace)
H.B. 250	Expungement of Convictions Amendments (K. Bryson)
H.B. 266	Utah Tomorrow Strategic Planning Committee Amendments (L. Frandsen)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

* * *

On motion of Senator L. Hillyard and at 12:10 p.m., the Senate adjourned until 10:00 a.m., Tuesday, February 15, 2000.

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
Prayer - President James MacFarlane, Monument Park Stake Presidency

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 23**, NEW CENTURY SCHOLARSHIP AMENDMENTS, by Representative B. King, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 49**, COUNTY BOUNDARY CHANGES, 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. 223**, SCHOOL AND INSTITUTIONAL TRUST LANDS 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.J.R. 2**, RESOLUTION ON VICTIM'S RIGHTS, by Representative G. Cox, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

2nd Sub. H.B. 23, 1st Sub. H.B. 49, H.B. 223, and **H.J.R. 2** were signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: February 14, 2000

The House passed, as substituted, **1st Sub. H.B. 70**, PERSONAL INFORMATION PRIVACY TASK FORCE, by Representative E. Olsen, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 72**, UTAH TELEHEALTH COMMISSION, by Representative D. Hogue, and it is transmitted for consideration; and

The House passed, as substituted and amended, **2nd Sub. H.B. 76**, SPECIAL ELECTION NOTICE TO REGISTERED VOTERS, by Representative G. Way, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 93**, PORTABILITY OF FUNDING FOR HEALTH AND HUMAN SERVICES, by Representative D. Hogue, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 264**, INSURANCE COVERAGE FOR CONDOMINIUMS, by Representative M. Dillree, and it is transmitted for consideration; and

The House passed **H.B. 268**, UNPROFESSIONAL CONDUCT IN CONSTRUCTION TRADE, by Representative R. Short, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. H.B. 70, H.B. 72, 2nd Sub. H.B. 76, H.B. 93, 1st H.B. 264,** and **H.B. 268** were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: February 14, 2000

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 15**, APPROPRIATION FOR SOIL CONSERVATION DISTRICTS, by Representative J. Gowans; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 265**, WATER POLLUTION LOANS, by Representative B. Wright.

Beverly Ann Evans, Chair; and

Mr. President: February 14, 2000

The Judiciary Committee recommends **S.B. 145**, NOTARY PUBLIC REQUIREMENTS, by Senator J. Valentine, be replaced and favorably recommends **1st Sub. S.B. 145**, NOTARY PUBLIC REQUIREMENTS; and

The Judiciary Committee reports a favorable recommendation on **S.B. 149**, JUVENILE ADJUDICATION, by Senator P. Suazo.

Terry Spencer, Chair; and

Mr. President: February 14, 2000

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 12**, SAFETY BELT LAW AMENDMENTS, by Senator R. Montgomery; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 235**, BONDING FOR STATE FAIRPARK CORPORATION, by Senator P. Suazo; and

The Transportation and Public Safety Committee recommends **S.B. 250**, ELECTRICAL DEREGULATION AND CUSTOMER CHOICE TASK FORCE AMENDMENTS, by Senator M. Waddoups, be replaced and favorably recommends **1st Sub. S.B. 250**, ELECTRICAL DEREGULATION AND CUSTOMER CHOICE TASK FORCE AMENDMENTS; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 273**, EXECUTIVE PROTECTION AMENDMENTS, by Representative G. Adair.

Michael G. Waddoups, Chair

On motion of Senator Hillyard, the committee reports were adopted. **H.B. 15, H.B. 265, Sub. S.B. 145, S.B. 149, S.B. 12, S.B. 235, Sub. S.B. 250,** and **H.B. 273** were placed on Second Reading Calendar.

* * *

Mr. President: February 14, 2000

The Judiciary Committee reports a favorable recommendation on **H.B. 56**, CHILD ABUSE HOMICIDE, by Representative G. Snow, 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. 242**, CHILD VISITATION GUIDELINES, by Representative M. Stephens, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 4, Line 92b
   House Floor Amendments
   dated 1-28-2000:
   After "BE MADE" delete "BEFORE THE FINAL", insert "A PART OF THE" and delete "IS"

2. Page 4, Line 92c
House Floor Amendments
dated 1-28-2000:
Delete "ENTERED" and "FINAL"; and

The Judiciary Committee reports a favorable recommendation on **H.J.R. 4**, RESOLUTION APPROVING REMOVAL OF DISTRICT COURT FROM PARK CITY, by Representative D. Ure, and recommends it be considered read for the second time and placed on the Consent Calendar.

Terry Spencer, Chair

On motion of Senator Poulton, the committee reports were adopted. **H.B. 56, H.B. 242,** and **H.J.R. 4** were read the second time and placed on the Consent Calendar.

* * *

On motion of Senator Montgomery, **H.B. 242** was lifted from the Consent Calendar and placed on the bottom of the Second Reading Calendar for the purpose of amending.

INTRODUCTION OF BILLS

SEX OFFENDER REGISTRY

S.B. 270 *Michael G. Waddoups*

AN ACT RELATING TO THE CODE OF CRIMINAL PROCEDURE; PROVIDING FOR DISCLAIMERS AND WARNINGS TO PUBLIC VIEWERS OF SEX OFFENDER REGISTRY INFORMATION ON THE INTERNET; AND CREATING A PRESUMPTION OF GOOD FAITH ON THE PART OF THE DEPARTMENT OF CORRECTIONS IN PROVIDING THE INFORMATION, was read for the first time and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 199, PAYMENT TO DEALER FOR VEHICLE USE, was read the third time, explained by Senator Mansell, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	B. Evans
M. Evans	Hale	Hellewell	Hillyard

Hull	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Spencer	Steele
Stephenson	Suazo	Beattie	

Absent or not voting were: Senators

Blackham	Dmitrich	Howell	Poulton
Valentine	Waddoups		

S.B. 199 was transmitted to the House.

* * *

S.B. 146, SCHOOL FEE WAIVERS AMENDMENTS, 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

E. Allen	R. Allen	Davis	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Spencer
Steele	Stephenson	Suazo	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Dmitrich	Poulton	Valentine

S.B. 146 was transmitted to the House.

* * *

S.B. 14, PENALTY FOR HATE CRIMES, was read the third time, explained by Senator Suazo, and passed on the following roll call:

Yeas, 24; Nays, 4; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Peterson	Poulton	Spencer
Steele	Suazo	Waddoups	Beattie

Voting in the negative were: Senators

M. Evans	Jones	Nielson	Stephenson

Absent or not voting was: Senator
Valentine

S.B. 14 was transmitted to the House.

* * *

S.B. 62, WILDLIFE RESOURCES CODE - APPLICATION TO INDIANS, was read the third time and explained by Senator B. Evans. Senator Beattie commented and the bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

S.B. 62 was transmitted to the House.

* * *

1st Sub. S.B. 139, PROPERTY TAX - FARMLAND ASSESSMENT ACT AMENDMENTS, was read the third time and explained by Senator Suazo. Senator Beattie commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Hillyard Spencer

1st Sub. S.B. 139 was transmitted to the House.

* * *

S.B. 228, LOCAL TAXATION OF UTILITIES LIMITATION - COMPUTATION OF GROSS RECEIPTS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

S.B. 228 was transmitted to the House.

On motion of Senator Valentine, the following intent language was spread upon the pages of the journal.

INTENT LANGUAGE FOR S.B. 228

In passing **S.B. 228**, Location Taxation of Utilities Limitation - Computation of Gross Receipts, the Legislature intends the following:

"Passage of S.B. 228 is intended to reflect the Legislature's belief that tax pyramiding, by which a tax is imposed upon another tax, is not good tax policy and does not properly reflect the value of the good, service, or transaction sought to be taxed. When the Legislature limited the ability of counties and municipalities to charge or collect from a public utility or other person or entity engaged in the business of supplying telephone service, or taxable energy, any tax, license, fee, license fee, license tax, or similar charge in excess of 6% of 'gross revenues,' the Legislature did not intend that 'gross revenues' include the amount of any taxes charged or collected by a public utility or other person or entity engaged in the business of supplying telephone service or taxable energy. The amendments made in S.B. 228 clarify and reflect the Legislature's original intent that a tax should not be imposed upon a tax."

* * *

S.B. 167, MUNICIPAL ENERGY SALES AND USE TAX - COMPUTATION OF TAXABLE BASE, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

S.B. 167 was transmitted to the House.

On motion of Senator Valentine, the following intent language was spread upon the pages of the journal.

INTENT LANGUAGE FOR S.B. 167

In passing S.B. 167, Municipal Energy Sales and Use Tax - Computation of Taxable Base, the Legislature intends the following:

"Passage of S.B. 167 is intended to reflect the Legislature's belief that tax pyramiding, by which a tax is imposed upon another tax, is not good tax policy and does not properly reflect the value of the good, service,or transaction sought to be taxed. When the Legislature enacted the provisions of the Municipal Energy Sales and Use Tax, it did not intend the Municipal Energy Sales and Use Tax to be imposed on a Municipal Energy Sales and Use Tax. The clarifying amendments made in S.B. 167 reflects the Legislature's original intent that this not occur."

* * *

S.B. 179, USE OF COUNTY NAME RESTRICTED, was read the third time. On motion of Senator Steele, the bill was circled.

* * *

SECOND READING CALENDAR

S.B. 68, FOCUS ON CORE CURRICULUM, was read the second time. Senator Poulton explained the bill. Senators Davis, Steele, and Suazo commented. On motion of Senator Steele, the bill was circled.

* * *

S.B. 43, MARRIAGE AND FAMILY THERAPIST LICENSING AMENDMENTS, was read the second time. Senator Hale explained the bill. Senator Hale moved the following amendments:

1. Page 5, Line 145:
   After "by" delete " the American Association of Marriage and Family" and insert " a national professional organization; or"

2. Page 5, Line 146:
   Delete line 146

Senators Montgomery, Beattie, and Muhlestein commented. The bill passed on the following roll call:

Yeas, 21; Nays, 7; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
M. Evans	Hale	Hillyard	Howell
Hull	Jones	Julander	Knudson
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Spencer	Steele	Suazo
Waddoups			

Voting in the negative were: Senators

B. Evans	Hellewell	Mansell	Poulton
Stephenson	Valentine	Beattie	

Absent or not voting was: Senator
Blackham

* * *

On motion of Senator Poulton, the circle was removed from **S.B. 68,** FOCUS ON CORE CURRICULUM, and it was before the Senate. Senator Poulton explained the bill. Senator Montgomery commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull

Jones	Julander	Knudson	Mansell
Mayne	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Beattie	

Voting in the negative were: Senators

R. Allen	Davis	Dmitrich	Montgomery
Suazo			

Absent or not voting was: Senator
Blackham

* * *

1st Sub. S.B. 204, STUDY OF HEALTH INSURANCE INDUSTRY, was read the second time. Senator Knudson explained the bill. Senator Davis commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Blackham

* * *

S.J.R. 1, JOINT RULES RESOLUTION - MINI APPROPRIATIONS PROCESS, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

S.B. 49, CHILD SUPPORT AMENDMENTS, was read the second time. Senator Hillyard explained the bill. Senators Spencer and Beattie commented. On motion of Senator Hillyard, the bill was circled.

* * *

S.B. 158, FLUORINE ADDED TO WATER - EXPANSION TO SECOND CLASS COUNTIES, was read the second time. On motion of Senator D. Allen, the bill was circled.

* * *

S.B. 166, GRANDPARENTS VISITATION RIGHTS, was read the second time. Senator Spencer explained the bill. Senator Spencer moved the following amendments:

1. Page 2, Line 35b:
   Delete "child" and insert in its place "grandchild"Senators Davis, Suazo, Hillyard, Stephenson, Mayne, Beattie, and Howell commented.

Senator Spencer moved the following amendments:

1. Page 1a, Line 22 & 23:
   Reinsert deleted language on Lines 22 &23 and insert "add for intact families only"The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Howell	Hull	Jones
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative were: Senators

Hillyard	Julander

* * *

On motion of Senator Blackham, the circle was removed from **S.B. 123, UTAH HERITAGE HIGHWAY APPROPRIATION,** and it was before the Senate. Senator Blackham explained the bill. Senator Muhlestein commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hillyard	Howell	Hull	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Suazo	Valentine
Waddoups	Beattie		

Voting in the negative were: Senators

Hellewell	Jones	Stephenson

* * *

On motion of Senator Blackham, the circle was removed from S.J.R.1, JOINT RULES RESOLUTION - MINI APPROPRIATIONS PROCESS, and it was before the Senate. Senator Blackham explained the bill. Senators E. Allen, Mayne, and Steele commented. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

* * *

On motion of Senator Hillyard, 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 15, 2000

The House concurred in the Senate amendments and passed H.B. 42, BIDDING PROCESS FOR SCHOOL DISTRICT CONSTRUCTION, by Representative G. Snow, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 42 was signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: February 15, 2000

The House passed, as amended, **H.C.R. 5**, RESOLUTION ON WEST DESERT WILDERNESS, by Representative D. Iverson, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 19**, ENGLISH IMMERSION PROGRAMS IN PUBLIC SCHOOLS, by Representative M. Styler, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 22**, SCHOOL DISTRICT SIZE, by Representative D. Cox, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 77**, CONTROLLED SUBSTANCES AMENDMENTS, by Representative R. Bigelow, and it is transmitted for consideration; and

The House passed **H.B. 270**, FELONY MURDER AMENDMENTS, by Representative J. Swallow, and it is transmitted for consideration; and

The House passed **H.B. 274**, FIRE PREVENTION AMENDMENTS, by Representative K. Bryson, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.C.R. 5, 2nd Sub. H.B. 19, H.B. 22, 1st Sub. H.B. 77, H.B. 270,** and **H.B. 274** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 15, 2000

The Rules Committee recommends, at the Sponsor's request, that the enacting clause be struck on the following bills:

S.B. 182	Utah Listed Waste Amendments (R. Allen)
S.B. 214	Subdivision Recording Requirements (R. Allen)
S.B. 245	Sales and Use Tax Diversion - Depot Conversion (R. Allen)
S.B. 260	Transportation Corridor Funding (R. Allen)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

* * *

Mr. President: February 15, 2000

The Rules Committee recommends assignment of the following bills to standing committee:

Business, Labor & Economic Development

S.B. 171	Individual Income Tax and Corporate Franchise and Income Tax Credits - Contributions to Providers of Services to Persons with Disabilities (R. Montgomery)
S.B. 220	Bail and Bail Bond Surety Related Amendments (L. Poulton)
S.B. 270	Sex Offender Registry (M. Waddoups)
H.B. 97	Financial Incentives to Agencies and Employees for Cost-saving Suggestions (T. Rowan)
H.B. 268	Unprofessional Conduct in Construction Trade (R. Short)

Health & Environment

S.B. 191	Medicaid Fraud Oversight (D. Allen)

Human Services

S.B. 188	Protection for Children and Elderly (P. Suazo)
H.B. 258	Prescription for Controlled Substances (E. Anderson)

Judiciary

S.B. 8	Investigation of Polygamist Activities (R. Allen)
S.B. 240	Decriminalization of Traffic Offenses (L. Hillyard)
S.B. 241	Civil Process Ex Parte Contact with Physician (J. Valentine)

Revenue & Taxation

S.B. 178	Income Tax Amendments (H. Nielson)
S.B. 181	Income Taxes - Application to the Uintah and Ouray Reservation (B. Evans)
S.B. 186	Redevelopment Agency Tax Increment Changes (H. Stephenson)
S.B. 230	Redevelopment Agency Amendment (J. Valentine)
H.B. 87	Corporate Franchise and Income Tax and Individual Income Tax Credits for Low-incoming Housing (A. Bradshaw)

State & Local Affairs

S.B. 56	Digital Certificates and Identification Amendments (S. Howell)
S.B. 238	Personnel Management Act Amendments (T. Spencer)
H.B. 157	Online Access AT Public Libraries (M. Snow)

Transportation & Public Safety

S.B. 246	Utah Uniform Probate Code - Notice, Parties, Representation Amendments (L. Hillyard)
H.B. 245	Improving Safety in Public Schools (B. Wright)

L. Steven Poulton,
Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

SECOND READING CALENDAR

On motion of Senator E. Allen, the circle was removed from **S.B. 158**, FLUORINE ADDED TO WATER - EXPANSION TO SECOND CLASS COUNTIES, and it was before the Senate. Senator E. Allen explained the bill.

Senator E. Allen moved the following amendment:

1. Page 2, Lines 33-34
   Senate Committee Amendments
   dated, February 11, 2000:
   Reinstate lines 33-34

2. Page 2, Line 35
   Senate Committee Amendments
   dated, February 11, 2000:
   Reinstate "(c)" and delete "(a)"

3. Page 2, Line 35
   Senate Committee Amendments
   dated, February 11, 2000:
   Delete "in a municipality"

4. Page 2, Line 36
   Senate Committee Amendments
   dated, February 11, 2000:
   Reinstate "and" and delete "or"

5. Page 2, Line 37
Senate Committee Amendments
dated, February 11, 2000:
Reinstate "(d)" and delete "(b)"

The amendment passed on the following roll call vote:

Yeas, 18; Nays, 11; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Nielson	Peterson	Spencer	Steele
Suazo	Beattie		

Voting in the negative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Hillyard	Mansell	Muhlestein	Poulton
Stephenson	Valentine	Waddoups	

Senators Julander, Hillyard, Hellewell, Waddoups, Steele, Montgomery, Beattie, Knudson, Poulton, Muhlestein, Hale, Hull, and Valentine, Dmitrich commented. Senator Beattie declared a conflict of interest. The bill passed, as amended, on the following roll call:

Yeas, 19; Nays, 9; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Howell
Hull	Jones	Julander	Knudson
Mayne	Montgomery	Peterson	Spencer
Steele	Suazo	Beattie	

Voting in the negative were: Senators

M. Evans	Hellewell	Hillyard	Muhlestein
Nielson	Poulton	Stephenson	Valentine
Waddoups			

Absent or not voting was: Senator
Mansell

* * *

On motion of Senator Steele, the Senate returned to the Third Reading Calendar.

On motion of Senator Steele, the circle was removed from **S.B. 179**, USE OF COUNTY NAME RESTRICTED, and it was before the Senate. Senator Steele explained the bill. Senator Steele moved the following amendments:

1. Page 1, Line 19:
   After "local district" insert "under Title 17B, Chapter 2, Local Districts"

2. Page 1, Line 24:
   After line 24 insert:
   "(c)(i) "Special district" means a special district under Title 17A, Special Districts, that:
   (A) by statute is a political and corporate entity separate from the county that created it; and
   (B) by statute is not subject to the direction and control of the county that created it.
   (ii) The county legislative body's statutory authority to appoint members to the governing body of a special district does not alone make the special district subject to the direction and control of that county."

Senator E. Allen commented. The bill passed, as amended, on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Suazo	Valentine
Beattie			

Voting in the negative were: Senators

E. Allen	Stephenson

Absent or not voting were: Senators

Mansell	Waddoups

S.B. 179 was transmitted to the House.

CORRECTED COMMITTEE REPORT

Mr. President: Feb. 10, 2000

The Judiciary Committee reports a favorable recommendation on S.B. 49, CHILD SUPPORT AMENDMENTS, by Senator L. Hillyard, with the following amendments:

1. Page 2, Line 49:
   Delete line 49.

2. Page 2, Line 50:
   After line 50, insert:
   "62A-11-333, Utah Code Annotated 1953"

3. Page 19, Line 573:
   After line 573, insert:
   "Section 13. Section 62A-11-333 is enacted to read:
   62A-11-333. Right to Judicial Review.
   (1)(a) Within 30 days of notice of any administrative action on the part of the office to establish paternity or establish, modify or enforce a child support order, the obligor may file a petition for de novo review with the District Court.
   (b) For purposes of Subsection (1)(a), notice includes:
   (i) notice actually received by the obligor in accordance with Section 62A-11-304.4;
   (ii) participation by the obligor in the proceedings related to the establishment of the paternity or the modification or enforcement of child support; or
   (iii) receiving a paycheck in which a reduction has been made for child support.
   (2) The petition shall name the office and all other appropriate parties as respondents and meet the form requirements specified in Section 63-46b-15.
   (3) A copy of the petition shall be served upon the Child and Family Support Division of the Office of Attorney General.
   (4)(a) If the petition is regarding the amount of the child support obligation established in accordance with Title 78, Chapter 45, Uniform Civil Liability for Support Act, the court may issue a temporary order for child support until a final order is issued.
   (b) The petitioner may file an affidavit stating the amount of child support reasonably believed to be due and the court may issue a

temporary order for that amount. The temporary order shall be valid for 60 days, unless extended by the court while the action is being pursued.
(c) If the court upholds the amount of support established in Subsection (4)(a), the petitioner shall be ordered to make up the difference between the amount originally ordered in Subsection (4)(a) and the amount temporarily ordered under Subsection (4)(b).
(d) This Subsection (4) does not apply to an action for the court-ordered modification of a judicial child support order.
(5) The court may, on its own initiative and based on the evidence before it, determine whether the petitioner violated U.R.Civ.P. Rule 11 by filing the action. If the court determines that U.R.Civ.P. Rule 11 was violated, it shall, at a minimum, award to the office attorneys' fees and costs for the action.
(6) Nothing in this section precludes the obligor from seeking administrative remedies as provided in this Chapter."

4. Page 23, Line 700:
After Line 700, insert:
"(5) There is a presumption that voluntary relinquishment or consent for termination of parental rights is not in the child's best interest where it appears to the court that the primary purpose is to avoid a financial support obligation. The presumption may be rebutted, however, if the court finds the relinquishment or consent to termination of parental rights will facilitate the establishment of stability and permanency for the child."

5. Page 23, Line 701:
Bracket "(5)" and insert "(6)"

6. Page 23, Lines 703 - 709:
Delete lines 703 through 709.

7. Page 31, Line 956:
Delete line 956
Renumber the remaining Sections accordingly.

8. Page 42, Lines 1275 - 1288:
Delete lines 1275 - 1288.

Terry Spencer, Chair

SECOND READING CALENDAR

Report filed. On motion of Senator Hillyard, the committee report was adopted. On motion of Senator Hillyard, the circle was removed from S.B. 49, CHILD SUPPORT AMENDMENTS, and it was before the Senate. Senator Hillyard explained the bill. Senator Spencer commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hillyard
Howell	Hull	Jones	Julander
Knudson	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Suazo	Valentine	Beattie	

Absent or not voting were: Senators

E. Allen	Hellewell	Mansell	Mayne
Stephenson	Waddoups		

* * *

S.B. 61, REVISED NONPROFIT CORPORATION ACT, was read the second time.

On motion of Senator Hillyard, the following substitute bill replaced the original bill.

REVISED NONPROFIT CORPORATION ACT

Sub. S.B. 61 *L. Hillyard*

AN ACT RELATING TO CORPORATIONS; ENACTING A NEW NONPROFIT CORPORATIONS ACT; ESTABLISHING GENERAL PROVISIONS; ADDRESSING INCORPORATION; ADDRESSING POWERS AND PURPOSES; ADDRESSING NAMES; ADDRESSING OFFICE AND AGENTS; ADDRESSING MEMBERSHIP; ADDRESSING MEETINGS AND VOTING OF MEMBERS; ADDRESSING DIRECTORS AND OFFICERS; ADDRESSING INDEMNIFICATION; ADDRESSING AMENDMENTS TO ARTICLES OF INCORPORATION OR BYPASS; ADDRESSING MERGERS; ADDRESSING SALES OF PROPERTY; ADDRESSING DISTRIBUTIONS; ADDRESSING DISSOLUTION; ADDRESSING FOREIGN NONPROFIT

CORPORATIONS; ADDRESSING RECORDS, INFORMATION, AND REPORTS; ADDRESSING TRANSITION; ADDRESSING CONVERSIONS BETWEEN NONPROFIT AND FOR PROFIT ENTITIES; MAKING TECHNICAL CHANGES; PROVIDING AN EFFECTIVE DATE; AND PROVIDING A COORDINATION CLAUSE. 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Mowell	Hull	Jones
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Beattie			

Absent or not voting were: Senators

M. Evans	Jolander	Mansell	Waddoups

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S.B. 168, UNIFORM COMMERCIAL CODE - ARTICLE 9 - SECURED TRANSACTIONS, was read the second time. Senator Hillyard explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Mowell	Hull	Jones
Jolander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Beattie		

Absent or not voting were: Senators

M. Evans	Mansell	Waddoups

• • •

S.B. 222, FINANCIAL INSTITUTIONS AMENDMENTS, was read the second time. Senator Spencer explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Beattie		

Absent or not voting were: Senators

M. Evans	Mansell	Waddoups

* * *

1st Sub. S.B. 102, STATE MONEY MANAGEMENT ACT AMENDMENTS, was read the second time. Senator Steele explained the bill. Senator E. Allen and Beattie commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Davis	M. Evans

* * *

S.B. 216, PLACEMENT OF GROUP HOMES - LOCAL GOVERNMENT CONTROLS, was read the second time. Senator Mansell explained the bill. Senators R. Evans, Howell, Davis, and Hillyard commented. On motion of Senator R. Evans, the bill was circled.

* * *

1st Sub. S.B. 189, MOTOR VEHICLE INSURANCE POLICY COVERAGE, was read the second time. Senator Waddoups explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

M. Evans	Montgomery

* * *

On motion of Senator L. Hillyard and at 4:00 p.m., the Senate adjourned until 9:30 a.m., Wednesday, February 16, 2000.

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 - Reverend S. Kent Ikeyda, Japanese Church of Christ

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 15, 2000

The House passed, as amended, **H.B. 85**, PROPERTY CRIMES AMENDMENTS, by Representative N. Stephens, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 100**, CHILD SUPPORT FOR CHILDREN IN STATE CUSTODY, by Representative E. Anderson, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 118**, QUASI-GOVERNMENTAL ENTITIES AMENDMENTS, by Representative D. Ure, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 222**, SUBPOENA POWER AMENDMENTS, by Representative N. Hendrickson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 277**, OFF-HIGHWAY VEHICLE USE, by Representative M. Styler, and it is transmitted for consideration; and

The House passed **H.B. 298**, BUDGET RESERVE ACCOUNT AND MONEY MANAGEMENT ACT AMENDMENTS, by Representative L. Frandsen, and it is transmitted for consideration; and

The House passed **H.B. 300**, PROVIDING NOTICE OF DELINQUENT PROPERTY TAX, by Representative M. Dillree, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 85, H.B. 100, H.B. 118, 1st Sub. H.B. 222, H.B. 277, H.B. 298,** and **H.B. 300** were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: February 15, 2000

The Health and Environment Committee reports a favorable recommendation on **S.B. 152,** COSMETOLOGIST/ BARBERS LICENSURE EXEMPTIONS, by Senator B. Evans, with the following amendments:

1. Page 2, Line 35:
   Delete "who have" and insert "may participate in an on the job training internship under the direct supervision of a licensed cosmetologist/barber upon completion of a basic program under the standards established by rule by the division in collaboration with the board."

2. Page 2, Lines 36-37
   Delete lines 36-37; and

The Health and Environment Committee reports a favorable recommendation on **S.B. 264,** MEDICAID FRAUD UNIT, by Senator H. Nielson.

Robert F. Montgomery, Chair; and

Mr. President: February 15, 2000

The Human Services Committee reports a favorable recommendation on **S.B. 66,** COHABITANT ABUSE PROCEDURES ACT AMENDMENT, by Senator M. Peterson.

Robert M. Muhlestein, Chair; and

Mr. President: February 15, 2000

The Revenue and Taxation Committee reports a favorable recommendation on **2nd Sub. H.B. 178,** PROPERTY TAX CERTIFIED TAX RATE ADJUSTMENTS - UNIFORM FEES, by Representative R. Short.

John L. Valentine, Chair; and

Mr. President: February 15, 2000

The State and Local Affairs Committee reports a favorable recommendation on S.B. 173, SPECIAL DISTRICT AND LOCAL DISTRICT GOVERNING BODY ISSUES, by Senator R. Evans; and

The State and Local Affairs Committee reports a favorable recommendation on S.B. 177, MUNICIPAL INCORPORATION AMENDMENTS, by Senator R. Evans; and

The State and Local Affairs Committee reports a favorable recommendation on S.B. 206, STATE AND LOCAL AMENDMENTS, by Senator R. Montgomery, with the following amendments:

1. Page 7, Line 206:
   After "governor's" Insert "office"

2. Page 7, Line 207:
   After "recorder's" Delete "offices" and Insert "office"; and

The State and Local Affairs Committee reports a favorable recommendation on S.B. 242, ANNEXATION OF UNINCORPORATED AREAS, by Senator L. Poulton.

R. Mont Evans, Chair

On motion of Senator Mansell, the committee reports were adopted. S.B. 152, S.B. 264, S.B. 66, 2nd Sub. H.B. 178, S.B. 173, S.B. 177, S.B. 206, and S.B. 242 were placed on Second Reading Calendar.

* * *

Mr. President: February 15, 2000

The Revenue and Taxation Committee has returned H.B. 212, LIMITATION ON REIMBURSEMENT OF LEGAL FEES AND COSTS TO OFFICERS AND EMPLOYEES, by Representative C. Bennion, to the Secretary of the Senate.

Report filed. H.B. 212 was returned to Rules Committee.

* * *

On motion of Senator Mansell, and at 10:05 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 16, 2000

The House passed, as substituted, **1st Sub. H.B. 210**, HIGHER EDUCATION REVENUE BOND, by Representative J. Alexander, and it is transmitted for consideration; and

The House passed **H.B. 319**, WORKERS' COMPENSATION - PROOF OF COVERAGE INFORMATION DISCLOSURE, by Representative G. Adair, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. H.B. 210** and **H.B. 319** were read the first time and referred to the Rules Committee.

SECOND READING CALENDAR

S.B. 64, RESIDENTIAL EXEMPTION - SECONDARY RESIDENCES, was read the second time. On motion of Senator Mansell, the bill was circled.

* * *

2nd Sub. S.B. 132, MASSAGE PRACTICE ACT AMENDMENTS, was read the second time. Senator R. Evans explained the bill. Senators Beattie, Steele, Blackham, Hillyard, Montgomery, Julander commented. Senator Blackham moved the following amendments:

1. Page 2, Line 35:
   Delete "<u>,whether human or animal,</u>"

On motion of Senator R. Evans, the bill was circled.

* * *

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

AFTERNOON SESSION

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

CONSENT CALENDAR

H.B. 69, SPECIAL DISTRICT ELECTION PROCEDURE, was read the third time, explained by Senator Hull, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hellewell	Hillyard
Hull	Jones	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Poulton
Spencer	Stephenson	Suazo	Waddoups
Beattie			

Absent or not voting were: Senators

M. Evans	Hale	Howell	Julander
Mansell	Peterson	Steele	Valentine

H.B. 69 was signed by the President of the Senate in open session and returned to the House.

* * *

1st Sub. H.B. 257, CAPITOL PRESERVATION BOARD DUTIES AND RESPONSIBILITIES, was read the third time, explained by Senator B. Evans, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hellewell	Hillyard
Hull	Jones	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Poulton
Spencer	Steele	Stephenson	Suazo
Waddoups	Beattie		

Absent or not voting were: Senators

M. Evans	Hale	Howell	Julander
Mansell	Peterson	Valentine	

1st Sub. H.B. 257, as amended, was returned to the House.

* * *

H.C.R. 3, RESOLUTION ON AFFORDABLE HOUSING, was read the third time, explained by Senator Valentine, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	Dmitrich
M. Evans	Hellewell	Hillyard	Hull
Jones	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Beattie			

Absent or not voting were: Senators

R. Allen	B. Evans	Hale	Howell
Julander	Mansell	Peterson	Valentine

H.C.R. 3 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 14, SCHOOL SAFETY PLANS, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Hull	Jones
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Poulton	Spencer	Steele
Stephenson	Suazo	Waddoups	Beattie

Absent or not voting were: Senators

Howell	Julander	Mansell	Peterson
Valentine			

H.B. 14 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

S.B. 43, MARRIAGE AND FAMILY THERAPIST LICENSING AMENDMENTS, was read the third time, explained by Senator Hale, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Poulton	Spencer
Stephenson	Suazo	Waddoups	Beattie

Absent or not voting were: Senators

Howell	Mansell	Peterson	Steele
Valentine			

S.B. 43 was transmitted to the House.

* * *

S.B. 68, FOCUS ON CORE CURRICULUM, was read the third time. On motion of Senator Poulton, the bill was circled.

* * *

1st Sub. S.B. 204, STUDY OF HEALTH INSURANCE INDUSTRY, was read the third time, explained by Senator Knudson, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Mansell	Peterson

1st Sub. S.B. 204 was transmitted to the House.

* * *

On motion of Senator Poulton, the circle was removed from **S.B. 68**, FOCUS ON CORE CURRICULUM, and it was before the Senate. Senator Poulton explained the bill. Senator Poulton moved the following amendments:

1. Page 1, Line 9:
   After "SCHOOL" delete "ACTIVITIES AND"

2. Page 1, Line 23:
   After "their school" delete "activities and"

3. Page 1, Line 24:
   After "program" delete "or activity"

4. Page 2, Line 28
   Corrected Senate Committee
   Amendments Report
   dated 2-10-2000:
   After "program" delete "and activity" and after "that" delete "are" and insert "is"

The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Mansell	Peterson

S.B. 68 was transmitted to the House.

* * *

S.B. 166, GRANDPARENTS VISITATION RIGHTS, was read the third time. On motion of Senator Spencer, the bill was circled.

* * *

S.B. 123, UTAH HERITAGE HIGHWAY APPROPRIATION, was read the third time. On motion of Senator Blackham, the bill was circled.

* * *

S.J.R. 1, JOINT RULES RESOLUTION - MINI APPROPRIATIONS PROCESS, was read the third time, explained by Senator Blackham, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Peterson

S.J.R. 1 was transmitted to the House.

* * *

S.B. 158, FLUORINE ADDED TO WATER - EXPANSION TO SECOND CLASS COUNTIES, was read the third time and explained by Senator D. Allen. Senators Hellewell and Knudson commented and the bill passed on the following roll call:

Yeas, 16; Nays, 9; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Spencer	Steele	Suazo

Voting in the negative were: Senators

M. Evans	Hellewell	Hillyard	Muhlestein
Poulton	Stephenson	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Mansell	Nielson	Peterson

S.B. 158 was transmitted to the House.

* * *

S.B. 49, CHILD SUPPORT 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Nielson	Peterson

S.B. 49 was transmitted to the House.

* * *

1st Sub. S.B. 61, REVISED NONPROFIT CORPORATION ACT, was read the third time and explained by Senator Hillyard. Senator Hillyard moved the following amendments:

1. Page 75, Line 2319:
   After line 2319 insert:
   "(3) The board of directors may be divided into classes, each with such respective rights and duties as the articles of incorporation or bylaws may provide."

2. Page 152, Line 4682:
   After "member's" insert "or director's"

3. Page 152, Line 4683:
After "member" insert "or director"

4. Page 152, Line 4687:
Delete "16-6a-1602" and insert "16-6a-710"

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Nielson	Peterson

1st Sub. S.B. 61 was transmitted to the House.

* * *

S.B. 168, UNIFORM COMMERCIAL CODE -ARTICLE 9 - SECURED TRANSACTIONS, 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Nielson	Peterson

S.B. 168 was transmitted to the House.

* * *

S.B. 222, FINANCIAL INSTITUTIONS AMENDMENTS, was read the third time, explained by Senator Spencer, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Nielson	Peterson

S.B. 222 was transmitted to the House.

* * *

1st Sub. S.B. 102, STATE MONEY MANAGEMENT ACT 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Hillyard	Peterson

1st Sub. S.B. 102 was transmitted to the House.

* * *

1st Sub. S.B. 189, MOTOR VEHICLE INSURANCE POLICY COVERAGE, 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Howell	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Hillyard	Hull	Peterson

1st Sub. S.B. 189 was transmitted to the House.

* * *

SECOND READING CALENDAR

On motion of Senator R. Evans, the circle was removed from **2nd Sub. S.B. 132**, MASSAGE PRACTICE ACT AMENDMENTS. Senator R. Evans explained the bill.

Senator Montgomery moved the following amendments:

1. Page 6, Line 158:
   Delete "therapeutic"

Senators Howell commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery

Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Hillyard	Peterson	Valentine

* * *

On motion of Senator Mayne, the circle was removed from S.B. 64, RESIDENTIAL EXEMPTION - SECONDARY RESIDENCES, and it was before the Senate. Senator Mayne explained the bill. Senators B. Evans, Spencer, Valentine, Montgomery, Jones, Stephenson, and Hillyard commented. Senators Valentine, Hellewell, and Dmitrich declared a conflict of interest. The bill passed on the following roll call:

Yeas, 15; Nays, 9; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hellewell	Julander	Knudson	Mansell
Mayne	Montgomery	Nielson	Poulton
Spencer	Suazo	Waddoups	

Voting in the negative were: Senators

Blackham	B. Evans	M. Evans	Hillyard
Jones	Muhlestein	Steele	Stephenson
Valentine			

Absent or not voting were: Senators

Hale	Howell	Hull	Peterson
Beattie			

* * *

H.B. 171, RECYCLING MARKET DEVELOPMENT ZONE ACT AND RELATED TAX CREDITS, was read the second time. Senator Knudson explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell

Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups

Absent or not voting were: Senators

M. Evans	Howell	Peterson	Spencer
Beattie			

* * *

On motion of Senator Blackham, the Senate returned to the Third Reading Calendar.

On motion of Senator Blackham, the circle was removed from **S.B. 123**, UTAH HERITAGE HIGHWAY APPROPRIATION, and it was before the Senate. Senator Blackham explained the bill. Senator Blackham moved the following amendments:

1. Page 1, Line 5:
   Delete "$250,000" and insert "$200,000"

2. Page 1, Line 19:
   After line 19 insert "(1)"

3. Page 1, Line 21:
   Delete "$250,000" and insert "$200,000"

4. Page 1, Line 22:
   After line 22 insert:
   "(2) The appropriation under Subsection (1) is nonlapsing."

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

1. Page 1, Line 13:
   after "extending from" insert "the junction with State Route 6 near Thistle in"

Senator Jones commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale

Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Poulton	Steele
Suazo	Valentine		

Voting in the negative were: Senators

Hellewell	Stephenson	Waddoups

Absent or not voting were: Senators

Howell	Peterson	Spencer	Beattie

S.B. 123 was transmitted to the House.

SECOND READING CALENDAR

S.B. 190, INSURANCE LAW AMENDMENTS, was read the second time. Senator Poulton explained the bill.

On motion of Senator Poulton, the bill was circled.

* * *

S.B. 244, EXTENSION OR REPEAL OF SUNSET DATES, was read the second time. 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups			

Absent or not voting were: Senators

Howell	Peterson	Spencer	Beattie

* * *

On motion of Senator Poulton, the circle was removed from S.B. 190, INSURANCE LAW AMENDMENTS, and it was before the Senate. Senator Poulton explained the bill.

Senator Poulton moved the following amendments:

1. Page 1, Line 6:
   Delete line 6

2. Page 1, Line 7:
   Delete"RULE;"

3. Page 1, Line 17:
   After "CONDITIONS;" delete "AND" and after "TECHNICAL CORRECTIONS" insert "; AND PROVIDING A COORDINATION CLAUSE"

4. Page 29, Line 895:
   After Lin 895 insert:
   "Section 21. **Coordination clause.**
   "(1) If this bill and S.B. 164, Medical Exclusions in Individual Health Insurance Policies, both pass, it is the intent of the Legislature that:
   (a) the amendments in this bill to Section 31A-30-107 supersede the amendments to Section 31A-30-107 in S.B. 164 except that Subsections 31A-30-107(4)(a)(iii) and 31A-30-107(4)(b)(iii) in S.B. 164 shall be added as Subsections 31A-30-107(5)(a)(iii) and 31A-30-107(5)(b)(iii) in this bill; and
   (b) the internal reference citations changed accordingly.
   (2) If this bill and 1st Sub. H.B. 254, Insurance Department - Health Insurance Reporting Requirements, both pass, it is the intent of the Legislature that:
   (a) the amendments in this bill to Subsection 31A-22-613.5(9)(b) supersede the deletion of Subsection 31A-22-613.5(6)(b) in 1st Sub. H.B. 254; and
   (b) the affected subsections be renumbered accordingly."

Senator Poulton moved the following amendments:

1. Page 16-17, Line 491-496:
   Delete lines 491 through 496

The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale

Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Peterson	Spencer

* * *

H.B. 68, APPROPRIATION FOR HIGHER EDUCATION EXTENSION PROGRAMS AT COUNTY JAILS, was read the second time. Senator Hillyard explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hillyard	Howell	Hull	Jones
Knudson	Mansell	Montgomery	Nielson
Poulton	Steele	Stephenson	Suazo
Waddoups	Beattie		

Voting in the negative were: Senators

Hellewell	Muhlestein	Valentine

Absent or not voting were: Senators

Julander	Mayne	Peterson	Spencer

On motion of Senator Valentine, **H.B. 68** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 166, NECESSARILY EXISTENT SMALL SCHOOLS, was read the second time. Senator Blackham explained the bill. Senators Stephenson and Valentine commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale

Hellewell	Hillyard	Howell	Hull
Jones	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Julander	Peterson	Spencer

* * *

On motion of Senator Blackham, **H.B. 166**, NECESSARILY EXISTENT SMALL SCHOOLS, was placed on the Third Reading Table due to Fiscal Impact.

* * *

2nd Sub. H.B. 228, HEALTH INSURANCE PROVISIONS - SUNSET REVIEW, was read the second time. Senator Nielson explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Jones	Julander	Knudson
Mansell	Mayne	Muhlestein	Nielson
Poulton	Stephenson	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

E. Allen	Davis	Hull	Montgomery
Steele	Suazo		

Absent or not voting were: Senators

Peterson	Spencer

* * *

On motion of Senator L. Hillyard and at 4:20 p.m., the Senate adjourned until 9:30 a.m., Thursday, February 17, 2000.

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 - Reverend Jeff Sillimon, Mount Olympus Presbyterian Church

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: February 16, 2000

This is to inform you that on February 16, 2000, I have signed the following bill of the 2000 General Session of the Fifty-Third Legislature and have forwarded it to the Lieutenant Governor for filing.

SB0034 Use of Sales and Use Tax Revenue

Michael O. Leavitt, Governor

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 16, 2000

The House passed, **1st Sub. S.B. 7**, DONATION OF NONSCHEDULE DRUGS OR DEVICES - LIABILITY PROTECTION, 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, **1st Sub. S.B. 28**, PUBLIC USE OF STATE-OWNED LANDS, 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. 104**, UNIFORM CHILD CUSTODY ACT, 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. 111**, ENDOWMENT CARE CEMETERY AMENDMENTS, 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. 113, EXEMPTION FROM LICENSURE FOR ATHLETIC TRAINERS, by Senator J. Valentine, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, S.B. 130, FUEL TAX REFUNDS FOR LOSS OR DESTRUCTION, by Senator J. Valentine, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, S.B. 141, PROVIDING TOBACCO TO MINORS, by Senator D. Allen, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

1st Sub. 7, 1st Sub. 28, S.B. 104, 1st Sub. 111, S.B. 113, S.B. 130, and S.B. 141 were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 16, 2000

The House passed, as amended, S.B. 108, DIABETES TREATMENT AND MANAGEMENT - MANAGED CARE, by Senator H. Nielson, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Report filed. The bill was placed on the Concurrence Calendar.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 16, 2000

The Rules Committee recommends assignment of the following bills and resolution to standing committees:

Business, Labor & Economic Development

S.B. 196	Burglar Alarm Licensure Revisions (L. Mansell)
S.B. 226	Accountancy Practice Act (J. Valentine)
1st Sub. H.B. 70	Personal Information Privacy Task Force (E. Olsen)
1st Sub. H.B. 264	Insurance Coverage and Common Area Amendments for Condominiums (M. Dillree)

Energy, Natural Resources & Agriculture

S.B. 248	Wildlife Licensing Amendments (L. Blackham)
H.C.R. 5	Resolution on West Desert Wilderness (D. Iverson)

Health & Environment

S.B. 259	Emergency Medical Fund Adjustment for Certain Counties (L. Mansell)
H.B. 72	Utah Telehealth Commission (D. Hogue)

Human Services

H.B. 93	Portability of Funding for Health and Human Services (D. Hogue)
H.B. 100	Child Support for Children in State Custody (E. Anderson)

Judiciary

S.B. 170	Local Government Peace Officer Examinations (S. Howell)
S.B. 187	Child Support Guidelines (L. Hillyard)
2nd Sub. H.B. 244	Constitutional Defense Council Amendments (D. Iverson)
H.B. 270	Felony Murder Amendments (J. Swallow)

State & Local Affairs

H.B. 118	Quasi-governmental Entities Amendments (D. Ure)

Transportation & Public Safety

S.B. 251	Dramshop Modifications (L. Hillyard)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President February 16, 2000

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 41**, PRIVACY OF FINANCIAL INFORMATION, by Senator K. Hale; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 211**, OLYMPIC FINANCING AMENDMENTS, by Senator L. Mansell; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 218**, SALES OF CIGARETTES INTENDED FOR EXPORT, by Senator R. Montgomery; and

The Business, Labor, and Economic Development Committee recommends **S.J.R. 9**, RESOLUTION ON FUNDING THE ARTS IN PUBLIC SCHOOLS, by

Senator K. Hale, et al, be replaced and favorably recommends **1st Sub. S.J.R. 9,** RESOLUTION ON FUNDING THE ARTS IN PUBLIC SCHOOLS; and

The Business, Labor, and Economic Development Committee recommends **S.J.R. 11,** RESOLUTION ADDRESSING OLYMPIC FINANCING, by Senator L. Mansell, be replaced and favorably recommends **1st Sub. S.J.R. 11,** RESOLUTION ADDRESSING OLYMPIC FINANCING; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 227,** COMMUNITY AND ECONOMIC DEVELOPMENT AMENDMENTS, by Representative W. Harper, with the following amendments:

1. Page 1, Line 10:
   Delete "$100,000" and insert "$200,000"

2. Page 1, Line 16
   House Committee
   Amendments 1-27-00:
   After line 16 insert:
   "9-2-1203, as last amended by Chapter 335, Laws of Utah 1997"

3. Page 2, Line 36:
   After line 36 insert:
   ""Section 1. Section 9-2-1203 is amended to read:
   9-2-1203. Industrial Assistance Fund created.
   There is created within the General Fund a restricted account known as the Industrial Assistance Fund of which up to 50% shall be used in economically disadvantaged rural areas. The fund shall be administered by the administrator under the direction of the board. Interest accrued from investment of monies in the fund shall remain in the fund. ~~"[Up to $375,000 from the fund shall be deposited in the Utah Capital Access Fund.~~] The administrator may hire appropriate support staff. The cost of administering the fund shall be paid from monies in the fund."
   Renumber remaining sections accordingly

4. Page 3, Line 83:
   After "(A)" insert "rural" and bracket "meeting the requirements for enterprise zones in Section 9-2-404"

5. Page 3, Line 84:
After "located in" delete the remainder of line 84 and insert: "a rural community; and"

6. Page 3, Line 88:
After "(I)" insert "rural" and bracket "meeting the requirements for enterprise zones in Section 9-2-404"

7. Page 4, Line 90:
After "located in" delete the remainder of line 90 and insert: "a rural community; and"

8. Page 4, Line 119:
Bracket "90" and insert "45"

9. Page 5a, Line 140ah
House Committee
Amendments 1-27-00:
After "THE BOARD SHALL" delete "ALLOCATE" and insert "set aside"

10. Page 5a, Line 140ai
House Committee
Amendments 1-27-00:
After "BOND ACCOUNT" insert "that may be allocated only"

11. Page 5a, Line 140aj
House Committee
Amendments 1-27-00:
Delete "SEPTEMBER 30" and insert "AUGUST 15" and after "THE BOARD SHALL" delete "ALLOCATE" and insert "set aside"

12. Page 5a, Line 140ak
House Committee
Amendments 1-27-00:
After "POOL ACCOUNT" insert "that may be allocated only"

13. Page 8, Line 242:
Delete "$100,000" and insert "$200,000"

14. Page 8, Line 243:
Delete "$100,000" and insert "$200,000"

Parley G. Hellewell, Chair; and

Mr. President: February 15, 2000

The Education Committee reports a favorable recommendation on **H.B. 168**, UNIFORM DATA COLLECTION WITHIN THE STATE'S PUBLIC EDUCATION SYSTEM, by Representative L. Frandsen.

Lorin V. Jones, Chair; and

Mr. President: February 16, 2000

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 55**, MINERAL LEASE ACT AMENDMENTS, by Senator L. Blackham, with the following amendments:

1. Page 11, Line 336:
   After "special" reinstate "service"

2. Page 12, Line 338:
   After "special" reinstate "service"

3. Page 12, Line 346:
   After "special" reinstate "service"

4. Page 12, Line 347:
   After "Title 17A" insert ", Chapter 2, Part 13, Utah Special Service District Act"

5. Page 12, Line 355:
   After "special" and reinstate "service"

6. Page 15, Line 454:
   After "special" insert "service"

7. Page 15, Line 456:
   After "Title 17A" insert ", Chapter 2, Part 13, Utah Special Service District Act"

8. Page 15, Line 458:
   After "special" insert "service"

9. Page 15, Line 460:
   After "Title 17A" insert ", Chapter 2, Part 13, Utah Special Service District Act"

10. Page 16, Line 466:
    After "special" insert "service" and after "Title 17A," insert "Chapter 2, Part 13, Utah Special Service District Act,"

11. Page 16, Line 470:
After "special" reinstate "service"

12. Page 17, Line 493:
After "Title 17A" insert ", Chapter 2, Part 13, Utah Special Service District Act"

13. Page 17, Line 495:
After "special" insert "service"

14. Page 17, Line 497:
After "Title 17A" insert ", Chapter 2, Part 13, Utah Special Service District Act"

15. Page 17, Line 500:
After "special" insert "service" and after "Title 17A" insert ", Chapter 2, Part 13, Utah Special Service District Act,"

16. Page 18, Line 536:
After "special" reinstate "service" and after "Title 17A" insert ", Chapter 2, Part 13, Utah Special Service District Act"

17. Page 18, Line 545:
After "special" reinstate "service" and after "established" delete "under Title 17A"

18. Page 18, Line 546:
After "counties" insert "under Title 17A, Chapter 2, Part 13, Utah Special Service District Act,"

19. Page 18, Line 552:
After "special" insert "service"

20. Page 18, Line 553:
After "Title 17A" insert ", Chapter 2, Part 13, Utah Special Service District Act,"

21. Page 19, Line 558:
After "special" insert "service"

22. Page 19, Line 581:
After "special" insert "service" and after "Title 17A" insert ", Chapter 2, Part 13, Utah Special Service District Act"

Beverly Ann Evans, Chair; and

Mr. President: February 16, 2000

The Judiciary Committee reports a favorable recommendation on S.B. 63, ADOPTION PROCEDURES, by Senator H. Nielson, et al, with the following amendments:

1. Page 5, Line 124:
   After "parent" insert "or blood relative"

2. Page 5, Line 129:
   After "parent" insert "or blood relative"

3. Page 5, Line 129:
   After line 129 insert:
   "(d) For purposes of this Subsection (5), "blood relative" means a child's grandparent, aunt, or uncle."

4. Page 6, Line 165:
   Delete "either"

5. Page 6, Line166:
   Delete "or"

6. Page 6, Line166:
   After line 166 insert:
   "(ii) a blood relative; or"

7. Page 6, Line167:
   Delete "(ii)" and insert "(iii)"

8. Page 6, Line 169:
   After "state" insert ", unless that person is a blood relative", and after "of this" delete "Subsection (3)(b)" and insert "section"

9. Page 6, Line 171:
   After "person" insert ", and "blood relative" means a child's grandparent, aunt, or uncle"

10. Page 6, Line 171:
    After line 171 insert:
    "(4) Notwithstanding the provisions of Subsection (3), a court may grant an adoption to a person or persons who are cohabiting, if the court determines by clear and convincing evidence that the person or persons have established a significant parental relationship with the child, and that the adoption is in the best interest of the child."

11. Page 7, Line 189:
After "finds that" insert ", except with regard to a blood relative,"

12. Page 7, Line 192:
Before "Except" create a new paragraph and insert "(b)"

13. Page 7, Line 195:
Delete "(b)" and insert "(c)"; and

The Judiciary Committee recommends **S.B. 70**, DAMAGES FOR HARM TO OR THEFT OF AN ASSISTANCE ANIMAL, by Senator D. Allen, be replaced and favorably recommends **2nd Sub. S.B. 70**, DAMAGES FOR HARM TO OR THEFT OF AN ASSISTANCE ANIMAL; and

The Judiciary Committee reports a favorable recommendation on **H.B. 60**, SEXUAL OFFENSE AMENDMENTS, by Representative B. Goodfellow.

Terry Spencer, Chair; and

Mr. President: February 16, 2000

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 176**, HIGHWAY IMPROVEMENT FUNDING, by Senator L. Beattie; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 200**, MENTAL HEALTH COMMITMENT AMENDMENTS, by Senator R. Montgomery, with the following amendments:

1. Page 8, Lines 241-244:
Delete lines 241 through 244

2. Page 9, Lines 245-256:
Delete lines 245 through 256 and insert:
"On or before July 1, 2000, the Division of Mental Health shall sign a memorandum of agreement with the state's designated Protection and Advocacy Agency which shall provide for compilation, analysis, and reporting of information relating to adults involuntarily civilly committed in this state after July 1, 2000. Those reports shall be due to the Protection and Advocacy Agency by November 1, 2000, November 1, 2001, and November 1, 2002."; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 213**, MOTOR AND SPECIAL FUEL TAX - APPLICATION TO THE UINTAH AND OURAY RESERVATION, by Senator B. Evans; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 199**, LIMITS ON GUN MANUFACTURER'S LIABILITY, by Representative M. Throckmorton.

Michael G. Waddoups, Chair

On motion of Senator Mansell, the committee reports were adopted. **S.B. 41, S.B. 211, S.B. 218, 1st Sub. S.J.R. 9, 1st Sub. S.J.R. 11, H.B. 227, H.B. 168, S.B. 55, S.B. 63, 2nd Sub. S.B. 70, H.B. 60, S.B. 176, S.B. 200, S.B. 213,** and **H.B. 199** were placed on Second Reading Calendar.

* * *

Mr. President: February 17, 2000

The Judiciary Committee reports a favorable recommendation on **H.B. 10**, COUNCIL ON SEXUAL VICTIMS AND OFFENDERS - EXTENSION, by Representative T. Beck, and recommends it be considered read for the second time and placed on the Consent Calendar.

On motion of Senator Mansell, the committee reports were adopted. **H.B. 10** was read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

PUBLIC SAFETY NONCONTRIBUTORY RETIREMENT AMENDMENTS

S.B. 271 *Scott N. Howell*

AN ACT RELATING TO RETIREMENT; AMENDING PUBLIC SAFETY RETIREMENT EXCLUSION PROVISIONS FOR CHIEFS OF POLICE; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

THIRD READING CALENDAR

2nd Sub. S.B. 132, MASSAGE PRACTICE ACT AMENDMENTS, was read the third time, explained by Senator R. Evans, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale

Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Spencer	Steele	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Poulton	Stephenson

2nd Sub. S.B. 132 was transmitted to the House.

* * *

S.B. 64, RESIDENTIAL EXEMPTION - SECONDARY RESIDENCES, was read the third time and explained by Senator Mayne. On motion of Senator Valentine, the bill was amended as follows:

1. Page 6, Line 179:
   Delete "." and insert "and is not connected to a municipal sewer or water system"

2. Page 7, Line 212:
   Delete "$150,000" and insert in its place "$100,000"

Senators Mansell, Hellewell, and Valentine declared a conflict of interest. Senators Hillyard, Waddoups, and Jones commented and the bill passed on the following roll call:

Yeas, 20; Nays, 7; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Hellewell	Howell	Hull
Julander	Knudson	Mansell	Mayne
Montgomery	Nielson	Poulton	Spencer
Suazo	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

B. Evans	M. Evans	Hillyard	Jones
Muhlestein	Peterson	Steele	

Absent or not voting were: Senators

Blackham	Stephenson

S.B. 64 was transmitted to the House.

* * *

H.B. 171, RECYCLING MARKET DEVELOPMENT ZONE ACT AND RELATED TAX CREDITS, was read the third time. On motion of Senator Knudson, the bill was circled.

* * *

S.B. 244, EXTENSION OR REPEAL OF SUNSET DATES, 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Spencer	Stephenson

S.B. 244 was transmitted to the House.

* * *

On motion of Senator Knudson, the circle was removed from H.B. 171, RECYCLING MARKET DEVELOPMENT ZONE ACT AND RELATED TAX CREDITS, and it was before the Senate. Senator Knudson explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Dmitrich	Mayne	Spencer
Steele	Stephenson		

H.B. 171, as amended, was returned to the House.

* * *

S.B. 190, INSURANCE LAW AMENDMENTS, was read the third time and explained by Senator Poulton. Senator Hillyard commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Suazo	Valentine	Waddoups	Beattie

Absent or not voting were: Senators

Blackham	Mayne	Spencer	Steele
Stephenson			

S.B. 190 was transmitted to the House.

* * *

2nd Sub. H.B. 228, HEALTH INSURANCE PROVISIONS - INTERIM REVIEW, was read the third time and explained by Senator Nielson. Senators Davis, E. Allen, and Montgomery. On motion of Senator Davis, the bill was circled.

* * *

On motion of Senator Hillyard, Senator Robert Bennett spoke in Committee of the Whole.

SECOND READING CALENDAR

S.B. 223, CHILD PROTECTION AMENDMENTS, was read the second time. Senator Poulton explained the bill. Senator Steele commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Steele	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Knudson	Spencer	Stephenson

* * *

On motion of Senator R. Evans, the circle was removed from **S.B. 58**, OPTIONAL FORMS OF COUNTY GOVERNMENT AMENDMENTS, and it was before the Senate. Senator R. Evans explained the bill. On motion of Senator R. Evans, the bill was amended as follows:

1. Page 3, Line 60:
   After "The" insert "elected"

2. Page 5, Line 150:
   After "state the" insert "initial"

3. Page 6, Line 154:
   After "shall be" delete the remainder of line 154 and insert "five or"

4. Page 6, Line 155:
   At the beginning of line 155 delete "to"

5. Page 6, Line 182:
   After "has a" insert "separate"

6. Page 7, Line 198:
   Delete "any odd number from three to" and insert "five or"

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Howell	Julander	Stephenson

* * *

1st Sub. S.B. 145, NOTARY PUBLIC REQUIREMENTS, was read the second time. Senator Valentine explained the bill. On motion of Senator Valentine, the bill was amended as follows:

1. Page 4, Line 95 & 96:
   Delete Lines 95 and 96

Senators Hillyard and Beattie commented. On motion of Senator Hillyard, the bill was circled.

* * *

On motion of Senator Muhlestein, The Senate resolved itself into a Committee of the Whole for the purposes of recognizing the High School Award Winners from Springville Art Museum. Senators Beattie and Nielson commented.

* * *

S.B. 149, JUVENILE ADJUDICATION, was read the second time. Senator Suazo explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
M. Evans	Hale	Hellewell	Hull

Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Spencer	Steele	Suazo
Waddoups			

Absent or not voting were: Senators

Davis	B. Evans	Hillyard	Howell
Poulton	Stephenson	Valentine	Beattie

* * *

S.B. 12, SAFETY BELT LAW AMENDMENTS, was read the second time. Senator Montgomery explained the bill and it passed on the following roll call:

Yeas, 20; Nays, 7; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Nielson	Peterson
Steele	Suazo	Waddoups	Beattie

Voting in the negative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Muhlestein	Poulton	Spencer	

Absent or not voting were: Senators

Stephenson	Valentine

* * *

S.B. 235, BONDING FOR STATE FAIRPARK CORPORATION, was read the second time. Senator Suazo explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Suazo
Waddoups			

Voting in the negative was: Senator
Spencer

Absent or not voting were: Senators
Stephenson Valentine Beattie

* * *

1st Sub. S.B. 250, ELECTRICAL DEREGULATION AND CUSTOMER CHOICE TASK FORCE AMENDMENTS, was read the second time. Senator Waddoups explained the bill. Senator Mayne commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Suazo
Waddoups			

Absent or not voting were: Senators

Spencer	Stephenson	Valentine	Beattie

* * *

S.B. 152, COSMETOLOGIST/BARBERS LICENSURE EXEMPTIONS, was read the second time. Senator B. Evans explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Suazo
Waddoups			

Absent or not voting were: Senators
Blackham Stephenson Valentine Beattie

* * *

S.B. 264, MEDICAID FRAUD UNIT, was read the second time. Senator Nielson explained the bill. Senator E. Allen and Waddoups commented.

* * *

On motion of Senator Hillyard, Senator Orrin Hatch spoke in Committee of the Whole.

* * *

On motion of Senator Hillyard, 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, 2000

The House passed **H.B. 137**, IMPACT FEE AMENDMENTS, by Representative G. Adair, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 185**, HEALTH INSURERS - COVERAGE OF EMERGENCY MEDICAL SERVICES, by Representative M. Carlson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 193**, TUITION WAIVERS FOR CHILDREN IN LONG-TERM FOSTER CARE, by Representative R. Siddoway, and it is transmitted for consideration; and

The House passed **H.B. 323**, INCENTIVES TO PURCHASE CLEAN FUEL VEHICLES, by Representative W. Harper, and it is transmitted for consideration; and

The House passed, as amended, **H.J.R. 11**, JOINT RESOLUTION FOR INCREASING TOURISM MARKET SHARE, by Representative S. Allen, and it is transmitted for consideration; and

The House passed **H.J.R. 14**, JOINT RULES RESOLUTION - LEGISLATIVE QUASI-GOVERNMENTAL ENTITIES COMMITTEE, by Representative D. Ure, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 137, 1st Sub. H.B. 185, H.B. 193, H.B. 323, H.J.R. 11,** and **H.J.R. 14** were read the first time and referred to the Rules Committee.

* * *

Mr. President: February 17, 2000

The House passed, as amended, **S.B. 144,** TAX INCREMENT AMENDMENTS, by Senator L. Mansell, and it is transmitted for further consideration.

Report filed. This bill was placed on the Concurrence Calendar.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 17, 2000

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor & Economic Development

S.B. 60	Consumer Reports - Protection of Accuracy of Information (G. Davis)
H.B. 22	School District Size (D. Cox)
H.B. 319	Workers' Compensation - Proof of Coverage Information Disclosure (G. Adair)

Health & Environment

S.B. 234	Penalties for Offenses Against Police Service Animals (P. Knudson)

Human Services

S.B. 243	Minor's Access to Harmful Material on the Internet (S. Howell)

Retirement

S.B. 271	Public Safety Noncontributory Retirement Amendments (S. Howell)

Revenue & Taxation

S.B. 172	Sales and Use Tax Modifications (L. Hillyard)

Transportation & Public Safety

2nd Sub. H.B. 76	Special Election Notice to Registered Voters (G. Way)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

UNFINISHED BUSINESS

S.B. 264, MEDICAID FRAUD UNIT, was before the Senate. Senator Nielson explained the bill and Senators Blackham, Montgomery, Steele, and E. Allen commented. The bill passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Jones	Julander
Knudson	Mayne	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Voting in the negative was: Senator
R. Allen

Absent or not voting were: Senators

Hull	Mansell	Montgomery

* * *

S.B. 66, COHABITANT ABUSE PROCEDURES ACT AMENDMENT, was read the second time. On motion of Senator Peterson, the bill was circled.

* * *

S.B. 173, SPECIAL DISTRICT AND LOCAL GOVERNING BODY ISSUES, was read the second time. Senator R. Evans explained the bill. Senators Valentine, Steele, and Waddoups commented. On motion of Senator R. Evans, the bill was circled.

* * *

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 17, 2000

The House passed H.C.R. 8, RESOLUTION RECOGNIZING NATALIE WILLIAMS, by Representative M. Stephens, and it is transmitted for consideration; and

The House passed **H.C.R. 9**, RESOLUTION RECOGNIZING JEFF HORNACEK, by Representative M. Stephens, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.C.R. 8** and **H.C.R. 9** were read the first time.

* * *

On motion of Senator Hillyard, Natalie Williams and Jeff Hornacek spoke in Committee of the Whole. Senators Waddoups and Howell commented.

* * *

On motion of Senator Hillyard, under suspension of the rules, **H.C.R. 8**, RESOLUTION RECOGNIZING NATALIE WILLIAMS, was read the second and third times and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups

Absent or not voting was: Senator
Beattie

H.C.R. 8 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.C.R. 9**, RESOLUTION RECOGNIZING JEFF HORNACEK, was read the second and third times and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale

Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups

Absent or not voting was: Senator Beattie

H.C.R. 9 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Howell, The Senate requested that Larry Miller's comments be spread upon the pages of the Senate journal.

REMARKS OF LARRY MILLER

All of you, I think, know that I have a great love for this state and for this community. The reason I wanted to say a couple of things is that one of the reasons that I do what I do is because of what is happening right now. You look around at the NBA in the other 29 cities and other professional sports and I'll bet that there is not one team in any sport at a major league level where this could happen. I think it's great. I think it is something that all of us ought to work very hard to never give up the opportunity for things like this - for us to interact one with another, the way we have here. It is so special for me and always helps me renew my commitment to the kind of things that I have the opportunity to do because of people like I've got here with me today and a couple of thousand others, bless their hearts, and all of yours. I wish you well with the rest of the session: Day 32, you've got 13 to go! Thank you.

* * *

On motion of Senator Hillyard, and at 2:50 p.m., the Senate sauntered.

* * *

The Senate was called to order at 3:00 p.m., with Senator Mansell, presiding.

* * *

On motion of Senator R. Evans, the circle was removed from **S.B. 173**, SPECIAL DISTRICT AND LOCAL DISTRICT GOVERNING BODY ISSUES,

and it was before the Senate. Senator R. Evans explained the bill and it passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Stephenson	Suazo
Waddoups			

Voting in the negative were: Senators

Steele	Valentine

Absent or not voting were: Senators

Howell	Beattie

* * *

On motion of Senator Waddoups, the circle was removed from S.B. 42, RENTAL APPLICATION FEES, and it was before the Senate. Senator Waddoups explained the bill. Senators Steele, E. Allen, R. Allen, Jones, Knudson, Hillyard, Beattie, Hull, Spencer, Mayne, Hellewell, Davis commented. Senator Jones, Beattie, Hull, Hellewell, R. Evans, Hillyard, Howell, Stephenson, Valentine, Waddoups, Poulton, Nielson, Mansell, and Spencer declared a conflict of interest. The bill passed on the following roll call:

Yeas, 16; Nays, 13; Absent, 0.

Voting in the affirmative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Hillyard	Knudson	Mansell	Montgomery
Muhlestein	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Howell	Hull	Jones
Julander	Mayne	Nielson	Peterson
Suazo			

* * *

On motion of Senator L. Hillyard and at 4:10 p.m., the Senate adjourned until 9:30 a.m., Friday, February 18, 2000.

THIRTY-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
Prayer - Frank W. Budd, President, Salt Lake Community College

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

* * *

On motion of President Beattie, the Senate voted to approve a citation for Frank W. Budd, Retiring President of Salt Lake Community College.

On motion of Senator Mansell, Frank W. Budd spoke in Committee of the Whole.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 17, 2000

The House passed **H.B. 101**, PERSONS WITH A DISABILITY - TECHNICAL AMENDMENTS, by Representative J. Biskupski, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 109**, DEFINED CONTRIBUTION OPTION, by Representative T. Rowan, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 143**, CLARIFICATION OF RESPONSIBILITY AND APPROPRIATION FOR DOMESTIC VIOLENCE SHELTERS, by Representative L. Pace, and it is transmitted for consideration; and

The House passed **H.B. 377**, WASTE TIRE RECYCLING FEE, by Representative N. Hendrickson, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 101, 2nd Sub. H.B. 109, H.B. 143,** and **H.B. 377** were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: February 17, 2000

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 171**, INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX CREDITS - CONTRIBUTIONS TO PROVIDERS OF SERVICES TO PERSONS WITH DISABILITIES, by Senator R. Montgomery; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 174**, USE OF DRIVER LICENSE INFORMATION, by Senator K. Hale; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 196**, BURGLAR ALARM LICENSURE REVISIONS, by Senator L. Mansell, with the following amendments:

1. Page 19, Line 567:
   After "contractor," insert "an alarm business or company, or an alarm company agent,"

2. Page 23, Line 687:
   Bracket "contractor" and insert "person"

3. Page 23, Line 688:
   After "(3)," insert "(16),"

4. Page 23, Line 691:
   Bracket "contractor" and insert "person"

5. Page 23, Line 692:
   Bracket "contractor" and insert "person"

6. Page 23, Line 694:
   Bracket "or"

7. Page 23, Line 695:
   After "(3)," insert "or (16),"

8. Page 23, Line 698:
   Bracket "or"

9. Page 23, Line 698:
   After "(3)" insert ", or (16)"

10. Page 24, Line 731:
After "(2)," bracket "or"

11. Page , Line 24, Line 731:
After "(3)" insert ", or (16)"

12. Page 24, Line 737:
After "(2)," bracket "or"

13. Page 24, Line 737:
After "(3)" insert ", or (16)"; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 220**, BAIL AND BAIL BOND SURETY RELATED AMENDMENTS, by Senator L. Poulton; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 226**, ACCOUNTANCY PRACTICE ACT, by Senator J. Valentine; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 254**, MATERNITY INSURANCE COVERAGE FOR ADOPTIVE PARENTS, by Senator E. Mayne; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 270**, SEX OFFENDER REGISTRY, by Senator M. Waddoups; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 205**, APPROPRIATION FOR INTERVENER SERVICES, by Representative G. Adair.

Parley G. Hellewell, Chair; and

Mr. President: February 17, 2000

The Health and Environment Committee reports a favorable recommendation on **S.B. 191**, MEDICAID FRAUD OVERSIGHT, by Senator D. Allen.

Robert F. Montgomery, Chair; and

Mr. President: February 17, 2000

The Human Services Committee reports a favorable recommendation on **S.B. 175**, MENTAL HEALTH AND CORRECTIONS LAW AMENDMENTS, by Senator R. Montgomery, with the following amendments:

1. Page 2, Line 30:
Delete Line 30

2. Page 2, Line 31:
Delete "(g)" and insert "(f)"

3. Page 2, Line 32:
Delete "(h)" and insert "(g)"

4. Page 2, Line 35:
Delete "(i)" and insert "(h)"; and

The Human Services Committee reports a favorable recommendation on S.B. 188, PROTECTION FOR CHILDREN AND ELDERLY, by Senator P. Suazo, with the following amendments:

1. Page 1, Line 18:
After "(b)," delete "or" and after "(e)" remove the brackets and reinsert ", or (f)"

Robert M. Muhlestein, Chair; and

Mr. President: February 17, 2000

The Revenue and Taxation Committee reports a favorable recommendation on S.B. 181, INCOME TAXES - APPLICATION TO THE UINTAH AND OURAY RESERVATION, by Senator B. Evans; and

The Revenue and Taxation Committee reports a favorable recommendation on S.B. 230, REDEVELOPMENT AGENCY AMENDMENT, by Senator J. Valentine, with the following amendment:

1. Page 4, Line 98:
After "education" delete "in a city of the first class"

John L. Valentine, Chair; and

Mr. President: February 17, 2000

The State and Local Affairs Committee reports a favorable recommendation on S.B. 56, DIGITAL CERTIFICATES AND IDENTIFICATION AMENDMENTS, by Senator S. Howell.

R. Mont Evans, Chair

On motion of Senator Poulton, the committee reports were adopted. S.B. 171, S.B. 174, S.B. 196, S.B. 220, S.B. 226, S.B. 254, S.B. 270, H.B. 265, S.B. 191,

S.B. 175, S.B. 188, S.B. 181, S.B. 230, and S.B. 56 were placed on Second Reading Calendar.

* * *

Mr. President: February 18, 2000

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 204**, JUDICIAL INFORMATION TO VOTERS, by Representative K. Bryson, and recommends it be considered read for the second time and placed on the Consent Calendar.

R. Mont Evans, Chair

On motion of Senator Poulton, the committee report was adopted. **H.B. 204** was considered read the second time and placed on the Consent Calendar.

INTRODUCTION OF BILLS

RESOLUTION CREATING CONSTITUTIONAL TRUST FUND

S.J.R. 14 *L. Steven Poulton*

A JOINT RESOLUTION OF THE LEGISLATURE ESTABLISHING A STATE TRUST FUND; PROVIDING FOR PRINCIPAL TO BE HELD IN PERPETUITY; PROVIDING FOR USE OF INTEREST; DIRECTING THE LIEUTENANT GOVERNOR TO SUBMIT THE PROPOSAL TO VOTERS; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

CONCURRENCE CALENDAR

On motion of Senator Nielson, the Senate voted to concur in the House amendments to **S.B. 108**, DIABETES TREATMENT AND MANAGEMENT - MANAGED CARE. The bill, as amended, passed on the following roll call:

Yeas, 19; Nays, 10; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Howell	Hull	Jones	Julander
Knudson	Mayne	Montgomery	Nielson
Peterson	Steele	Suazo	

Voting in the negative were: Senators

Hellewell	Hillyard	Mansell	Muhlestein
Poulton	Spencer	Stephenson	Valentine
Waddoups	Beattie		

S.B. 108 was returned to the House.

* * *

On motion of Senator Hull, Mayor Ben A. Jones of Riverdale City and Representative Saunders spoke in Committee of the Whole. Senators Beattie, Hull, E. Allen commented.

* * *

On motion of Senator Mansell, the Senate voted to concur in the House amendments to **S.B. 144**, TAX INCREMENT AMENDMENTS. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Howell	Spencer	Suazo

S.B. 144 was returned to the House.

CONSENT CALENDAR

H.B. 56, CHILD ABUSE HOMICIDE, was read the third time, explained by Senator B. Evans, and passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Jones	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting were: Senators

E. Allen	Dmitrich	Howell	Hull
Julander			

H.B. 56 was signed by the President of the Senate in open session and returned to the House.

* * *

H.J.R. 4, RESOLUTION APPROVING REMOVAL OF DISTRICT COURT FROM PARK CITY, was read the third time, explained by Senator B. Evans, and passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

E. Allen	Dmitrich	Howell	Hull
Jones	Julander		

H.J.R. 4 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

S.B. 223, CHILD PROTECTION AMENDMENTS, was read the third time and explained by Senator Poulton. On motion of Senator Poulton, the bill was amended as follows:

1. Page 7, Line 207b:
   Senate Committee Amendments dated 2-14-2000:
   Delete "AND" and insert "or"

2. Page 11, Line 323 - 326:
   Senate Committee Amendments dated 2-14-2000:
   Delete lines 323 through 326 and insert:
   "(10) With regard to cases in which law enforcement has or is

conducting an investigation of alleged abuse or neglect of a child:
(a) the division shall coordinate with law enforcement to ensure that there is an adequate safety plan to protect the child from further abuse or neglect; and
(b) the division is not required to duplicate an aspect of the investigation that, in the division's determination, has been satisfactorily completed by law enforcement."

Senator Mansell commented and the bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Beattie	

Absent or not voting were: Senators

Howell	Waddoups

S.B. 223 was transmitted to the House.

* * *

On motion of Senator Spencer, the circle was removed from **S.B. 166**, GRANDPARENTS VISITATION RIGHTS, and it was before the Senate. Senator Spencer explained the bill. On motion of Senator Spencer, the following substitute bill replaced the original bill.

GRANDPARENTS VISITATION RIGHTS

Sub. S.B. 166 *Terry Spencer*

AN ACT RELATING TO GRANDPARENTS; CLARIFYING GRANDPARENTS' STANDING TO BRING AN ACTION IN DISTRICT COURT; MODIFYING THE DEFINITION OF GRANDPARENT; CHANGING THE STANDARDS FOR REBUTTING PRESUMPTION REGARDING A PARENT'S DECISION; MAKING CERTAIN PROVISIONS FOR STEPPARENT ADOPTIONS; AND PROVIDING THAT UNDER CERTAIN

CIRCUMSTANCES GRANDPARENTS MAY HAVE A PRESUMPTION FOR CONTINUED COURT-ORDERED VISITATION AFTER A GRANDCHILD HAS BEEN ADOPTED OR PARENTAL RIGHTS HAVE BEEN TERMINATED.

Senators Muhlestein and Peterson commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

E. Allen	Howell	Hull

1st Sub. S.B. 166 was transmitted to the House.

* * *

S.B. 58, OPTIONAL FORMS OF COUNTY GOVERNMENT AMENDMENTS, was read the third time and explained by Senator R. Evans. Senator Mayne commented and the bill passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Jones	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Beattie

Voting in the negative was: Senator
Waddoups

Absent or not voting were: Senators

E. Allen	Howell	Hull	Julander

S.B. 58 was transmitted to the House.

* * *

S.B. 149, JUVENILE ADJUDICATION, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Jones	Julander
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Howell	Hull	Mayne

S.B. 149 was transmitted to the House.

* * *

On motion of Senator Nielson, the circle was removed from **2nd H.B. 228**, HEALTH INSURANCE PROVISIONS - INTERIM REVIEW, and it was before the Senate. Senator Nielson explained the bill. On motion of Senator Davis, the bill was amended as follows:

1. Page 1, Line 9:
   After "REPEALED" insert "; AND PERMITTING THE ASSISTANCE OF THE LEGISLATIVE AUDITOR GENERAL"

2. Page 1, Line 12:
   After line 12 insert:
   "36-12-15, as last amended by Chapter 228, Laws of Utah 1992"

3. Page 2, Line 47
   Senate Committee Amendments
   Dated 2-10-2000:
   After "insurance;" insert "and"

4. Page 2, Line 48
   Senate Committee Amendments

Dated 2-10-2000:
After "provision" delete ": and" and insert "."

5. Page 2, Lines 49-52
Senate Committee Amendments
Dated 2-10-2000:
Delete lines 49 through 52 and insert:
""(c) The committee may request through, and with the approval of, the Audit Subcommittee that the legislative auditor general perform, or otherwise assist in the performance of, the review described in Subsection (2)(b).

6. Page 2, Line 56
Senate Committee Amendments
Dated 2-10-2000:
After line 56 insert:
"Section 2. Section 36-12-15 is amended to read:
36-12-15. Office of Legislative Auditor General established -- Qualifications -- Powers, functions, and duties.
(1) There is created an Office of Legislative Auditor General as a permanent staff office for the Legislature.
(2) The legislative auditor general shall be a licensed certified public accountant or certified internal auditor with at least five years' experience in the auditing or public accounting profession, or the equivalent, prior to appointment.
(3) The legislative auditor general shall appoint and develop a professional staff within budget limitations.
(4)(a) The Office of the Legislative Auditor General shall exercise the constitutional authority provided in Article VI, Sec. 33, Utah Constitution.
(b) Under the direction of the legislative auditor general, the office shall:
(i) conduct comprehensive and special purpose audits, examinations, and reviews of any entity that receives public funds; and
(ii) prepare and submit a written report on each audit, examination, or review to the Legislative Management Committee, the audit subcommittee, and to all members of the Legislature within 75 days after the audit or examination is completed.
(5) The audit, examination, or review of any entity that receives public funds may include a determination of any or all of the following:
(a) the honesty and integrity of all its fiscal affairs;

(b) the accuracy and reliability of its financial statements and reports;
(c) whether or not its financial controls are adequate and effective to properly record and safeguard its acquisition, custody, use, and accounting of public funds;
(d) whether or not its administrators have faithfully adhered to legislative intent;
(e) whether or not its operations have been conducted in an efficient, effective, and cost efficient manner;
(f) whether or not its programs have been effective in accomplishing intended objectives; and
(g) whether or not its management control and information systems are adequate and effective.
(6) The Office of Legislative Auditor General may:
(a) obtain access to all records, documents, and reports of any entity that receives public funds necessary to the scope of its duties, according to the procedures contained in Title 36, Chapter 14;
(b) establish policies, procedures, methods, and standards of audit work for the office and staff;
(c) prepare and submit each audit report without interference from any source relative to the content of the report, the conclusions reached in the report, or the manner of disclosing the results of his findings; and
(d) prepare and submit the annual budget request for the office.
(7) To preserve the professional integrity and independence of the office:
(a) no legislator or public official may urge the appointment of any person to the office; and
(b) the legislative auditor general may not be appointed to serve on any board, authority, commission, or other agency of the state during his term as legislative auditor general.
(8) The following records in the custody or control of the legislative auditor general shall be protected records under Title 63, Chapter 2, Government Records Access and Management Act:
(a) Records that would disclose information relating to allegations of personal misconduct, gross mismanagement, or illegal activity of a past or present governmental employee if the information or allegation cannot be corroborated by the legislative auditor general through other documents or evidence, and the records relating to the allegation are not relied upon by the legislative auditor general in preparing a final audit report.
(b) Records and audit workpapers to the extent they would disclose the identity of a person who during the course of a legislative audit,

communicated the existence of any waste of public funds, property, or manpower, or a violation or suspected violation of a law, rule, or regulation adopted under the laws of this state, a political subdivision of the state, or any recognized entity of the United States, if the information was disclosed on the condition that the identity of the person be protected.

(c) Prior to the time that an audit is completed and the final audit report is released, records or drafts circulated to a person who is not an employee or head of a governmental entity for their response or information.

(d) Records that would disclose an outline or part of any audit survey plans or audit program.

(e) Requests for audits, if disclosure would risk circumvention of an audit.

(f) The provisions of Subsections (a), (b), and (c) do not prohibit the disclosure of records or information that relate to a violation of the law by a governmental entity or employee to a government prosecutor or peace officer.

(g) The provisions of this section do not limit the authority otherwise given to the legislative auditor general to classify a document as public, private, controlled, or protected under Title 63, Chapter 2, Government Records Access and Management Act.

(9) The legislative auditor general shall:

(a) be available to the Legislature and to its committees for consultation on matters relevant to areas of his professional competence "and shall perform, or otherwise assist in the performance of, a health insurance provision review as provided in Section 36-12-5;

(b) conduct special audits as requested by the Legislative Management Committee;

(c) report immediately in writing to the Legislative Management Committee through its audit subcommittee any apparent violation of penal statutes disclosed by the audit of a state agency and furnish to the Legislative Management Committee all information relative to the apparent violation;

(d) report immediately in writing to the Legislative Management Committee through its audit subcommittee any apparent instances of malfeasance or nonfeasance by a state officer or employee disclosed by the audit of a state agency; and

(e) make any recommendations to the Legislative Management Committee through its audit subcommittee with respect to the

alteration or improvement of the accounting system used by any entity that receives public funds.

(10) (a) Prior to each annual general session, the legislative auditor general shall prepare a summary of the audits conducted and of actions taken based upon them during the preceding year.

(b) This report shall also set forth any items and recommendations that are important for consideration in the forthcoming session, together with a brief statement or rationale for each item or recommendation.

(c) The legislative auditor general shall deliver the report to the Legislature and to the appropriate committees of the Legislature.

(11) (a) No person or entity may:

(i) interfere with a legislative audit, examination, or review of any entity conducted by the office; or

(ii) interfere with the office relative to the content of the report, the conclusions reached in the report, or the manner of disclosing the results and findings of the office.

(b) Any person or entity that violates the provisions of this Subsection (11) is guilty of a class B misdemeanor."

Senator Poulton commented. The bill passed on the following roll call:

Yeas, 17; Nays, 10; Absent, 2.

Voting in the affirmative were: Senators

Blackham	Davis	Dmitrich	B. Evans
M. Evans	Hellewell	Julander	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Poulton	Spencer	Stephenson	Valentine
Waddoups			

Voting in the negative were: Senators

E. Allen	R. Allen	Hale	Hull
Jones	Knudson	Peterson	Steele
Suazo	Beattie		

Absent or not voting were: Senators

Hillyard	Howell

2nd H.B. 228 was returned to the House.

* * *

S.B. 12, SAFETY BELT LAW AMENDMENTS, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Nielson	Peterson
Steele	Suazo	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Muhlestein	Poulton	Spencer	Stephenson

S.B. 12 was transmitted to the House.

* * *

S.B. 235, BONDING FOR STATE FAIRPARK CORPORATION, was read the third time and explained by Senator Suazo. Senators Beattie, Hillyard, and B. Evans commented and passed on the following roll call:

Yeas, 20; Nays, 7; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Hull	Julander
Knudson	Mayne	Montgomery	Nielson
Peterson	Poulton	Suazo	Waddoups

Voting in the negative were: Senators

Jones	Muhlestein	Spencer	Steele
Stephenson	Valentine	Beattie	

Absent or not voting were: Senators

Howell	Mansell

S.B. 235 was transmitted to the House.

* * *

1st Sub. S.B. 250, ELECTRICAL DEREGULATION AND CUSTOMER CHOICE TASK FORCE AMENDMENTS, was read the third time and explained

by Senator Waddoups. On motion of Senator Blackham, the following substitute bill replaced the original bill.

ELECTRICAL DEREGULATION AND CUSTOMER CHOICE TASK FORCE AMENDMENTS

2nd Sub. S.B. 250 *Michael G. Waddoups*

AN ACT RELATING TO STATE AFFAIRS IN GENERAL; ADDRESSING FREQUENCY OF MEETINGS OF THE ELECTRICAL DEREGULATION AND CUSTOMER CHOICE TASK FORCE; ADDRESSING DUTIES OF THE TASK FORCE; REAUTHORIZING THE ELECTRICAL DEREGULATION AND CUSTOMER CHOICE TASK FORCE; AND MAKING TECHNICAL CHANGES.

Senators Peterson, Blackham, and Mayne commented. On motion of Senator Hillyard, the bill was circled.

* * *

On motion of Senator Hillyard, **S.B. 173** was moved to the top of the Third Reading Calendar

S.B. 173, SPECIAL DISTRICT AND LOCAL DISTRICT GOVERNING BODY ISSUES, was read the third time, explained by Senator R. Evans, and passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Beattie	

Voting in the negative was: Senator
Valentine

Absent or not voting was: Senator
Waddoups

S.B. 173 was transmitted to the House.

* * *

On motion of Senator Hillyard, 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 18, 2000

The House passed, as amended, H.B. 98, APPROPRIATION TO ILLEGAL DRUG MANUFACTURING AND STORAGE SITE DECONTAMINATION FUND, by Representative A. Tyler, and it is transmitted for consideration; and

The House passed, as amended, H.B. 139, UTAH CONTROLLED SUBSTANCES ACT AMENDMENTS, by Representative P. Arent, and it is transmitted for consideration; and

The House passed H.B. 145, PEACE CORPS VOLUNTEER SPECIAL LICENSE PLATES, by Representative L. Baca, and it is transmitted for consideration; and

The House passed H.B. 147, RESTRUCTURING FAMILIES, AGENCIES, AND COMMUNITIES TOGETHER, by Representative D. Bourdeaux, and it is transmitted for consideration; and

The House passed, as substituted and amended, 4th Sub. H.B. 162, STANDARDS FOR ILLEGAL DRUG LAB DECONTAMINATION, by Representative A. Tyler, and it is transmitted for consideration; and

The House passed, as substituted, 2nd Sub. H.B. 259, PILOT PROGRAM FOR DIFFERENTIATED RESPONSES TO CHILD ABUSE AND NEGLECT REPORTS, by Representative M. Throckmorton, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. H.B. 98, H.B. 139, H.B. 145, H.B. 147, 4th Sub. H.B. 162, and 2nd Sub. H.B. 259 were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 18, 2000

The Rules Committee recommends assignment of the following bills and resolutions to standing committees:

Business, Labor & Economic Development

2nd Sub. H.B. 109	Defined Contribution Option (T. Rowan)
H.B. 137	Impact Fee Amendments (G. Adair)
H.B. 148	Food Safety Certificate (J. Gowans)
1st Sub. H.B. 210	Higher Education revenue Bond (J. Alexander)
H.B. 274	Fire Prevention Amendments (K. Bryson)
H.B. 323	Incentives to Purchase Clean Fuel Vehicles (W. Harper)
H.J.R. 11	Joint Resolution for Increasing Tourism Market Share (S. Allen)

Education

H.B. 247	Higher Education Archeological Instruction Program (K. Johnson)

Human Services

H.B. 83	Jail Release Amendments (J. Seitz)
H.B. 85	Property Crimes Amendments (N. Stephens)

Judiciary

1st Sub. H.B. 222	Subpoena Power Amendments (N. Hendrickson)

Revenue & Taxation

S.B. 203	Sales and Use Tax and Income Tax Revisions (M. Peterson)
H.B. 300	Providing Notice of Delinquent Property Tax (M. Dillree)
S.J.R. 14	Resolution Creating Constitutional Trust Fund (L. Poulton)

State & Local Affairs

H.B. 59	Peace Officers' Authority (B. Holladay)
H.B. 262	Navajo Trust Fund Amendments (K. Johnson)
H.J.R. 14	Joint Rules Resolution - Legislative Quasi-governmental Entities Committee (D. Ure)

Transportation & Public Safety

H.B. 277	Off-highway Vehicle Use (M. Styler)
H.B. 298	Budget Reserve Account and Money Management Act Amendments (L. Frandsen)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

THIRD READING CALENDAR

S.B. 152, COSMETOLOGIST/BARBERS LICENSURE EXEMPTIONS, was read the third time, explained by Senator B. Evans, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Hellewell	Howell	Spencer	Steele

S.B. 152 was transmitted to the House.

* * *

S.B. 264, MEDICAID FRAUD UNIT, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Hellewell	Howell	Spencer	Steele

S.B. 264 was transmitted to the House.

* * *

S.B. 42, RENTAL APPLICATION FEES, was read the third time and explained by Senator Waddoups. On motion of Senator Waddoups, the bill was amended as follows:

1. Page 1, Line 17:
   After "unit" delete "." and insert "after the applicant has been notified of subsection (6)."

Senator Knudson commented. On motion of Senator Waddoups, the bill was amended as follows:

1. Page 1, Line 18:
   Delete "estimated reasonable" and insert "actual"

Senators Knudson, E. Allen, Hull and R. Allen commented. Senators Valentine, R. Evans, and Jones declared a conflict of interest and the bill passed, as amended, on the following roll call:

Yeas, 16; Nays, 13; Absent, 0.

Voting in the affirmative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Hillyard	Jones	Knudson	Mansell
Montgomery	Muhlestein	Poulton	Spencer
Stephenson	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Howell	Hull	Julander
Mayne	Nielson	Peterson	Steele
Suazo			

S.B. 42 was transmitted to the House.

* * *

SECOND READING CALENDAR

S.B. 177, MUNICIPAL INCORPORATION AMENDMENTS, was read the second time. Senator R. Evans explained the bill. Senators E. Allen and Mayne commented. The bill passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Voting in the negative was: Senator
Peterson

Absent or not voting were: Senators
Blackham Hull

* * *

S.B. 206, STATE AND LOCAL AMENDMENTS, was read the second time. Senator Montgomery explained the bill. Senator Nielson commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Hull Mansell

* * *

S.B. 242, ANNEXATION OF UNINCORPORATED AREAS, 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 13:
After line 13 insert "This act enacts uncodified material."

2. Page 2, Line 55:
After "if" insert a colon

3. Page 2, Line 56:
At the beginning of line 56 insert:
"(i) the petition contains the signatures of the owners of private real property that:
(A) is located within the area proposed for annexation;
(B) covers a majority of the private land area within the area proposed for annexation; and
(C) is equal in value to at least 1/2 of the value of all private real property within the area proposed for annexation;
(ii) the population in the area proposed for annexation does not exceed 10% of the population of the proposed annexing municipality; and
(iii)"

4. Page 6, Line 168:
After "if" insert:
": (A) the petition contains the signatures of the owners of private real property that:
(I) is located within the area proposed for annexation;
(II) covers a majority of the private land area within the area proposed for annexation; and
(III) is equal in value to at least 1/2 of the value of all private real property within the area proposed for annexation;
(B) the population in the area proposed for annexation does not exceed 10% of the population of the proposed annexing municipality; and
(C)"

5. Page 7, Line 191:
After "if" insert:
": (a) the petition contains the signatures of the owners of private real property that:
(i) is located within the area proposed for annexation;
(ii) covers a majority of the private land area within the area proposed for annexation; and
(iii) is equal in value to at least 1/2 of the value of all private real property within the area proposed for annexation;
(b) the population in the area proposed for annexation does not exceed

10% of the population of the proposed annexing municipality; and (c)"

6. Page 7, Line 193:
After line 193 insert:
"Section 4. Legislative intent.
The Legislature acknowledges that annexations and related issues are of substantial concern in counties of the first class. It is the intent of the Legislature that this bill be viewed as merely the first step toward addressing and resolving those problems and understands that those affected by and interested in these issues will work together to resolve those issues this year."

The bill passed, as amended, on the following roll call:

Yeas, 24; Nays, 1; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Valentine	Beattie

Voting in the negative was: Senator
Howell

Absent or not voting were: Senators

Blackham	Hull	Suazo	Waddoups

* * *

S.B. 41, PRIVACY OF FINANCIAL INFORMATION, was read the second time. Senator Hale explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Blackham Hull

* * *

S.B. 211, OLYMPIC FINANCING AMENDMENTS, was read the second time. Senator Mansell explained the bill. On motion of Senator Mansell, the bill was amended as follows:

1. Page 2, Line 43:
bracket "January" and insert "March"

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Blackham Hull

* * *

On motion of Senator Mansell 1st Sub. S.J.R. 11, RESOLUTION ADDRESSING OLYMPIC FINANCING, was moved to the top of the Second Reading Calendar and read for the second time. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Howell	Jones	Julander	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Hillyard	Hull	Knudson

* * *

S.B. 218, SALES OF CIGARETTES INTENDED FOR EXPORT, 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Hull

* * *

1st Sub S.J.R. 9, RESOLUTION ON FUNDING THE ARTS IN PUBLIC SCHOOLS, was read the second time. Senator Hale explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Voting in the negative was: Senator

Spencer

Absent or not voting were: Senators

Blackham	Hull

* * *

S.B. 55, MINERAL LEASE ACT AMENDMENTS, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

S.B. 63, ADOPTION PROCEDURES, was read the second time. Senator Nielson explained the bill. On motion of Senator Spencer, the bill was amended as follows:

1. Page 5, Line 124:
   Senate Committee Amendments
   dated 2-17-2000
   After "parent" delete "or blood relative"

2. Page 5, Line 129:
   Senate Committee Amendments
   dated 2-17-2000:
   After "parent" delete "or blood relative"

3. Page 5, Lines 129a and 129b:
   Senate Committee Amendments
   dated 2-17-2000:
   Delete lines 129a and 129b

4. Page 6, Line 165:
   Senate Committee Amendments
   dated 2-17-2000:
   After "adopted by" reinstate "either"

5. Page 6, Line 166:
   Senate Committee Amendments
   dated 2-17-2000:
   After "stepparent;" reinstate "or"

6. Page 6, Line 166a
   Senate Committee Amendments
   dated 2-17-2000:
   Delete line 166a

7. Page 6, Line 167:
   Senate Committee Amendments
   dated 2-17-2000:
   Reinstate "(ii)" and delete "(iii)"

8. Page 6, Lines 169 and 169a
Senate Committee Amendments
dated 2-17-2000:
After "state" delete ", unless that person is a blood relative" after "of this" reinstate "Subsection (3)(b)" and delete "section"

9. Page 6, Line 171:
Senate Committee Amendments
dated 2-17-2000:
After "person" delete "and "blood relative" means a child's grandparent, aunt, or uncle"

10. Page 6, Lines 171a through 171e
Senate Committee Amendments
dated 2-17-2000:
Delete lines 171a through 171e

11. Page 7, Lines 189 and 189a
Senate Committee Amendments
dated 2-17-2000:
After "that" delete ", except with regard to a blood relative,"

Senators Spencer, Montgomery, E. Allen, Mayne, Howell, Valentine, Julander, and Hillyard commented. The bill passed, as amended, on the following roll call:

Yeas, 23; Nays, 4; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	Blackham	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Jones	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Stephenson
Valentine	Waddoups	Beattie	

Voting in the negative were: Senators

R. Allen	Davis	Julander	Suazo

Absent or not voting were: Senators

Hull	Steele

* * *

2nd Sub. S.B. 70, DAMAGES FOR HARM TO OR THEFT OF AN ASSISTANCE ANIMAL, was read the second time. Senator R. Allen explained

the bill. Senators Jones and Hillyard commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Jones	Julander
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

R. Allen	Hull	Mansell

* * *

On motion of Senator Howell, Mickey Ibarra, Assistant to the President of the United States, spoke in Committee of the Whole. Senators Beattie, Suazo, and Howell commented.

* * *

S.B. 176, HIGHWAY IMPROVEMENT FUNDING, was read the second time. Senator Beattie explained the bill. Senators Muhlestein, Suazo, Valentine, and Stephenson commented. The bill passed on the following roll call:

Yeas, 24; Nays, 3; Absent 2.

Voting in the affirmative were: Senators

E. Allen	Hales	Mansell	Poulton
R. Allen	Hellewell	Mayne	Steele
Blackham	Hillyard	Montgomery	Suazo
Davis	Howell	Muhlestein	Valentine
Dmitrich	Julander	Nielson	Waddoups
M. Evans	Knudson	Peterson	Beattie

Voting in the negative were: Senators

B. Evans	Spencer	Stephenson

Absent or not voting were: Senators

Hull	Jones

RULES COMMITTEE REPORTS

To the Members of the Senate: February 18, 2000

The Rules Committee recommends assignment of the following bill to standing committees:

Human Services

1st Sub. H.B. 77 Controlled Substances Amendments (R. Bigelow)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: February 18, 2000

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 248**, WILDLIFE LICENSING AMENDMENTS, by Senator L. Blackham, with the following amendments:

1. Page 12, Line 366:
   After "Section 23-19-47:" delete "and" and after line 366 insert the following:
   "(b) money donated to the division for a purpose specified in Subsection (6); and"

2. Page 13, Line 372:
   Delete "(b)" and insert "(c)"

3. Page 14, Line 410:
   After line 410 insert the following:
   "(8) Donations of money deposited into the account and interest earned on that money shall be expended:
   (a) as directed by the donor; and
   (b) without being appropriated by the Legislature."

4. Page 21, Line 640:
   After "used for" insert "temporary" and after "elk" insert "in emergency situations" and after "prevent" insert "or reduce"

Beverly Ann Evans, Chair; and

Mr. President: February 18, 2000

The Judiciary Committee reports a favorable recommendation on **1st Sub. S.B. 161**, RESTRICTIONS ON WEAPONS - ELEMENTARY AND

SECONDARY SCHOOLS, by Senator L. Beattie, with the following amendments:

1. Page 7, Line 192:
   After "is guilty of" delete "a class C misdemeanor" and insert "an infraction"

2. Page 7, Line 200:
   After "violating" delete "Subsections (5) and (6)" and insert "Subsection (7)"

3. Page 7, Line 202:
   After "violating" delete "Subsections (5) and (6)" and insert "Subsection (7)"; and

The Judiciary Committee reports a favorable recommendation on **1st Sub. S.B. 162**, RESTRICTIONS ON WEAPONS - HOUSES OF WORSHIP, by Senator L. Beattie, with the following amendments:

1. Page 2, Line 37:
   Delete "a class C misdemeanor" and reinstate "an infraction"

Terry Spencer, Chair; and

Mr. President: February 18, 2000

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 246**, UTAH UNIFORM PROBATE CODE - NOTICE, PARTIES, REPRESENTATION AMENDMENTS, by Senator L. Hillyard; and

The Transportation and Public Safety Committee reports a favorable recommendation on **S.B. 251**, DRAMSHOP MODIFICATIONS, by Senator L. Hillyard, with the following amendments:

1. Page 1, Line 19:
   After line 19 insert:
   "32A-14a-105, Utah Code Annotated 1953"

2. Page 9, Line 259:
   After "injury" insert "and damage"

3. Page 9, Line 270:
   After "injury" insert "and damage"

4. Page 9, Line 271:
   After "chapter" delete the colon ":"

5. Page 9, Line 272:
Delete "(i)", but leave the substance of the line and after "(6)" delete the "; and" and insert a period "." and insert "(c) Any cause of action brought under this chapter is exempt from Sections 78-27-37 through 78-27-43."

6. Page 9, Lines 273-275:
Delete lines 273- 275

7. Page 10, Line 276:
Delete line 276

8. Page 10, Line 295:
After line 295 insert:
"Section 9. Section 32A-14a-105 is enacted to read:
32A-14a-105. Action for contribution by provider of alcoholic beverage.
"(1) (a) Except as provided in Subsections (2) and (3), a person, as defined under Subsection 32A-14a-102(1), (2), or (3), against whom an award has been made under this chapter, may bring a separate cause of action for contribution against any person causing the injury and damage.
(b) The maximum amount for which any person causing the injury and damage may be liable to any person seeking contribution is that percentage or proportion of the damages equivalent to the percentage or proportion of fault attributed to that person causing the injury and damage.
(2) This action for contribution under this section may not be brought against:
(a) any person entitled to recovery as described in Subsection 32A-14a-102(1)(a)(i) or (ii); or
(b) any person entitled to recover as described in Subsection 32A-14a-102(2)(a)(i) or (ii).
(3) An action for contribution under this section may not diminish the amount of recovery for injury or damages awarded and received to any person entitled to recover as described in Subsection 32A-14a-102(1)(a)(i) or (ii) or 32A-14a-102(2)(a)(i) or (ii):
(a) in a cause of action brought under this chapter; or
(b) in a separate cause of action for injury and damages that is not brought under this chapter."

Michael G. Waddoups, Chair

On motion of Senator Hillyard, the committee reports were adopted. **S.B. 248, 1st Sub. S.B. 161, 1st Sub. S.B. 162, S.B. 246,** and **S.B. 251** were placed on the Second Reading Calendar.

* * *

On motion of Senator Howell, the enacting clause of **S.B. 243**, MINOR'S ACCESS TO HARMFUL MATERIAL ON THE INTERNET, was stricken.

* * *

On motion of Senator L. Hillyard and at 4:25 p.m., the Senate adjourned until 9:30 a.m., Monday, February 21, 2000.

THIRTY-SIXTH 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 R. Evans, excused
Prayer - Senator Karen Hale

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 18, 2000

The Speaker of the House has signed **S.B. 108**, DIABETES TREATMENT AND MANAGEMENT - MANAGED CARE, by Senator H. Nielson, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 108 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, 2000

The House concurred in the Senate amendments and passed **H.B. 171**, RECYCLING MARKET DEVELOPMENT ZONE ACT AND RELATED TAX CREDITS, by Representative B. Ferry, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 257**, CAPITOL PRESERVATION BOARD DUTIES AND RESPONSIBILITIES, by Representative R. Short, and it is transmitted for the signature of the President.

Carol E. Peterson, Chief Clerk

H.B. 171 and **1st Sub. H.B. 257** were signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: February 18, 2000

The House passed, as substituted and amended, **1st Sub. H.B. 102**, PARENTAL RIGHTS AMENDMENTS, by Representative N. Stephens, et al, and it is transmitted for consideration; and

The House passed **H.B. 144**, SENTENCING ENHANCEMENT, by Representative G. Curtis, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 156**, EDUCATION ETHICS CODE, by Representative E. Anderson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 253**, HIGHER EDUCATION TUITION AND FEES EXEMPTION, by Representative J. Tanner, and it is transmitted for consideration; and

The House passed **H.B. 255**, SALES AND USE TAX ON PUBLIC ACCOMMODATIONS AND SERVICES TAXED BY TRIBES, by Representative K. Johnson, and it is transmitted for consideration; and

The House passed **H.B. 291**, SALES AND USE TAX EXEMPTION - SCRAP RECYCLERS, by Representative S. Koehn, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 293**, USE OF TOBACCO FUND PROCEEDS, by Representative R. Short, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 331**, CRIME VICTIMS' REPARATIONS ACT AMENDMENTS, by Representative A. Bradshaw, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. H.B. 102, H.B. 144, H.B. 156, H.B. 253, H.B. 255, H.B. 291, 1st Sub. H.B. 293,** and **1st Sub. H.B. 331** were read the first time and referred to the Rules Committee.

* * *

Senator Steele provided a list to all Senators for prioritization of appropriations bills.

THIRD READING CALENDAR

S.B. 177, MUNICIPAL INCORPORATION AMENDMENTS, was read the third time, explained by Senator Beattie, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Hillyard	Hull	Jones

Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Howell	Julander	Poulton	

S.B. 177 was transmitted to the House.

* * *

S.B. 206, STATE AND LOCAL AMENDMENTS, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hillyard	Hull
Jones	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

B. Evans	M. Evans	Hellewell	Howell
Julander	Poulton		

S.B. 206 was transmitted to the House.

* * *

S.B. 242, ANNEXATION OF UNINCORPORATED AREAS, was read the third time. On motion of Senator Blackham, the bill was circled.

* * *

S.B. 41, PRIVACY OF FINANCIAL INFORMATION, was read the third time, explained by Senator Hale, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hillyard	Hull
Jones	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Spencer	Steele	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

B. Evans	M. Evans	Hellewell	Howell
Julander	Poulton	Stephenson	

S.B. 41 was transmitted to the House.

* * *

S.B. 211, OLYMPIC FINANCING AMENDMENTS, was read the third time, explained by Senator Mansell, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Hull	Jones	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Hillyard	Howell	Julander	Stephenson

S.B. 211 was transmitted to the House.

* * *

1st Sub. S.J.R. 11, RESOLUTION ADDRESSING OLYMPIC FINANCING, was read the third time, explained by Senator Mansell, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hillyard	Hull

Jones	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting were: Senators

B. Evans	M. Evans	Hellewell	Howell
Julander			

1st Sub. S.J.R. 11 was transmitted to the House.

* * *

S.B. 218, SALES OF CIGARETTES INTENDED FOR EXPORT, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

M. Evans	Hellewell

S.B. 218 was transmitted to the House.

* * *

1st Sub. S.J.R. 9, RESOLUTION ON FUNDING THE ARTS IN PUBLIC SCHOOLS, was read the third time, explained by Senator Hale, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hillyard

Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

M. Evans	Hellewell	Montgomery

1st Sub. S.J.R. 9 was transmitted to the House.

* * *

S.B. 63, ADOPTION PROCEDURES, was read the third time and explained by Senator Nielson. Senators Beattie, E. Allen, and Spencer commented and the bill passed on the following roll call:

Yeas, 17; Nays, 9; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	Blackham	B. Evans	Hillyard
Howell	Jones	Knudson	Mansell
Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

R. Allen	Davis	Dmitrich	Hale
Hull	Julander	Mayne	Peterson
Suazo			

Absent or not voting were: Senators

M. Evans	Hellewell	Montgomery

S.B. 63 was transmitted to the House.

* * *

On motion of Senator Poulton, the circle was removed from **S.B. 242, ANNEXATION OF UNINCORPORATED AREAS,** and it was before the Senate. Senator Poulton explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	Dmitrich
B. Evans	Hale	Hillyard	Jones
Julander	Knudson	Mansell	Mayne
Muhlestein	Nielson	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Voting in the negative were: Senators

R. Allen	Howell	Hull

Absent or not voting were: Senators

M. Evans	Hellewell	Montgomery	Steele

S.B. 242 was transmitted to the House.

* * *

2nd Sub. S.B. 70, DAMAGES FOR HARM TO OR THEFT OF AN ASSISTANCE ANIMAL, was read the third time, explained by Senator D. Allen, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

M. Evans	Hellewell

2nd Sub. S.B. 70 was transmitted to the House.

* * *

S.B. 176, HIGHWAY IMPROVEMENT FUNDING, was read the third time. On motion of Senator Valentine, the bill was circled.

SECOND READING CALENDAR

S.B. 200, MENTAL HEALTH COMMITMENT AMENDMENTS, was read the second time. Senator Montgomery explained the bill. Senators Davis, Beattie,

Spencer, Valentine, Hillyard, Peterson, and E. Allen commented. Senators Peterson and Davis declared a conflict of interest. The bill passed on the following roll call:

Yeas, 19; Nays, 9; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Montgomery	Muhlestein
Peterson	Suazo	Beattie	

Voting in the negative were: Senators

Hellewell	Mayne	Nielson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups			

Absent or not voting was: Senator
M. Evans

* * *

S.B. 213, MOTOR AND SPECIAL FUEL TAX - APPLICATION TO THE UINTAH AND OURAY RESERVATION, was read the second time. Senator B. Evans explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative was: Senator
Jones

Absent or not voting was: Senator
M. Evans

* * *

S.B. 171, INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX CREDITS - CONTRIBUTIONS TO PROVIDERS OF SERVICES TO PERSONS WITH DISABILITIES, was read the second time. Senator Montgomery explained the bill. Senators Hillyard and Valentine commented. On motion of Senator Montgomery, the bill was circled.

* * *

S.B. 174, USE OF DRIVER LICENSE INFORMATION, was read the second time. Senator Hale explained the bill. On motion of Senator Hale, the bill was amended as follows:

1. Page 1, Line 17:
   After "All" insert "motor vehicle title and registration"

The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Dmitrich	B. Evans	Hale
Hellewell	Hillyard	Howell	Jones
Julander	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

E. Allen	Blackham	Davis	M. Evans
Hull	Mayne	Steele	

* * *

S.B. 196, BURGLAR ALARM LICENSURE REVISIONS, was read the second time. Senator Mansell explained the bill. On motion of Senator Mansell, the bill was amended as follows:

1. Page 19, Line 571:
   After "trade" insert ", as an alarm business or company, or as an alarm company agent"

The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	M. Evans

* * *

S.B. 220, BAIL AND BAIL BOND SURETY RELATED AMENDMENTS, was read the second time. Senator Poulton explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mayne	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Valentine	Beattie	

Voting in the negative was: Senator

Mansell

Absent or not voting were: Senators

Blackham	M. Evans	Montgomery	Suazo
Waddoups			

* * *

On motion of Senator Peterson, the circle was removed from **S.B. 66,** and it was before the Senate. On motion of Senator Peterson, the bill was circled.

* * *

S.B. 226, ACCOUNTANCY PRACTICE ACT, was read the second time. Senator Valentine explained the bill. Senators Hillyard commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Valentine
Beattie			

Absent or not voting were: Senators

Blackham	M. Evans	Suazo	Waddoups

* * *

S.B. 254, MATERNITY INSURANCE COVERAGE FOR ADOPTIVE PARENTS, was read the second time. Senator Mayne explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Mansell	Mayne	Muhlestein
Nielson	Peterson	Poulton	Steele
Stephenson	Valentine	Beattie	

Absent or not voting were: Senators

M. Evans	Knudson	Montgomery	Spencer
Suazo	Waddoups		

* * *

S.B. 270, SEX OFFENDER REGISTRY, was read the second time. Senator Waddoups explained the bill. Senators Steele and E. Allen commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell

Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

M. Evans	Spencer	Suazo

* * *

S.B. 191, MEDICAID FRAUD OVERSIGHT, was read the second time. Senator E. Allen 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

M. Evans	Mayne	Suazo

* * *

On motion of Senator Nielson, Laura Swim and Legrand Hunsaker, Freedom Festival Speech Contest Winners, spoke in Committee of the Whole. Senators Nielson, Valentine, Hellewell, and Beattie commented.

* * *

On motion of Senator Howell, S.B. 170, LOCAL GOVERNMENT PEACE OFFICER EXAMINATIONS, was lifted from the the Judiciary standing committee and referred to the State & Local Affairs standing committee

* * *

On motion of Senator Hillyard, 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 21, 2000

The House passed, **S.B. 142**, CREATION OF LOCAL DISTRICTS AND SPECIAL DISTRICTS, 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 **S.B. 144**, TAX INCREMENT AMENDMENTS, by Senator L. Mansell, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 142 and **S.B. 144** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 21, 2000

The House passed, as amended, **H.B. 114**, BUSINESS ENTITY AMENDMENTS, by Representative A. Bradshaw, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 115**, CONDOMINIUM PRIVACY, by Representative B. Holladay, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 158**, ANIMAL SHELTER PET STERILIZATION ACT AMENDMENTS, by Representative G. Adair, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 307**, LEGISLATIVE INTERIM COMMITTEES, by Representative R. Short, and it is transmitted for consideration; and

The House passed **H.B. 340**, COST-OF-LIVING ADJUSTMENT FOR YOUTH CORRECTIONS PRIVATE PROVIDERS, by Representative B. Chard, and it is transmitted for consideration; and

The House passed **H.J.R. 12**, JOINT RESOLUTION ENCOURAGING STUDY OF ALCOHOLIC BEVERAGE SERVER TRAINING, by Representative C. Saunders, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 275**, SALES AND USE TAX ALLOCATION FOR SPECIES PROTECTION, by Representative T. Hatch, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 114, H.B. 115, 1st Sub. H.B. 158, 1st Sub. H.B. 307, H.B. 340, H.J.R. 12,**and **1st Sub. H.B. 275** were read the first time and referred to the Rules Committee.

* * *

Mr. President: February 21, 2000

The House passed, as amended, **S.B. 121**, DR. MARTIN LUTHER KING JR. DAY, by Senator P. Suazo, et al, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Poulton, the bill was placed on the Concurrence Calendar.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 21, 2000

The Rules Committee recommends assignment of the following bills to standing committees:

Business, Labor & Economic Development

H.B. 147	Restructuring Families, Agencies, and Communities Together (D. Bourdeaux)
H.B. 291	Sales and Use Tax Exemption - Scrap Recyclers (S. Koehn)

Education

H.B. 145	Peace Corps Volunteer Special License Plates (L. Baca)
H.B. 193	Tuition Waivers for Children in Long-term Foster Care (R. Siddoway)

Energy, Natural Resources & Agriculture

S.B. 249	Roads on Public Lands (L. Blackham)

Human Services

1st Sub. H.B. 102	Parental Rights Amendments (N. Stephens)
2nd Sub. H.B. 259	Pilot Program for Differentiated Responses to Child Abuse and Neglect Reports (M. Throckmorton)

Revenue & Taxation

S.B. 209	Sales and Use Taxes - Notice and Effective Date (J. Valentine)
H.B. 139	Utah Controlled Substances Act Amendments (P. Arent)
4th Sub. H.B. 162	Standards for Illegal Drug Lab Decontamination (A. Tyler)

Transportation & Public Safety

H.B. 144	Sentencing Enhancement (G. Curtis)
1st Sub. H.B. 331	Crime Victims' Reparations Act Amendments (A. Bradshaw)

Steven R. Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: February 21, 2000

The Business, Labor, and Economic Development Committee recommends **H.B. 22**, SCHOOL DISTRICT SIZE, by Representative D. Cox, be replaced and favorably recommends **1st Sub. H.B. 22**, SCHOOL DISTRICT SIZE; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **1st Sub. H.B. 90**, REMOVING BARRIERS TO ELECTRONIC GOVERNMENT SERVICES DELIVERY, by Representative B. Chard; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 97**, FINANCIAL INCENTIVES TO AGENCIES AND EMPLOYEES FOR COST-SAVING SUGGESTIONS, by Representative T. Rowan; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 153**, UTAH DEPARTMENT OF TRANSPORTATION MAINTENANCE SHEDS, by Representative G. Adair; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **1st Sub. H.B. 264**, INSURANCE COVERAGE FOR CONDOMINIUMS, by Representative M. Dillree, with the following amendments:

1. Page 2, Line 38:
Delete "75%" and insert "two-thirds"

Parley G. Hellewell, Chair; and

Mr. President: February 21, 2000

The Health and Environment Committee reports a favorable recommendation on **S.B. 234**, PENALTIES FOR OFFENSES AGAINST POLICE SERVICE ANIMALS, by Senator P. Knudson; and

The Health and Environment Committee reports a favorable recommendation on **S.B. 259**, EMERGENCY MEDICAL FUND ADJUSTMENT FOR CERTAIN COUNTIES, by Senator L. Mansell, with the following amendments:

1. Page 7, Line 201:
After "(h)(i)" insert "(A)"

2. Page 7, Line 202:
After "revenues" delete "by the amount" and insert "in that fiscal year by an amount equal to the difference between the amount the county budgeted in its 2000 fiscal year budget for advanced life support and paramedic services countywide and the amount the county spent during fiscal year 2000 for those services, excluding amounts spent from a municipal services fund for those services.
(B) For fiscal year 2001, the certified tax rate of each county to which Subsection 17-34-3(4)(a) applies shall be decreased by the amount necessary to reduce revenues in that fiscal year by the amount that the county spent during fiscal year 2000 for advanced life support and paramedic services countywide, excluding amounts spent from a municipal services fund for those services."

3. Page 7, Lines 203-4:
Delete lines 203 and 204; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 72**, UTAH TELEHEALTH COMMISSION, by Representative D. Hogue.

Robert F. Montgomery, Chair; and

Mr. President: February 21, 2000

The Revenue and Taxation Committee recommends **S.B. 156**, PROPERTY TAX - GOVERNING BODY AND VOTER APPROVAL, by Senator L. Poulton,

be replaced and favorably recommends **1st Sub. S.B. 156**, PROPERTY TAX - GOVERNING BODY APPROVAL; and

The Revenue and Taxation Committee recommends **S.B. 186**, REDEVELOPMENT AGENCY TAX INCREMENT CHANGES, by Senator H. Stephenson, be replaced and favorably recommends **2nd Sub. S.B. 186**, REDEVELOPMENT AGENCY TAX INCREMENT CHANGES.

John L. Valentine, Chair

On motion of Senator Poulton, the committee reports were adopted. **1st Sub. H.B. 22, 1st Sub. H.B. 90, H.B. 97, H.B. 153, 1st Sub. H.B. 264, S.B. 234, S.B. 259, H.B. 72, 1st Sub. S.B. 156,** and **2nd Sub. S.B. 186** were placed on Second Reading Calendar.

* * *

Mr. President: February 21, 2000

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **1st Sub. H.B. 187**, PUBLIC CONSTRUCTION CONTRACTS, 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. 268**, UNPROFESSIONAL CONDUCT IN CONSTRUCTION TRADE, 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. 319**, WORKERS' COMPENSATION - PROOF OF COVERAGE INFORMATION DISCLOSURE, by Representative G. Adair, and recommends it be considered read for the second time and placed on the Consent Calendar.

Parley G. Hellewell, Chair; and

Mr. President: February 21, 2000

The Education Committee reports a favorable recommendation on **H.B. 247**, HIGHER EDUCATION ARCHEOLOGICAL INSTRUCTION PROGRAM, by Representative K. Johnson, with the following amendment and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 1, Line 27:
   After "by" delete "November 30, 2000" and insert "May 31, 2001"

Lorin V. Jones, Chair; and

Mr. President: February 21, 2000

The Human Services Committee reports a favorable recommendation on **H.B. 75**, BACKGROUND CHECKS FOR BAR APPLICANTS, by Representative P. Arent, and recommends it be considered read for the second time and placed on the Consent Calendar.

Robert M. Muhlestein, Chair

On motion of Senator Poulton, the committee reports were adopted. **1st Sub. H.B. 187, H.B. 268, H.B. 319, H.B. 247,** and **H.B. 75** were considered read the second time and placed on the Consent Calendar.

SECOND READING CALENDAR

S.B. 175, MENTAL HEALTH AND CORRECTIONS LAW AMENDMENTS, was read the second time. Senator Montgomery explained the bill. On motion of Senator Montgomery, the bill was amended as follows:

1. Page 7, Line 190:
   After "back to" delete "DOC" and insert "UDC"

Senator Mansell commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hellewell	Hillyard
Hull	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

M. Evans	Hale	Howell	Steele

* * *

On motion of Senator Waddoups, the Senate returned to the Third Reading Calendar and uncircled **2nd Sub. S.B. 250**, DEREGULATION AND CUSTOMER CHOICE TASK FORCE AMENDMENTS. The bills was explained by Senator Waddoups. Senators Hillyard, Peterson, Blackham, Mayne, Howell, Mansell, Dmitrich commented. On motion of Senator Peterson, the following amendment was proposed:

1. Page 2, Lines 40 - 44:
Delete lines 40 through 43 and on line 44 reinstate "possible"

The amendment failed on the following roll call vote:

Yeas, 11; Nays, 17; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Howell	Hull	Julander
Mayne	Peterson	Suazo	

Voting in the negative were: Senators

Blackham	B. Evans	Hellewell	Hillyard
Jones	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Beattie			

Absent or not voting was: Senator
M. Evans

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

1. Page 2, Line 40:
After "that" insert "intends to" and delete "implements" and insert in its place "implement"

2. Page 2, Line 41:
After "General Session" delete ";" and insert ", unless it is not in Utah's best interest;"

Senators Dmitrich, Hillyard, and Davis commented and Senator Spencer declared a conflict of interest. The bill passed, as amended, on the following roll call:

Yeas, 26; Nays, 2; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Knudson

Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Voting in the negative were: Senators
Howell Julander

Absent or not voting was: Senator
M. Evans

2nd Sub. S.B. 250 was transmitted to the House.

SECOND READING CALENDAR

S.B. 188, PROTECTION FOR CHILDREN AND ELDERLY, was read the second time. Senator Suazo explained the bill. On motion of Senator Suazo, the bill was amended as follows:

1. Page 2, Line 53:
After "person who" insert "recklessly," and after "knowingly" insert " "

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Julander	Knudson
Mansell	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	

Absent or not voting were: Senators

Davis	M. Evans	Jones	Mayne
Steele	Beattie		

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On motion of Senator Peterson, the circle was removed from **S.B. 66**, COHABITANT ABUSE PROCEDURES ACT AMENDMENT, and it was before the Senate. Senator Peterson explained the bill. On motion of Senator Peterson, the following substitute bill replaced the original bill.

COHABITANT ABUSE PROCEDURES ACT AMENDMENT

Sub. S.B. 66 *Millie M. Peterson*

AN ACT RELATING TO THE COHABITANT ABUSE PROCEDURES ACT; CLARIFYING PUNISHMENTS FOR VIOLATIONS OF ORDERS; DEFINING "CRIMINAL PROTECTIVE ORDER"; REQUIRING ALL ORDERS TO BE IN WRITING; DESCRIBING CONDITIONS FOR VIOLATION OF ORDER; REQUIRING TRANSMISSION OF ORDERS TO STATEWIDE DOMESTIC VIOLENCE NETWORK; AND MAKING TECHNICAL CORRECTIONS.

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

1. Page 2, Line 27:
   Bracket "or ex parte"

2. Page 2, Line 28:
   Bracket "protective order"

3. Page 2, Line 33:
   At the end of line 33 insert: "Violation of a civil protective order at the voluntary invitation of the petitioner may be asserted as a defense by the respondent or defendant."

Senator Steele commented. The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

M. Evans	Mayne	Beattie

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On motion of Senator Mansell, the Senate returned to the top of the Second Reading Calendar.

On motion of Senator Mansell, the circle was removed from **1st Sub. S.R. 4**, SENATE RULES RESOLUTION - COMMITTEE REVIEW OF LEGISLATION, and it was before the Senate. On motion of Senator Mansell, under suspension of the rules, **1st Sub. S.R. 4**, SENATE RULES RESOLUTION - COMMITTEE REVIEW OF LEGISLATION, was read the second and third times. Senator Mansell explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 2; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Voting in the negative were: Senators

Howell	Poulton

Absent or not voting was: Senator
M. Evans

1st Sub. S.R. 4 was signed by the President.

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S.B. 181, INCOME TAXES - APPLICATION TO THE UINTAH AND OURAY RESERVATION, was read the second time. Senator B. Evans explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery

Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Dmitrich	M. Evans	Peterson

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S.B. 230, REDEVELOPMENT AGENCY AMENDMENT, was read the second time. Senator Valentine explained the bill and it passed on the following roll call:

Yeas, 23; Nays, 2; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Beattie	

Voting in the negative were: Senators

Muhlestein	Nielson

Absent or not voting were: Senators

M. Evans	Hale	Peterson	Suazo

* * *

On motion of Senator Valentine, the Senate returned to the Third Reading Calendar.

On motion of Senator Valentine, the circle was removed from S.B. 176, HIGHWAY IMPROVEMENT FUNDING, and it was before the Senate. Senator Valentine explained the bill and it passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones

Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Poulton
Spencer	Steele	Suazo	Valentine
Waddoups	Beattie		

Voting in the negative was: Senator Stephenson

Absent or not voting were: Senators

M. Evans	Peterson

S.B. 176 was transmitted to the House.

SECOND READING CALENDAR

On motion of Senator Montgomery, the circle was removed from **S.B. 171**, INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX CREDITS - CONTRIBUTIONS TO PROVIDERS OF SERVICES TO PERSONS WITH DISABILITIES, and it was before the Senate. Senator Montgomery explained the bill. Senators Valentine, Muhlestein, and R. Allen commented. The bill passed on the following roll call:

Yeas, 18; Nays, 9; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Stephenson	Valentine
Waddoups	Beattie		

Voting in the negative were: Senators

Hillyard	Howell	Hull	Jones
Peterson	Poulton	Spencer	Steele
Suazo			

Absent or not voting were: Senators

Blackham	M. Evans

* * *

S.B. 56, DIGITAL CERTIFICATES AND IDENTIFICATION AMENDMENTS, was read the second time. Senator Howell explained the bill. On motion of Senator Howell, the bill was amended as follows:

1. Page 5, Line 147:
Delete "validation" and insert "verification"

Senators Hillyard and Beattie commented. Senator Howell declared a conflict of interest. The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
M. Evans

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S.B. 248, WILDLIFE LICENSING AMENDMENTS, was read the second time. Senator Blackham explained the bill. Senators Beattie and Suazo commented. The bill passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Voting in the negative was: Senator
Peterson

Absent or not voting were: Senators
M. Evans Julander

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On motion of Senator Blackham, the circle was removed from S.B. 55, MINERAL LEASE ACT AMENDMENTS, 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 12:
At the beginning of line 12 delete "AND" and after "DATE" insert "; AND PROVIDING A COORDINATION CLAUSE"

2. Page 19, Line 580
Senate Committee Amendments
2-17-2000: After "(ii)" delete "Each" and insert "A" and after "Subsection (3)(j)(i)" delete "shall" and insert "may"

3. Page 19, Line 581a
Senate Committee Amendments
2-17-2000: After "Act" insert "as determined by the county legislative body"

4. Page 22, Line 662:
After line 662 insert the following:
""Section 13. Coordination clause.
"(1) If this bill and H.B. 207, Use of Constitutional Defense Council Restricted Account, both pass, it is the intent of the Legislature that in Subsection 63C-4-103(6)(b) of H.B. 207, Use of Constitutional Defense Council Restricted Account, the language "from the Mineral Bonus Account" "be deleted and replaced with "pursuant to Section 53C-3-202".
"(2) If this bill and S.B. 10, Community Impact Alleviation - Definitions, both pass, it is the intent of the Legislature that in Subsection 9-4-307(1)(a)(iii) of S.B. 10, Community Impact Alleviation - Definitions, the following language be deleted:
"that are consistent with the purposes of Section 35 of the Leasing Act""

Senators Dmitrich commented. The bill passed, as amended, on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery

Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative was: Senator Davis

Absent or not voting was: Senator M. Evans

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1st Sub. S.B. 161, RESTRICTIONS ON WEAPONS - HOUSES OF WORSHIP, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

1st Sub. S.B. 162, RESTRICTIONS ON WEAPONS - HOUSE OF WORSHIP, was read the second time. On motion of Senator Hillyard, the bill was circled.

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S.B. 246, UTAH UNIFORM PROBATE CODE - NOTICE, PARTIES, REPRESENTATION AMENDMENTS, was read the second time. Senator Hillyard explained the bill. Senator Beattie commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	M. Evans

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S.B. 251, DRAMSHOP MODIFICATIONS, was read the second time. Senator Hillyard explained the bill. Senators Howell, Nielson, Dmitrich, and Davis commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Knudson
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	M. Evans	Julander	Mansell

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RULES COMMITTEE REPORTS

To the Members of the Senate: February 21, 2000

The following Senate Bills have been tabled by the Rules Committee:

S.B. 9	Equity in Prescription Coverage (P. Julander)
1st Sub. S.B. 17	Minimum School Levy Modifications (L. Jones)
S.B. 29	Individual Income Tax - Personal Exemptions (H. Nielson)
S.B. 93	Graduated Driver License Amendments (R. Montgomery)
1st Sub. S.B. 101	State Building Ownership Authority Amendments (P. Knudson)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

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On motion of Senator L. Hillyard and at 4:15 p.m., the Senate adjourned until 9:00 a.m., Tuesday, February 22, 2000.

THIRTY-SEVENTH 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 - Monsignor John Hedderman, St. Ambrose Catholic Church

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: February 21, 2000

This is to inform you that on February 21, 2000, I have signed the following bills of the 2000 General Session of the Fifty-Third Legislature and have forwarded them to the Lieutenant Governor for filing.

SB0010	Community Impact Alleviation - Definitions
SB0076	Amendments to Digital Signature Act
SB0077	Chief Information Officer Amendments
SB0100	State Financial Advisor Amendments

Michael O. Leavitt, Governor

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Mr. President: February 21, 2000

This is to inform you that on February 21, 2000, I have signed the following bills of the 2000 General Session of the Fifty-Third Legislature and have forwarded them to the Lieutenant Governor for filing.

HB0008	Election Law Changes
HB0027	Psychologist Licensing Act
HB0040	Taking Wildlife While Trespassing
HB0041	Trespass Across Cultivated Land
HB0164	Dixie College Name Change
HB0170	Oil and Gas Conservation Account
HB0188	Capitol Art Placement Commission Members

Michael O. Leavitt, Governor

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 21, 2000

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 228**, HEALTH INSURANCE PROVISIONS - INTERIM REVIEW, by Representative R. Lockhart, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

2nd Sub. H.B. 228 was signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

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Mr. President: February 21, 2000

The House passed, as substituted and amended, **2nd Sub. H.B. 140**, REORGANIZATION OF VETERAN - RELATED PROGRAMS, by Representative M. Stephens, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 230**, INSURANCE DEPARTMENT - HEALTH POLICY RESPONSIBILITIES, by Representative R. Lockhart, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 254**, INSURANCE DEPARTMENT - HEALTH INSURANCE REPORTING REQUIREMENTS, by Representative R. Lockhart, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 287**, LOBBYIST DISCLOSURE ACT AMENDMENTS, by Representative J. Swallow, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 292**, CAPITAL PROJECTS APPROVAL AND ADMINISTRATION, by Representative G. Adair, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 322**, CRIMINAL FINES SURCHARGE AMENDMENTS, by Representative B. Chard, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 373**, LOBBYIST REPORTING REQUIREMENTS, by Representative P. Buckner, et al, and it is transmitted for consideration; and

The House passed **H.B. 395**, PRIVATE PRISON AMENDMENTS, by Representative B. King, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **2nd H.B. 140, H.B. 230, 1st Sub. H.B. 254, H.B. 287, H.B. 292, H.B. 322, H.B. 373,** and **H.B. 395** were read the first time and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 10, COUNCIL ON SEXUAL VICTIMS AND OFFENDERS - EXTENSION, was read the third time, explained by Senator Knudson, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

M. Evans	Howell	Spencer	Steele

H.B. 10 was signed by the President of the Senate in open session and returned to the House.

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CONCURRENCE CALENDAR

On motion of Senator Suazo, the Senate voted to concur in the House amendments to **S.B. 121,** DR. MARTIN LUTHER KING JR. DAY. The bill, as amended, passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

S.B. 121 was returned to the House.

THIRD READING CALENDAR

S.B. 200, MENTAL HEALTH COMMITMENT AMENDMENTS, was read the third time and explained by Senator Montgomery. On motion of Senator Valentine, the bill was amended as follows:

1. Page 2, Line 40:
   Before "danger" insert "substantial"

2. Page 5, Lines 122-123:
   Remove the brackets and reinstate ", if allowed to remain at liberty"

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

1. Page 4, Line 119:
   After "illness;" insert "and"

2. Page 5, Line 122:
   After "shelter" insert ",to a degree that significantly affects health or safety"

3. Page 5, Line 129:
   After "others;" insert "and"

4. Page 5, Line 132:
   After "treatment" insert "and"

The bill passed, as amended, on the following roll call:

Yeas, 18; Nays, 10; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hale	Hillyard
Howell	Hull	Jones	Julander
Knudson	Montgomery	Muhlestein	Peterson
Suazo	Beattie		

Voting in the negative were: Senators

B. Evans	Hellewell	Mansell	Mayne
Nielson	Poulton	Steele	Stephenson
Valentine	Waddoups		

Absent or not voting was: Senator Spencer

S.B. 200 was transmitted to the House.

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S.B. 213, MOTOR AND SPECIAL FUEL TAX - APPLICATION TO THE UINTAH AND OURAY RESERVATION, was read the third time, explained by Senator B. Evans, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator Spencer

S.B. 213 was transmitted to the House.

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S.B. 174, USE OF DRIVER LICENSE INFORMATION, was read the third time, explained by Senator Hale. Senator Muhlestein commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Mayne Spencer

S.B. 174 was transmitted to the House.

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S.B. 196, BURGLAR ALARM LICENSURE REVISIONS, was read the third time, explained by Senator Mansell, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Spencer

S.B. 196 was transmitted to the House.

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S.B. 220, BAIL AND BAIL BOND SURETY RELATED AMENDMENTS, was read the third time, explained by Senator Poulton, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
M. Evans Spencer

S.B. 220 was transmitted to the House.

* * *

S.B. 226, ACCOUNTANCY PRACTICE ACT, was read the third time and explained by Senator Valentine. On motion of Senator Valentine, the bill was amended as follows:

1. Page 14, Line 414
After line 414 insert:
"(3)(a) A licensee may request a waiver of the requirements of Subsection (1) for a period not exceeding three years by:
(i) submitting an application for waiver in a form approved by the division; and

(ii) demonstrating that the licensee will be engaged in activities or be subject to circumstances which prevent the licensee from meeting the requirements of Subsection (1) during the period of the waiver.
(b) An application for waiver shall be granted upon a showing of good cause.

(c) A licensee who is granted a waiver under this section shall complete 30 hours of continuing professional education within the six months immediately following the expiration of the waiver that includes at least 16 hours of continuing professional education focusing on auditing.

2. Page 15, Line 432:
Delete "and"

3. Page 15, Line 437:
Delete "." and insert "; and"

4. Page 15, Line 437:
After line 437 insert:
"(6) a person licensed as a public accountant for a period of not less than 20 years as of July 1, 1981, if that person's license was current as of April 23, 1990."

5. Page 19, Line 555:
After "if" insert "; (i)"

6. Page 19, Line 556:
Delete "." and insert "; and"

7. Page 19, Line 556:
After line 556 insert:
"(ii) the receipt of the compensation complies with all of the other requirements of this section."

8. Page 19, Line 585:
Delete "did not identify" and insert "identified"

9. Page 19, Line 585:
Delete "by" and insert "on behalf of"

10. Page 20, Line 586:
Delete "not"

11. Page 20, Line 608:
After line 608 insert:
"Section 23. Coordination clause.
"If this bill and S.B. 107, Professional Corporation Act Amendments, both pass, it is the intent of the Legislature that Section 16-11-8 read as provided in S.B. 107 with the following amendments:
(1) on page 1, line 16, of S.B. 107 delete "if" and insert "unless";
"(2) on page 1, line 16, of S.B. 107 bracket "not" and insert "; (i)"";
(3) on page 1, line 18, of S.B. 107 delete "." and insert "; or (ii) qualified to be an officer, director, or shareholder under the applicable licensing act for the profession for which the corporation is organized.""

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
M. Evans Spencer

S.B. 226 was transmitted to the House.

* * *

S.B. 254, MATERNITY INSURANCE COVERAGE FOR ADOPTIVE PARENTS, was read the third time. On motion of Senator Mayne, the bill was circled.

* * *

S.B. 270, SEX OFFENDER REGISTRY, was read the third time. On motion of Senator Waddoups, the bill was circled.

* * *

S.B. 191, MEDICAID FRAUD OVERSIGHT, was read the third time, explained by Senator D. Allen, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Davis Spencer

S.B. 191 was transmitted to the House.

* * *

S.B. 175, MENTAL HEALTH AND CORRECTIONS LAW AMENDMENTS, was read the third time and explained by Senator Montgomery. Senator Howell commented and Senator R. 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

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

E. Allen	Spencer

S.B. 175 was transmitted to the House.

* * *

S.B. 188, PROTECTION FOR CHILDREN AND ELDERLY, 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

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

E. Allen	Spencer

S.B. 188 was transmitted to the House.

* * *

1st Sub. S.B. 66, COHABITANT ABUSE PROCEDURES ACT AMENDMENT, was read the third time. On motion of Senator B. Evans, the bill was circled.

* * *

S.B. 181, INCOME TAXES - APPLICATION TO THE UINTAH AND OURAY RESERVATION, was read the third time and explained by Senator B. Evans. Senator Valentine commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

E. Allen	M. Evans	Spencer	Steele

S.B. 181 was transmitted to the House.

* * *

S.B. 230, REDEVELOPMENT AGENCY AMENDMENT, was read the third time and explained by Senator Valentine. On motion of Senator Valentine, the bill was substituted.

REDEVELOPMENT AGENCY AMENDMENT

Sub. S.B. 230 *John L. Valentine*

AN ACT RELATION TO SPECIAL DISTRICTS; MODIFYING THE DEFINITION OF ECONOMIC DEVELOPMENT; MODIFYING THE MAKEUP OF THE TAXING AGENCY COMMITTEE; ALLOWING SCHOOL DISTRICTS TO CHOOSE NOT TO LOSE TAX INCREMENT FUNDS; AND MAKING TECHNICAL CHANGES.

On motion of Senator Valentine, the bill was circled.

* * *

S.B. 171, INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX CREDITS- CONTRIBUTIONS TO PROVIDERS OF SERVICES TO PERSONS WITH DISABILITIES, was read the third time and explained by Senator Montgomery. Senators Valentine, Jones, R. Allen, and Howell commented and the bill failed on the following roll call:

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

Voting in the affirmative were: Senators

M. Evans	Howell	Mayne	Montgomery
Muhlestein	Beattie		

Voting in the negative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Nielson	Peterson
Poulton	Stephenson	Suazo	Valentine
Waddoups			

Absent or not voting were: Senators

Spencer	Steele

* * *

S.B. 56, DIGITAL CERTIFICATES AND IDENTIFICATION AMENDMENTS, was read the third time, explained by Senator Howell, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

M. Evans	Spencer	Steele

S.B. 56 was transmitted to the House.

* * *

S.B. 248, WILDLIFE LICENSING AMENDMENTS, was read the third time, explained by Senator Blackham, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Poulton	Stephenson
Suazo	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

Jones	Peterson

Absent or not voting were: Senators

M. Evans	Spencer	Steele

S.B. 248 was transmitted to the House.

* * *

S.B. 55, MINERAL LEASE ACT AMENDMENTS, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 21; Nays, 5; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	Hellewell	Hillyard	Howell
Jones	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Poulton
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

Davis	Hale	Hull	Julander
Peterson			

Absent or not voting were: Senators

M. Evans	Spencer	Steele

S.B. 55 was transmitted to the House.

* * *

On motion of Senator Mayne, the circle was removed from **S.B. 254**, MATERNITY INSURANCE COVERAGE FOR ADOPTIVE PARENTS, and it

was before the Senate. Senator Mayne explained the bill. On motion of Senator Mayne, the bill was amended as follows:

1. Page 2, Line 39-45
Delete lines 39 through 45 and insert:
"(3) If an insured qualifies for the adoption indemnity benefit under this section and receives services from a health care provider under contract with his insurer, the contracting health care provider may only collect from the insured the amount that the contracting health care provider is entitled to receive for such services under the contract, including any applicable copayment.
(4) For purposes of this section, "contracting health care provider" means:
"(a) a "participating provider"" as defined in Section 31A-8-101; or
(b) a "preferred health care provider"" as described in Section 31A-22-617."

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Spencer	Suazo

S.B. 254 was transmitted to the House.

* * *

S.B. 246, UTAH UNIFORM PROBATE CODE - NOTICE, PARTIES, REPRESENTATION 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell

Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Blackham Spencer

S.B. 246 was transmitted to the House.

* * *

S.B. 251, DRAMSHOP MODIFICATIONS, was read the third time, explained by Senator Hillyard. Senators Howell, Beattie, Stephenson, and E. Allen commented and the bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

S.B. 251 was transmitted to the House.

* * *

On motion of Senator Peterson, and at 10:35 a.m., the Senate sauntered.

The Senate was called to order at 11:00 a.m., with President Beattie presiding.

* * *

STANDING COMMITTEE REPORTS

Mr. President: February 22, 2000

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.C.R. 5**, RESOLUTION ON WEST DESERT WILDERNESS, by Representative D. Iverson, with the following amendments:

1. Page 1, Line 7:
Delete "CONGRESS TO REJECT" and insert "THAT ANY FEDERAL"

2. Page 1, Lines 8-9:
After "UTAH" delete "UNLESS THE LEGISLATION FULLY PROTECTS THE INTERESTS OF THE STATE" and insert "AT A MINIMUM PROVIDES CERTAIN PROTECTIONS"

3. Page 1, Line 24:
Delete "ensure"

4. Page 2, Line 29
House Floor Amendments
2-15-2000:
After "(4)" delete "no federal law shall" and insert "any wilderness legislation shall not"

5. Page 2, Line 31:
House Floor Amendments
2-15-2000
After "(5)" delete "no federal law shall" and insert "any wilderness legislation shall not"

6. Page 2, Line 33:
House Floor Amendments
2-15-2000:
After "(6)" delete "no federal law shall restrict or preclude or require prior approval" and insert "consistent with federal law any wilderness legislation shall allow"

7. Page 2, Line 34:
House Floor Amendments
2-15-2000:
After "eradication" insert "on state or privately-owned property"

8. Page 2, Line 47:
House Floor Amendments
2-15-2000:
After "(10)" delete "the Secretary of the Interior's inventory, land use planning, and land"

9. Page 2, Lines 47a - 48:
House Floor Amendments

2-15-2000:
Delete lines 47a-48

10. Page 2, Line 49:
House Floor Amendments
2-15-2000:
Delete "lands not designated wilderness in federal law" and insert the following:
"should West Desert wilderness legislation become federal law, the state of Utah would conclude the wilderness issue is resolved in Box Elder, Tooele, Juab, Millard, Beaver, Iron, and Washington Counties, and the state believes it is not in the best interest of the state or the Department of Interior to revisit the issue of wilderness protection for the public lands not designated wilderness"

11. Page 2, Line 49:
House Floor Amendments
2-15-2000:At the end of the line, delete "and"

12. Page 2, Line 51:
House Floor Amendments
2-15-2000:
After "governments and" delete "shall" and insert "be encouraged to"

13. Page 2, Line 54:
House Floor Amendments
2-15-2000:
At the end of the line, delete the "." and insert "; and"

14. Page 2, Line 54:
House Floor Amendments
2-15-2000:
After line 54, insert:
"(11) there be a simultaneous exchange of any state trust lands or sovereign lands."

Beverly Ann Evans, Chair; and

Mr. President: February 22, 2000

The Human Services Committee reports a favorable recommendation on H.B. 83, JAIL RELEASE AMENDMENTS, by Representative J. Seitz; and

The Human Services Committee reports a favorable recommendation on **H.B. 85**, PROPERTY CRIMES AMENDMENTS, by Representative N. Stephens, with the following amendments:

1. Page 5, Line 130
   Corrected House Floor Amendments
   2-15-2000:
   Delete Lines 130 through 133 entirely.; and

The Human Services Committee reports a favorable recommendation on **H.B. 93**, PORTABILITY OF FUNDING FOR HEALTH AND HUMAN SERVICES, by Representative D. Hogue; and

The Human Services Committee reports a favorable recommendation on **H.B. 100**, CHILD SUPPORT FOR CHILDREN IN STATE CUSTODY, by Representative E. Anderson, with the following amendments:

1. Page 1, Line 10:
   Delete "AND" and after "AMENDMENTS" insert "; AND PROVIDING A COORDINATION CLAUSE"

2. Page 3, Line 67:
   House Floor Amendments
   2-15-2000:
   After "(ii)" insert "has had" and after "person." delete "to" and insert "with"

3. Page 4, Line 92:
   After line 92 insert:
   "Section 3. Coordination clause.
   "If this bill and S.B. 49, Child Support Amendments, both pass, it is the intent of the Legislature that the amendments to Section 78-3a-906 in this bill shall supercede the amendments to section 78-3a-906 in S.B. 49."; and

The Human Services Committee reports a favorable recommendation on **H.B. 173**, FORFEITURE RELATING TO SEXUAL OFFENSES AGAINST CHILDREN, by Representative P. Buckner.

Robert M. Muhlestein, Chair;
and

Mr. President: February 22, 2000

The Revenue and Taxation Committee recommends **S.B. 172**, SALES AND USE TAX MODIFICATIONS, by Senator L. Hillyard, be replaced and favorably

recommends **1st Sub. S.B. 172**, SALES AND USE TAX MODIFICATIONS with the following amendments:

1. Page 1, Line 6:
   After "TAXES;" insert "MODIFYING TAX PENALTY PROVISIONS;"

2. Page 1, Line 10:
   After "FUND;" insert "CREATING THE REMOTE SALES RESTRICTED ACCOUNT; REQUIRING CERTAIN REVENUES GENERATED BY THE STATE PORTION OF THE SALES AND USE TAX TO BE DEPOSITED INTO THE REMOTE SALES RESTRICTED ACCOUNT;"

3. Page 1, Line 23:
   After Line 23 insert:
   "59-1-401, as last amended by Chapter 205, Laws of Utah 1995"

4. Page 2, Line 45:
   After Line 45 insert:
   "59-12-103.2, Utah Code Annotated 1953"

5. Page 3, Line 75:
   After Line 75 insert:
   "Section 2. Section 59-1-401 is amended to read:
   59-1-401. Penalties.
   (1) (a) The penalty for failure to file a tax return within the time prescribed by law including extensions is the greater of $20 or 10% of the unpaid tax due on the return.
   (b) Subsection (1) does not apply to amended returns.
   (2) The penalty for failure to pay tax due shall be the greater of $20 or 10% of the unpaid tax for:
   (a) failure to pay any tax, as reported on a timely filed return;
   (b) failure to pay any tax within 90 days of the due date of the return, if there was a late filed return subject to the penalty provided under Subsection (1)(a);
   (c) failure to pay any tax within 30 days of the date of mailing any notice of deficiency of tax unless a petition for redetermination or a request for agency action is filed within 30 days of the date of mailing the notice of deficiency;
   (d) failure to pay any tax within 30 days after the date the commission's order constituting final agency action resulting from a timely filed petition for redetermination or request for agency action is issued or is

considered to have been issued under Subsection 63-46b-13(3)(b); and

(c) failure to pay any tax within 30 days after the date of a final judicial decision resulting from a timely filed petition for judicial review.

(3) (a) Beginning January 1, 1995, in the case of any underpayment of estimated tax or quarterly installments required by Sections 59-5-107, 59-5-207, 59-7-504, and 59-9-104, there shall be added a penalty in an amount determined by applying the interest rate provided under Section 59-1-402 plus four percentage points to the amount of the underpayment for the period of the underpayment.

(b) (i) For purposes of Subsection (3)(a), the amount of the underpayment shall be the excess of the required installment over the amount, if any, of the installment paid on or before the due date for the installment.

(ii) The period of the underpayment shall run from the due date for the installment to whichever of the following dates is the earlier:

(A) the original due date of the tax return, without extensions, for the taxable year; or

(B) with respect to any portion of the underpayment, the date on which that portion is paid.

(iii) For purposes of this Subsection (3), a payment of estimated tax shall be credited against unpaid required installments in the order in which the installments are required to be paid.

(4) (a) In case of an extension of time to file an individual income tax or corporate franchise tax return, if the lesser of 90% of the total tax reported on the tax return or 100% of the prior year's tax is not paid by the due date of the return, not including extensions, a 2% per month penalty shall apply on the unpaid tax during the period of extension.

(b) If a return is not filed within the extension time period as provided in Section 59-7-505 or 59-10-516, penalties as provided in Subsection (1) and Subsection (2)(b) shall be added in lieu of the penalty assessed under this subsection as if no extension of time for filing a return had been granted.

(5) (a) Additional penalties for underpayments of tax are as ["~~follows:~~] "provided in Subsections (5)(a)(i) through (iv).

(i) ["~~If~~] "Except as provided in Subsection (5)(c), if any underpayment of tax is due to negligence, the penalty is 10% of the underpayment.

(ii) ["~~If~~] "Except as provided in Subsection (5)(d), if any underpayment of tax is due to intentional disregard of law or rule, the penalty is 15% of the underpayment.

(iii) For intent to evade the tax, the penalty is the greater of $500 per

period or 50% of the tax due.
(iv) If the underpayment is due to fraud with intent to evade the tax, the penalty is the greater of $500 per period or 100% of the underpayment.
(b) If the commission determines that a person is liable for a penalty imposed under Subsection (ii), (iii), or (iv), the commission shall notify the taxpayer of the proposed penalty.
(i) The notice of proposed penalty shall:
(A) set forth the basis of the assessment; and
(B) be mailed by registered mail, postage prepaid, to the person's last-known address.
(ii) Upon receipt of the notice of proposed penalty, the person against whom the penalty is proposed may:
(A) pay the amount of the proposed penalty at the place and time stated in the notice; or
(B) proceed in accordance with the review procedures of Subsection (iii).
(iii) Any person against whom a penalty has been proposed in accordance with this subsection may contest the proposed penalty by filing a petition for an adjudicative proceeding with the commission.
(iv) If the commission determines that a person is liable for a penalty under this subsection, the commission shall assess the penalty and give notice and demand for payment. The notice and demand for payment shall be mailed by registered mail, postage prepaid, to the person's last-known address.
"(c) Notwithstanding Subsection (5)(a)(i), a vendor that collects a tax under Subsection 59-12-107(1)(b) is not subject to the penalty under Subsection (5)(a)(i) if on or after July 1, 2001:
(i) a court of competent jurisdiction issues a final unappealable judgment or order determining that:
(A) the vendor meets one or more of the criteria described in Subsection 59-12-107(1)(a); and
(B) the commission or a county, city, or town may require the vendor to collect a tax under Subsection (2)(a) or (b); or
(ii) the commission issues a final unappealable administrative order determining that:
(A) the vendor meets one or more of the criteria described in Subsection 59-12-107(1)(a); and
(B) the commission or a county, city, or town may require the vendor to collect a tax under Subsection (2)(a) or (b).
(d) Notwithstanding Subsection (5)(a)(ii), a vendor that collects a tax under Subsection 59-12-107(1)(b) is not subject to the penalty under

Subsection (5)(a)(ii) if:
(i) (A) a court of competent jurisdiction issues a final unappealable judgment or order determining that:
(I) the vendor meets one or more of the criteria described in Subsection 59-12-107(1)(a); and
(II) the commission or a county, city, or town may require the vendor to collect a tax under Subsection (2)(a) or (b); or
(B) the commission issues a final unappealable administrative order determining that:
(I) the vendor meets one or more of the criteria described in Subsection 59-12-107(1)(a); and
(II) the commission or a county, city, or town may require the vendor to collect a tax under Subsection (2)(a) or (b); and
(ii) the vendor's intentional disregard of law or rule is warranted by existing law or by a nonfrivolous argument for the extension, modification, or reversal of existing law or the establishment of new law.
(6) The penalty for failure to file an information return or a complete supporting schedule is $50 for each return or schedule up to a maximum of $1,000.
(7) If any taxpayer, in furtherance of a frivolous position, has a prima facie intent to delay or impede administration of the tax law and files a purported return that fails to contain information from which the correctness of reported tax liability can be determined or that clearly indicates that the tax liability shown must be substantially incorrect, the penalty is $500.
(8) For monthly payment of sales and use taxes under Section 59-12-108, in addition to any other penalties for late payment, a vendor may not retain a percentage of sales and use taxes collected as otherwise allowable under Section 59-12-108.
(9) As provided in Section 76-8-1101, the following are criminal penalties:
(a) Any person who is required by this title or any laws the commission administers or regulates to register with or obtain a license or permit from the commission, or who operates without having registered or secured a license or permit, or who operates when the registration, license, or permit is expired or not current, is guilty of a class B misdemeanor, except that, notwithstanding Section 76-3-301, the fine is not less than $500 nor more than $1,000.
(b) Any person who, with intent to evade any tax or requirement of this title or any lawful requirement of the commission, fails to make,

render, sign, or verify any return or to supply any information within the time required under this title, or who makes, renders, signs, or verifies any false or fraudulent return or statement, or who supplies any false or fraudulent information, is guilty of a third degree felony, except that, notwithstanding Section 76-3-301, the fine is not less than $1,000 nor more than $5,000.

(c) Any person who willfully attempts to evade or defeat any tax or the payment thereof is, in addition to other penalties provided by law, guilty of a second degree felony, except that, notwithstanding Section 76-3-301, the fine is not less than $1,500 nor more than $25,000.

(d) The statute of limitations for prosecution for a violation of this section is six years from the date the tax should have been remitted.

(10) Upon making a record of its actions, and upon reasonable cause shown, the commission may waive, reduce, or compromise any of the penalties or interest imposed under this part."

6. Page 16, Line 489:
After "through" delete "(7)" and insert "(8)"

7. Page 21, Line 625:
After Line 625 insert:
"(8)(a) Notwithstanding Subsection (3)(a), for fiscal years beginning on or after fiscal year 2002-03, the commission shall on or before September 30 of each year deposit the difference described in Subsection (8)(b) into the Remote Sales Restricted Account created in Section 59-12-103.2 if that difference is greater than $0.
(b) The difference described in Subsection (8)(a) is equal to the difference between:
(i) the total amount of revenues the commission received from vendors collecting a tax under Subsection 59-12-107(1)(b) for the previous fiscal year; and
(ii) the total amount of revenues the commission received from vendors collecting a tax under Subsection 59-12-107(1)(b) for fiscal year 2000-01."

8. Page 22, Line 661:
After Line 661 insert:
"Section 5. Section 59-12-103.2 is enacted to read:
"59-12-103.2. Remote Sales Restricted Account Creation - Use of revenues.
"(1) There is created within the General Fund a restricted account known as the "Remote Sales Restricted Account."
(2) The account shall be funded from the portion of the sales and use tax

deposited by the commission as provided in Subsection 59-12-103(8).

(3) It is the intent of the Legislature that the revenues deposited into the account be expended as appropriated by the Legislature to reduce the burden of sales and use taxes imposed on food."

Renumber remaining sections accordingly.

The Revenue and Taxation Committee reports a favorable recommendation on S.J.R. 14, RESOLUTION CREATING CONSTITUTIONAL TRUST FUND, by Senator L. Poulton; and

The Revenue and Taxation Committee reports a favorable recommendation on H.B. 50, SALES AND USE TAX - SALES RELATING TO SCHOOLS, by Representative B. Johnson; and

The Revenue and Taxation Committee reports a favorable recommendation on H.B. 87, CORPORATE FRANCHISE AND INCOME TAX AND INDIVIDUAL INCOME TAX CREDITS FOR LOW-INCOME HOUSING, by Representative A. Bradshaw.

John L. Valentine, Chair; and

Mr. President: February 22, 2000

The State and Local Affairs Committee recommends S.B. 238, PERSONNEL MANAGEMENT ACT AMENDMENTS, by Senator T. Spencer, be replaced and favorably recommends 1st Sub. S.B. 238, PERSONNEL MANAGEMENT ACT AMENDMENTS; and

The State and Local Affairs Committee reports a favorable recommendation on H.B. 157, ONLINE ACCESS AT PUBLIC LIBRARIES, by Representative M. Snow; and

The State and Local Affairs Committee reports a favorable recommendation on H.B. 201, POPULATION STANDARDS FOR REDISTRICTING, by Representative M. Throckmorton; and

The State and Local Affairs Committee reports a favorable recommendation on H.B. 243, PROTECTION OF ACCIDENT REPORT, by Representative G. Way; and

The State and Local Affairs Committee reports a favorable recommendation on H.B. 252, CITY AND TOWN CAMPAIGN FINANCE, by Representative J. Hickman, with the following amendments:

1. Page 1, Line 19:
After "office who" insert: ":(A) receive more than $750 in campaign contributions; or (B)"

2. Page 2, Line 38e:
After "(B)" insert: "(I) receives $750 or less in campaign contributions; and (II)"

R. Mont Evans, Chair; and

Mr. President: February 21, 2000

The Transportation and Public Safety Committee reports a favorable recommendation on **1st Sub. H.B. 44**, PROCESS FOR CLOSED PRIMARY, by Representative L. Pace; and

The Transportation and Public Safety Committee reports a favorable recommendation on **2nd Sub. H.B. 76**, SPECIAL ELECTION NOTICE TO REGISTERED VOTERS, by Representative G. Way; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 277**, OFF-HIGHWAY VEHICLE USE, by Representative M. Styler.

Michael G. Waddoups, Chair

On motion of Senator Hillyard, the committee reports were adopted. **H.C.R. 5, H.B. 83, H.B. 85, H.B. 93, H.B. 100, H.B. 173, 1st Sub. S.B. 172, S.J.R. 14, H.B. 50, H.B. 87, 1st Sub. S.B. 238, H.B. 157, H.B. 201, H.B. 243, H.B. 252, 1st Sub. H.B. 44, 2nd Sub. H.B. 76,** and **H.B. 277** were placed on Second Reading Calendar.

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Mr. President: February 22, 2000

The Human Services Committee reports a favorable recommendation on **H.B. 74**, SEXUAL OFFENSES AGAINST MINORS, by Representative T. Beck, 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. 258**, PRESCRIPTION FOR CONTROLLED SUBSTANCES, by Representative E. Anderson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Robert M. Muhlestein, Chair;
and

Mr. President: February 22, 2000

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 59**, PEACE OFFICERS' AUTHORITY, by Representative B. Holladay, and recommends it be considered read for the second time and placed on the Consent Calendar.

R. Mont Evans, Chair; and

Mr. President: February 21, 2000

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 250**, EXPUNGEMENT OF CONVICTIONS AMENDMENTS, by Representative K. Bryson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Michael G. Waddoups, Chair

On motion of Senator Poulton, the committee reports were adopted. **H.B. 74, H.B. 258, H.B. 59,** and **H.B. 250** were considered read the second time and placed on the Consent Calendar.

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Mr. President: February 21, 2000

The Energy, Natural Resources, and Agriculture Committee has returned **S.B. 90**, ICE CREAM AND MILK DISPENSER REQUIREMENTS, by Senator G. Davis, to the Secretary of the Senate with the following amendments:

1. Page 1, Line 7:
   After "CABINETS" insert "AND MILK COOLERS"

2. Page 1, Line 10:
   After line 10 insert:
   "4-3-8, as last amended by Chapter 130, Laws of Utah 1985"

3. Page 1, Line 12:
   After line 12 insert:
   "Section 1. Section 4-3-8 is amended to read:
   4-3-8. Licenses and permits -- Application -- Fee -- Expiration -- Renewal.
   (1) Application for a license to operate a plant or to manufacture butter or cheese, pasteurize milk, test milk for payment, "distribute dairy

products, or haul milk in bulk shall be made to the department upon forms prescribed and furnished by it. Upon receipt of a proper application, compliance with all applicable regulations, and payment of a license fee determined by the department pursuant to Subsection 4-2-2 (2), the commissioner, if satisfied that the public convenience and necessity and the industry will be served, shall issue an appropriate license to the applicant subject to suspension or revocation for cause. Each license issued under this section expires at midnight on December 31 of each year. A license to operate a plant or to manufacture butter or cheese, pasteurize milk, test milk for payment, distribute dairy products, or to haul milk in bulk is renewable for a period of one year upon the payment of an annual license renewal fee determined by the department pursuant to Subsection 4-2-2 (2) on or before December 31 of each year.

(2) Application for a permit or certificate to produce milk shall be made to the department on forms prescribed and furnished by it. Upon receipt of a proper application and compliance with all applicable regulations, the commissioner shall issue a permit entitling the applicant to engage in the business of producer, subject to suspension or revocation for cause. No fee may be charged by the department for issuance of a permit or certificate."

Renumber remaining sections accordingly.

4. Page 1, Line 16:
After "section" delete the comma and insert ": (a) ""liquid dairy product" means a milk container which contains a pint of milk or less; and (b) "

5. Page 1, Line 27:
After "(3)" insert "(a)"

6. Page 2, Line 28:
Delete "(a)" and insert "(i)"

7. Page 2, Line 29:
Delete "(b)" and insert "(ii)"

8. Page 2, Line 30:
Delete "(c)" and insert "(iii)" and after line 30 insert the following:
"(b) Milk coolers may be loaned or sold to a retailer if the milk cooler:
(i) is portable;
(ii) has a storage capacity not exceeding 12 cubic feet; and
(iii) is used solely for retail display sales of liquid dairy products."

9. Page 2, Line 41:
After "cabinet" insert "or milk cooler"

10. Page 2, Line 43:
After "cabinet" insert "or milk cooler"

Beverly Ann Evans, Chair; and

Mr. President: February 21, 2000

The State and Local Affairs Committee has returned **S.B. 219**, DRINKING WATER TECHNICIAN CERTIFICATION, by Senator H. Nielson, to the Secretary of the Senate.

R. Mont Evans, Chair

Report filed. **S.B. 90** and **S.B. 219** were returned to Secretary of the Senate.

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On motion of Senator Hillyard, **1st Sub. S.B. 161**, RESTRICTION ON WEAPONS - ELEMENTARY AND SECONDARY SCHOOLS, and **1st Sub. S.B. 162**, RESTRICTIONS ON WEAPONS - HOUSES OF WORSHIP, were returned to the Rules Committee.

SECOND READING CALENDAR

On motion of Senator Poulton, the circle was removed from **1st Sub. S.J.R. 6**, JOINT RULES REVISIONS RESOLUTION, and it was before the Senate. Senator Poulton explained the bill. Senators Davis and Steele commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Mayne

* * *

On motion of Senator Beattie, Craig Johnson, Steve Williams, Denny Dunn, Heidi Hadlock, from the National Cutting Horse Association, were presented with a citation.

S.B. 234, PENALTIES FOR OFFENSES AGAINST POLICE SERVICE ANIMALS, was read the second time. Senator Knudson explained the bill and it bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

M. Evans	Steele	Beattie

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S.B. 259, EMERGENCY MEDICAL FUND ADJUSTMENT FOR CERTAIN COUNTIES, was read the second time. Senator Mansell explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

M. Evans	Steele	Beattie

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1st Sub. S.B. 156, PROPERTY TAX - GOVERNING BODY AND VOTER APPROVAL, was read the second time and explained by Senator Poulton. On motion of Senator Poulton, the bill was amended as follows:

1. Page 1, Line 6:
   After "OBTAIN" delete "UNANIMOUS LEGISLATIVE BODY"

2. Page 1, Line 7:
   After "RATE" insert "FROM 70% OF THE MEMBERS OF THE TAXING ENTITY'S LEGISLATIVE BODY"

3. Page 5, Line 129:
   After "(b)" insert "and subject to Subsection (5)(c)"

4. Page 5, Line 132:
   After "obtain" delete "unanimous"

5. Page 5, Line 133:
   After "from" insert "70% of"

6. Page 5, Line 143:
   After Line 143 insert:
   "(c) For purposes of Subsection (5)(a), a county shall obtain approval from 70% of the members of the county legislative body to impose the tax rate described in Subsection (5)(a) during a budget hearing:
   (i) under Section 17-36-13; and
   (ii) during November or December of the year before the year in which the county imposes the tax rate described in Subsection (5)(a)."

Senators Nielson, Jones, Blackham, R. Allen, Hillyard, Mansell, and Stephenson commented. The bill failed, as amended, on the following roll call:

Yeas, 9; Nays, 19; Absent, 1.

Voting in the affirmative were: Senators

M. Evans	Hellewell	Mansell	Mayne
Muhlestein	Nielson	Spencer	Stephenson
Valentine			

Voting in the negative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hillyard

Howell	Hull	Jones	Julander
Knudson	Montgomery	Peterson	Poulton
Steele	Suazo	Waddoups	

Absent or not voting was: Senator Beattie

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

AFTERNOON SESSION

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

INTRODUCTION OF BILLS

SALES AND USE TAXATION OF ADMISSIONS OR USER FEES - OLYMPIC WINTER GAMES OF 2002

S.B. 272 *John L. Valentine*

AN ACT RELATING TO THE SALES AND USE TAX ACT; ADDRESSING WHEN AMOUNTS PAID OR CHARGED AS ADMISSION OR USER FEES RELATING TO THE OLYMPIC WINTER GAMES OF 2002 ARE CONSIDERED TO BE PAID OR CHARGED; EXEMPTING FROM THE SALES AND USE TAXES FOR A ONE-YEAR PERIOD CERTAIN SALES OF ADMISSIONS OR USER FEES RELATING TO THE OLYMPIC WINTER GAMES OF 2002; REQUIRING THE STATE OLYMPIC OFFICER AND THE SALT LAKE ORGANIZING COMMITTEE FOR THE OLYMPIC WINTER GAMES OF 2002 TO MAKE CERTAIN REPORTS TO THE OLYMPIC COORDINATION COMMITTEE AND THE REVENUE AND TAXATION INTERIM COMMITTEE; AND MAKING TECHNICAL CHANGES, was read for the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 22, 2000

The Rules Committee recommends assignment of the following bills and resolutions to standing committee:

Business, Labor, & Economic Development

H.B. 114 Business Entity Amendments (A. Bradshaw)

H.B. 115	Condominium Privacy (B. Holladay)
1st Sub. H.B. 254	Insurance Department - Health Insurance Reporting Requirements (R. Lockhart)
1st Sub. H.B. 293	Use of Tobacco Fund Proceeds (R. Short)

Education

H.B. 156	Education Ethics Code (E. Anderson)
H.B. 230	Insurance Department - Health Policy Responsibilities (R. Lockhart)
H.B. 253	Higher Education Tuition and Fees Exemption (J. Tanner)
H.J.R. 12	Joint Resolution Encouraging Study of Alcoholic Beverages Server Training (C. Saunders)

Energy, Natural Resources & Agriculture

1st Sub. H.B. 158	Animal Shelter Pet Sterilization Act Amendments (G. Adair)
1st Sub. H.B. 275	Sales and Use Tax Allocation for Species Protection (T. Hatch)
H.B. 292	Capital Projects Approval and Administration (G. Adair)

Health & Environment

H.B. 373	Lobbyist Reporting Requirements (P. Buckner)
H.B. 98	Appropriation to Illegal Drug manufacturing and Storage Site Decontamination Fund (A. Tyler)

Human Services

S.B. 164	Medical Exclusions in Individual Health Insurance Policies (H. Nielson)
H.B. 232	Reimbursement of Legal Fees and Costs to Educators (M. Throckmorton)

Revenue & Taxation

S.B. 272	Sales and Use Taxation of Admissions or User Fees - Olympic Winter Games of 2002 (J. Valentine)

State & Local Affairs

2nd Sub. H.B. 140	Reorganization of Veteran - Related Programs (M. Stephens)
H.B. 143	Clarification of Responsibility and Appropriation for Domestic Violence Shelters (L. Pace)
H.J.R. 1	Resolution Changing State Election Cycle (D. Zolman)

Transportation & Public Safety

H.B. 322 Criminal Fines Surcharge Amendments (B. Chard)

1st Sub. H.B. 26 Impounding Amendments (B. Goodfellow)

Steven Poulton

Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 22, 2000

The House passed, as substituted and amended, **1st Sub. H.B. 130**, COUNTY STATUTES RECODIFICATION, by Representative D. Gladwell, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 177**, ASSESSING, REPORTING, AND EVALUATING STUDENT PERFORMANCE, by Representative T. Rowan, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 260**, TUITION ASSISTANCE FOR SERVICE MEMBERS, by Representative B. Chard, and it is transmitted for consideration; and

The House passed **H.B. 294**, MEDICAL MALPRACTICE AMENDMENTS, by Representative B. Holladay, and it is transmitted for consideration; and

The House passed **H.B. 303**, DISCLOSURE OF INFORMATION RELATING TO PRIOR SCHOOL EMPLOYMENT, by Representative S. Allen, and it is transmitted for consideration; and

The House passed **H.B. 330**, JUDICIAL AMENDMENTS, by Representative P. Arent, and it is transmitted for consideration.

The House passed, as amended, **H.B. 272**, RETIREMENT OFFICE AMENDMENTS, by Representative R. Short, and it is transmitted for consideration; and

The House passed **H.B. 326**, CONTRIBUTING TO THE DELINQUENCY OF A MINOR, by Representative D. Ure, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 357**, SCHOOL TRUST LANDS MODIFICATIONS, by Representative M. Brown, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. 1st Sub. H.B. 130, H.B. 177, H.B. 260, H.B. 294, H.B. 303, H.B. 330, H.B. 272, H.B. 326, and 2nd Sub. H.B. 357 were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: February 21, 2000

The Judiciary Committee recommends S.B. 8, INVESTIGATION OF POLYGAMIST ACTIVITIES, by Senator R. Allen, be replaced and favorably recommends 1st Sub. S.B. 8, INVESTIGATION OF POLYGAMIST ACTIVITIES; and

The Judiciary Committee reports a favorable recommendation on S.B. 119, ASSAULT AND COHABITANT ABUSE ACT AMENDMENTS, by Senator M. Peterson; and

The Judiciary Committee reports a favorable recommendation on S.B. 240, DECRIMINALIZATION OF TRAFFIC OFFENSES, by Senator L. Hillyard, with the following amendments:

1. Page 3, Line 73:
   After line 73 insert:
   "(5)(a) A municipality that has a population greater than 150,000, according to the last official federal census, shall remit to the state by June 30 of each fiscal year:
   (i) $504,700 for fiscal year 2000-01; and
   (ii) $580,400 for fiscal year 2001-02.
   (b) A municipality that has a population less than 150,000, according to the last official federal census, shall remit to the state by June 30 of each fiscal year:
   (i) $388,600 for fiscal year 2000-01; and
   (ii) $446,900 for fiscal year 2001-02.
   (c) If a municipality repeals the ordinance described in Subsection (2)(a) prior to the end of a fiscal year, the municipality shall remit to the state the amount described in Subsection (5)(a) or (b) prorated according to the date the ordinance is repealed.
   (d) Monies remitted to the state under this Subsection (5) shall be remitted to the state treasurer and deposited in the state General Fund."

2. Page 3, Line 82:
   Delete "and" and after line 82 insert:
   "(d) shall be recorded or otherwise documented so that a true and correct transcript may be made of its proceedings; and"

3. Page 3, Line 83:
Delete "(d)" and insert "(c)"

4. Page 4, Line 100:
Delete "minutes." and delete ", if available."

5. Page 4, Lines 102-105:
Delete all of lines 102 through 105

6. Page 11, Line 322:
Delete "2001" and insert "2002"

Terry Spencer, Chair

On motion of Senator Peterson, the committee reports were adopted. **1st Sub. S.B. 8, S.B. 119,** and **S.B. 240** were placed on Second Reading Calendar.

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Mr. President: February 22, 2000

The Judiciary Committee reports a favorable recommendation on **H.B. 270,** FELONY MURDER AMENDMENTS, by Representative J. Swallow, and recommends it be considered read for the second time and placed on the Consent Calendar.

Terry Spencer, Chair

On motion of Senator Peterson, the committee reports were adopted. **H.B. 270** was considered read the second time and placed on the Consent Calendar.

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Mr. President: February 21, 2000

The Judiciary Committee has returned **S.B. 225,** COMMITTEE ON CRIMINAL JUSTICE FOR YOUTH AND ADULTS WITH MENTAL RETARDATION, by Senator L. Hillyard, to the Secretary of the Senate.

Report Filed. S.B. 225 was returned to the Secretary of the Senate.

THIRD READING CALENDAR

On motion of Senator Peterson, the circle was removed from **1st Sub. S.B. 66,** COHABITANT ABUSE PROCEDURES ACT AMENDMENT, and it was before the Senate. Senator Peterson moved to strike the enacting clause of the bill and return the bill to the rules committee.

SECOND READING CALENDAR

2nd Sub. S.B. 186, REDEVELOPMENT AGENCY TAX INCREMENT CHANGES, was read the second time. Senator Stephenson explained the bill. Senators Steele and Davis commented. The bill passed on the following roll call:

Yeas, 17; Nays, 12; Absent, 0.

Voting in the affirmative were: Senators

Blackham	M. Evans	Hellewell	Hillyard
Jones	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Howell	Hull
Julander	Mayne	Peterson	Suazo

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On motion of Senator Hillyard, the remaining Senate bills considered today will be heard under suspension of the rules.

Sub. S.B. 172, SALES AND USE TAX MODIFICATIONS, was read the second time. On motion of Senator Hillyard, the bill was circled.

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S.J.R. 14, RESOLUTION CREATING CONSTITUTIONAL TRUST FUND, was read the second time. On motion of Senator Hillyard, the bill was circled.

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1st Sub. S.B. 238, PERSONNEL MANAGEMENT ACT AMENDMENTS, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

1st Sub. S.B. 8, INVESTIGATION OF POLYGAMIST ACTIVITIES, was read the second time. Senator R. Allen explained the bill. Senators Hellewell and Jones commented. The bill passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative was: Senator
Jones

Absent or not voting was: Senator
Mansell

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S.B. 119, ASSAULT AND COHABITANT ABUSE ACT AMENDMENTS, was read the second time. Senator Peterson explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Waddoups	Beattie		

Absent or not voting were: Senators

Hellewell	Mansell	Valentine

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S.B. 240, DECRIMINALIZATION OF TRAFFIC OFFENSES, was read the second time. Senator Hillyard explained the bill. Senator Montgomery commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Beattie

Absent or not voting was: Senator
Waddoups

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On motion of Senator Poulton, the circle was removed from **S.J.R. 14**, RESOLUTION CREATING CONSTITUTIONAL TRUST FUND, and it was before the Senate. Senator Poulton explained the bill. Senators Hillyard, Davis, R. Allen, Howell, Valentine, Montgomery, and Dmitrich commented. The bill passed on the following roll call:

Yeas, 18; Nays, 10; Absent, 1.

Voting in the affirmative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Hillyard	Jones	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Poulton	Steele	Stephenson	Valentine
Waddoups	Beattie		

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Howell	Hull	Julander
Peterson	Suazo		

Absent or not voting was: Senator
Spencer

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On motion of Senator Spencer, the circle was removed from **1st Sub. S.B. 238**, PERSONNEL MANAGEMENT ACT AMENDMENTS, and it was before the Senate. Senator Spencer explained the bill. Senator R. 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

R. Allen	Davis	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine			

Absent or not voting were: Senators

E. Allen	Blackham	Waddoups	Beattie

* * *

On motion of Senator Valentine, the circle was removed from **1st Sub. S.B. 145**, NOTARY PUBLIC REQUIREMENTS, and it was before the Senate. Senator Valentine explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Davis	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine			

Absent or not voting were: Senators

E. Allen	Blackham	Waddoups	Beattie

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H.B. 29, AMENDMENTS TO PUBLIC ASSISTANCE, was read the second time. 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

R. Allen	Blackham	Davis	B. Evans
M. Evans	Hale	Hellewell	Hillyard

Howell	Hull	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Voting in the negative was: Senator Jones

Absent or not voting were: Senators

E. Allen	Dmitrich

* * *

On motion of Senator Blackham, the circle was removed from **H.B. 61**, DISTRIBUTION OF SALES AND USE TAX REVENUES - BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS OR FACILITIES, and it was before the Senate. Senator Blackham explained the bill. Senator Valentine commented. The bill passed on the following roll call:

Yeas, 22; Nays, 5; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hillyard	Howell
Hull	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Nielson
Peterson	Poulton	Steele	Suazo
Valentine	Waddoups		

Voting in the negative were: Senators

B. Evans	M. Evans	Hellewell	Muhlestein
Stephenson			

Absent or not voting were: Senators

Spencer	Beattie

* * *

On motion of Senator Hillyard, the circle was removed from **1st Sub. S.B. 172**, SALES AND USE TAX MODIFICATIONS, and it was before the Senate. Senator Hillyard explained the bill. Senators Muhlestein, Hull, Stephenson, Valentine, Howell, and R. Allen commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Dmitrich	M. Evans
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Davis	B. Evans	Hale
Mayne	Suazo		

RULES COMMITTEE REPORTS

To the Members of the Senate: February 22, 2000

The Rules Committee recommends assignment of the following bills to standing committees:

Education

H.B. 260	Tuition Assistance for Service members (B. Chard)
H.B. 303	Disclosure of Information Relating to Prior School Employment (S. Allen)

Human Services

H.B. 177	Assessing, Reporting, and Evaluating Student Performance (T. Rowan)
H.B. 326	Contributing to the Delinquency of a Minor (D. Ure)

State & Local Affairs

1st Sub. H.B. 130	County Statutes Recodification (D. Gladwell)
1st Sub. H.B. 307	Legislative Interim Committees (R. Short)

Transportation & Public Safety

H.B. 330	Judicial Amendments (P. Arent)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

* * *

On motion of Senator L. Hillyard and at 4:00 p.m., the Senate adjourned until 9:00 a.m., Wednesday, February 23, 2000.

THIRTY-EIGHTH 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 - Father Ken Viapondo, Our Lady of Guadalupe Church

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 23, 2000

The House passed, as substituted and amended, **2nd Sub. H.B. 113**, MOTOR VEHICLE FRANCHISE AMENDMENTS, by Representative K. Garn, and it is transmitted for consideration; and

The House passed, as substituted and amended, **2nd Sub. H.B. 116**, SUBDIVISION OF LAND AMENDMENTS, by Representative J. Murray, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 312**, DIVISION OF CHILD AND FAMILY SERVICES AMENDMENTS, by Representative W. Harper, and it is transmitted for consideration; and

The House passed **H.B. 359**, APPROPRIATION FOR PROJECTS TO IMPROVE PRIVATE GRAZING LANDS, by Representative J. Gowans, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 362**, DISPATCHER TRAINING AND 911 PHONE CHARGE AMENDMENTS, by Representative B. Chard, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 382**, PUBLIC OFFICERS AND EMPLOYEES ETHICS ACT AMENDMENTS, by Representative D. Ure, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 423**, MOTOR VEHICLE LIABILITY COVERAGE, by Representative G. Curtis, and it is transmitted for consideration; and

Carole E. Peterson, Chief Clerk

Communications filed. **2nd Sub. H.B. 113, 2nd Sub. H.B. 116, H.B. 312, H.B. 359, H.B. 362, H.B. 382,** and **H.B. 423** were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: February 22, 2000

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 27,** PROCUREMENT CODE REQUIREMENTS OF HEALTH CARE BENEFITS, by Senator E. Mayne; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **S.B. 53,** LICENSING SECURITY OFFICERS, by Senator D. Steele, with the following amendments:

1. Page 4, Line 100:
   After Line 100 insert:
   "(d)(i) "Private security officer" does not include an unarmed person hired by a proprietary business to provide services to protect the security of property under Subsection (12)(a)(i) or (ii) for:
   (A) a period of time not exceeding 30 days of any 90-day period; and
   (B) 20 or fewer hours per week during the employment period under Subsection (12)(d)(i)(A) above.
   (ii) The exemption under this Subsection (12)(d) is not available to persons who qualify for an exemption under the terms of Section 58-63-311."; and

The Business, Labor, and Economic Development Committee recommends **S.B. 183,** UTAH CORRECTIONAL INDUSTRIES BUSINESS PARK, by Senator L. Blackham, be replaced and favorably recommends **1st Sub. S.B. 183,** UTAH CORRECTIONAL INDUSTRIES BUSINESS PARK; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **2nd Sub. H.B. 109,** DEFINED CONTRIBUTION OPTION, by Representative T. Rowan; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 137,** IMPACT FEE AMENDMENTS, by Representative G. Adair; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 148,** FOOD SAFETY CERTIFICATE, by Representative J. Gowans; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **1st Sub. H.B. 210**, HIGHER EDUCATION REVENUE BOND, by Representative J. Alexander; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 274**, FIRE PREVENTION AMENDMENTS, by Representative K. Bryson; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.J.R. 11**, JOINT RESOLUTION FOR INCREASING TOURISM MARKET SHARE, by Representative S. Allen.

Parley G. Hellewell, Chair

Mr. President: February 22, 2000

The Education Committee reports a favorable recommendation on **H.B. 145**, PEACE CORPS VOLUNTEER SPECIAL LICENSE PLATES, by Representative L. Baca; and

The Education Committee reports a favorable recommendation on **H.B. 193**, TUITION WAIVERS FOR CHILDREN IN LONG-TERM FOSTER CARE, by Representative R. Siddoway.

Lorin V. Jones, Chair

On motion of Senator Hillyard, the committee reports were adopted. **S.B. 27, S.B. 53, 1st Sub. S.B. 183, 2nd Sub. H.B. 109, H.B. 137, H.B. 148, 1st Sub. H.B. 210, H.B. 274, H.J.R. 11, H.B. 145,** and **H.B. 193** were placed on Second Reading Calendar.

CONSENT CALENDAR

H.B. 204, JUDICIAL INFORMATION TO VOTERS, 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

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Dmitrich	Howell	Suazo

H.B. 204 was signed by the President of the Senate in open session and returned to the House.

* * *

THIRD READING CALENDAR

On motion of Senator Waddoups, the circle was removed from **S.B. 270**, SEX OFFENDER REGISTRY, and it was before the Senate. Senator Waddoups explained the bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Hull	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Dmitrich	Howell

S.B. 270 was transmitted to the House.

* * *

1st Sub. S.J.R. 6, JOINT RULES REVISIONS RESOLUTION, was read the third time and explained by Senator Poulton. On motion of Senator Peterson, the bill was circled.

* * *

S.B. 234, PENALTIES FOR OFFENSES AGAINST POLICE SERVICE ANIMALS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	M. Evans

S.B. 234 was transmitted to the House.

* * *

S.B. 259, EMERGENCY MEDICAL FUND ADJUSTMENT FOR CERTAIN COUNTIES, was read the third time and explained by Senator Mansell. Senator Mayne commented and declared a conflict of interest.

* * *

On motion of Senator Hillyard, the Senate resolved itself into a Committee of the Whole for the purposes of honoring the families of Lt. Thomas Bahorovich III and Lt. Thomas Sumner Rettburg of the Utah Highway Patrol. Senators Beattie, Suazo, R. Evans, Howell, and Valentine commented.

* * *

UNFINISHED BUSINESS

S.B. 259, EMERGENCY MEDICAL FUND ADJUSTMENT FOR CERTAIN COUNTIES, was before the Senate and explained by Senator Mansell. Senators Hale, Waddoups, and Mayne commented and the bill passed on the following roll call:

Yeas, 24; Nays, 4; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Julander	Knudson
Mansell	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Beattie

Voting in the negative were: Senators

Dmitrich	M. Evans	Jones	Mayne

Absent or not voting was: Senator
Waddoups

S.B. 259 was transmitted to the House.

On motion of Senator Mansell, the following intent language was spread upon the pages of the journal:

INTENT LANGUAGE FOR S.B. 259

"It is the intent of the Legislature that when municipalities in first class counties hire paramedics using funding generated by this bill, the municipalities shall give hiring preference to paramedics currently employed by first class counties and consistent with civil service rules."

* * *

2nd Sub. S.B. 186, REDEVELOPMENT AGENCY TAX INCREMENT CHANGES, was read the third time and explained by Senator Stephenson. Senators Davis commented. On motion of Senator Davis, the bill was circled.

* * *

1st Sub. S.B. 8, INVESTIGATION OF POLYGAMIST ACTIVITIES, was read the third time, explained by Senator R. Allen, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Voting in the negative was: Senator
Jones

1st Sub. S.B. 8 was transmitted to the House.

* * *

On motion of Senator Poulton, **1st Sub. S.B. 156**, PROPERTY TAX - GOVERNING BODY AND VOTER APPROVAL, is to be reconsidered and placed on the top of the Second Reading Calendar.

* * *

S.B. 119, ASSAULT AND COHABITANT ABUSE ACT AMENDMENTS, was read the third time, explained by Senator Peterson, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Beattie	

Absent or not voting were: Senators

Mayne	Waddoups

S.B. 119 was transmitted to the House.

* * *

On motion of Senator Hillyard, the following intent language was spread upon the pages of the journal.

INTENT LANGUAGE FOR S.B. 251

In passing **S.B. 251**, Dramshop Modifications, the Legislature intends the following:

"The addition of definitions in Section 32a-14a-101, does not create a new right, but merely clarifies for the courts that the definition of "injury", includes the possibility of recovery for intangible injuries. This was highlighted in the 1997 intent language on S.B. 112, Dramshop Liability Amendments, which clarified that wrongful death recovery included recovery special and general damages

under this chapter. This demonstrated the Legislature's belief that both special and general damages, including intangibles, are available under this chapter.
The provisions of Sections 78-27-37 through 78-28-43, which provide for comparative negligence, may not be used to reduce an award brought under this chapter. This is not meant to be a new right, but rather a clarification for the court of what was originally encompassed within the chapter."

* * *

S.B. 240, DECRIMINALIZATION OF TRAFFIC OFFENSES, was read the third time and explained by Senator Hillyard. On motion of Senator Valentine, the bill was amended as follows:

1. Page 3, Line 62:
   After "held for" insert "; (i) a moving violation that would be a class B misdemeanor in a criminal proceeding; (ii)"

2. Page 3, Line 63:
   After "Driving" delete the comma and insert a semicolon and after "or" insert "(iii)"

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Beattie			

Absent or not voting were: Senators

Blackham	Howell	Mayne	Waddoups

S.B. 240 was transmitted to the House.

* * *

1st Sub. S.B. 238, PERSONNEL MANAGEMENT ACT AMENDMENTS, was read the third time, explained by Senator Spencer, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Howell	Mayne

1st Sub. S.B. 238 was transmitted to the House.

* * *

1st Sub. S.B. 145, NOTARY PUBLIC REQUIREMENTS, was read the third time and explained by Senator Valentine. On motion of Senator Valentine, the bill was amended as follows:

1. Page 1, Line 6 - 7:
   Delete all of line 6 and on line 7 delete "NOTARY PUBLIC AND"

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Howell	Julander

1st Sub. S.B. 145 was transmitted to the House.

* * *

On motion of Senator Peterson, and at 10:40 a.m., the Senate sauntered.

The Senate was called to order at 11:00 a.m., with President Beattie presiding.

STANDING COMMITTEE REPORTS

Mr. President: February 23, 2000

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 249**, ROADS ON PUBLIC LANDS, by Senator L. Blackham.

Beverly Ann Evans, Chair; and

Mr. President: February 23, 2000

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 46**, DISEASE TESTING AMENDMENTS, by Representative B. Goodfellow; and

The Judiciary Committee reports a favorable recommendation on **H.B. 179**, PRIVATIZATION OF ADOPTION OF CHILDREN IN STATE CUSTODY, by Representative N. Stephens.

The Judiciary Committee reports a favorable recommendation on **2nd Sub. H.B. 244**, CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS, by Representative D. Iverson.

Terry Spencer, Chair; and

Mr. President: February23, 2000

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 144**, SENTENCING ENHANCEMENT, by Representative G. Curtis; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 245**, IMPROVING SAFETY IN PUBLIC SCHOOLS, by Representative B. Wright; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 266**, UTAH TOMORROW STRATEGIC PLANNING COMMITTEE AMENDMENTS, by Representative L. Frandsen; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 298**, BUDGET RESERVE ACCOUNT AND MONEY MANAGEMENT ACT AMENDMENTS, by Representative L. Frandsen; and

The Transportation and Public Safety Committee reports a favorable recommendation on **1st Sub. H.B. 331**, CRIME VICTIMS' REPARATIONS ACT AMENDMENTS, by Representative A. Bradshaw.

Michael G. Waddoups, Chair

On motion of Senator Waddoups, the committee reports were adopted. **S.B. 249, 1st Sub. H.B. 46, H.B. 179, H.B. 144, 2nd Sub. H.B. 244, H.B. 245, H.B. 266, H.B. 298, 1st Sub. H.B. 331** were placed on Second Reading Calendar.

* * *

Mr. President: February 23, 2000

The Judiciary Committee reports a favorable recommendation on **H.B. 161**, BACKGROUND CHECKS FOR WEAPONS PURCHASE, by Representative A. Tyler, et al, 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. 222**, SUBPOENA POWER AMENDMENTS, by Representative N. Hendrickson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Terry Spencer, Chair

On motion of Senator Mansell, the committee reports were adopted. **H.B. 161** and **1st Sub. H.B. 222** were considered read the second time and placed on the Consent Calendar.

* * *

S.J.R. 14, RESOLUTION CREATING CONSTITUTIONAL TRUST FUND, was read the third time. On motion of Senator Poulton, the bill was circled.

* * *

1st Sub. S.B. 172, SALES AND USE TAX MODIFICATIONS, 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

E. Allen	R. Allen	Davis	Dmitrich
Hale	Hellewell	Hillyard	Howell
Hull	Jones	Julander	Knudson
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Beattie

Absent or not voting were: Senators

Blackham	B. Evans	M. Evans	Mansell
Suazo			

1st Sub. S.B. 172 was returned to the House.

* * *

H.B. 29, AMENDMENTS TO PUBLIC ASSISTANCE, was read the third time, explained by Senator Hillyard, and passed on the following roll call:

Yeas, 21; Nays, 1; Absent, 7.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Dmitrich	Hale
Hellewell	Hillyard	Hull	Julander
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Beattie			

Voting in the negative was: Senator
Jones

Absent or not voting were: Senators

Blackham	Davis	B. Evans	M. Evans
Howell	Mansell	Suazo	

H.B. 29, as amended, was returned to the House.

* * *

H.B. 61, DISTRIBUTION OF SALES AND USE TAX REVENUES - BOTANICAL, CULTURAL, RECREATIONAL, AND ZOOLOGICAL ORGANIZATIONS OF FACILITIES was read the third time and explained by Senator Blackham. Senator Valentine commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mayne	Montgomery	Nielson
Peterson	Poulton	Spencer	Steele
Valentine	Beattie		

Voting in the negative were: Senators

Muhlestein	Stephenson	Waddoups	

Absent or not voting were: Senators

B. Evans	M. Evans	Mansell	Suazo

H.B. 61 was signed by the President in open session and returned to the House.

* * *

On motion of Senator Valentine, the circle was removed from **1st Sub. S.B. 230**, REDEVELOPMENT AGENCY AMENDMENT, and it was before the Senate. Senator Valentine explained the bill. On motion of Senator Valentine, the following substitute bill replaced the original bill.

REDEVELOPMENT AGENCY AMENDMENT

2nd Sub. S.B. 230 *John L. Valentine*

AN ACT RELATING TO SPECIAL DISTRICTS; MODIFYING THE DEFINITION OF ECONOMIC DEVELOPMENT; MODIFYING THE MAKEUP OF THE TAXING AGENCY COMMITTEE UNDER CERTAIN CIRCUMSTANCES; ALLOWING SCHOOL DISTRICTS TO CHOOSE NOT TO LOSE TAX INCREMENT FUNDS UNDER CERTAIN CIRCUMSTANCES; AND MAKING TECHNICAL CHANGES.

Senator Stephenson commented and the bill passed, as substituted, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator

M. Evans

2nd Sub. S.B. 230 was transmitted to the House.

* * *

On motion of Senator Hillyard, and at 11:25 a.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:45 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 23, 2000

The House passed, **S.B. 69**, OVERSIGHT OF LEGISLATIVE STAFF OFFICES, by Senator L. Beattie, which has been signed by the Speaker and it is transmitted for the signature of the President.

The Speaker of the House has signed **S.B. 121**, DR. MARTIN LUTHER KING JR. DAY, by Senator P. Suazo, et al, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 121 and **S.B. 69** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 23, 2000

The House passed, as amended, **H.B. 155**, AMENDMENTS TO SCHOOL UNIFORM STANDARDS, by Representative K. Morgan, and it is transmitted for consideration; and

The House passed **H.B. 267**, TOBACCO MANUFACTURERS RESPONSIBILITY ACT AMENDMENTS, by Representative K. Morgan, and it is transmitted for consideration; and

The House passed **H.B. 284**, MOTOR AND SPECIAL FUEL TAXES - NAVAJO NATION TAXES, by Representative K. Johnson, and it is transmitted for consideration; and

The House passed **H.B. 296**, PREVENTION OF RETALIATORY LAWSUITS, by Representative R. Lockhart, et al, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 89**, PROFESSIONAL LICENSING AMENDMENTS, by Representative M. Dayton, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 338**, CHANGES TO TELECOMMUNICATIONS LAWS, by Representative S. Koehn, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 372**, AMENDING REQUIREMENTS FOR CONCEALED FIREARMS, by Representative G. Cox, and it is transmitted for consideration; and

The House passed **H.B. 397**, INCENTIVES FOR ELEMENTARY READING PERFORMANCE, by Representative R. Bigelow, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 155, H.B. 267, H.B. 284,H.B. 296, 1st Sub. H.B. 89, H.B. 338, 2nd Sub. H.B. 372,** and **H.B. 397** were read the first time and referred to the Rules Committee.

INTRODUCTION OF BILLS

INMATE ACCESS TO PUBLICATIONS

S.B. 263 *R. Mont Evans*

AN ACT RELATING TO CORRECTIONS; LIMITING OFFENDER ACCESS TO SEXUALLY EXPLICIT MATERIAL; AND PROVIDING FOR AN ADMINISTRATIVE RECONSIDERATION PROCESS, was read for the first time and referred by the President of the Senate to the Rules Committee.

THIRD READING CALENDAR

On motion of Senator Mansell, the circle was removed from **2nd Sub. S.B. 186**, REDEVELOPMENT AGENCY TAX INCREMENT CHANGES, and it was before the Senate. Senator Stephenson explained the bill. On motion of Senator Davis, the bill was amended as follows:

1. Page 1, Line 7:
   After "BUDGETS;" insert "REQUIRING A CERTAIN PERCENTAGE OF TAX INCREMENT IN FUTURE PROJECT AREA BUDGETS TO BE ALLOCATED FOR HOUSING;"

2. Page 3, Lines 68-70:
Delete lines 68 through 70 and insert:
"(iii)(A) Each project area budget adopted after May 1, 2000 shall allocate at least 20% of tax increment for housing as provided in Subsection 17A-2-1264(3)(a).
(B) Before the taxing agency committee may give its consent to a project area budget adopted after May 1, 2000, the agency shall comply with Subsection 17A-2-1264(2)(b)."

3. Page 3, Line 78:
After "17A-2-1264" delete "(2)" and insert "(3)"

The amendments passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Howell
Hull	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Peterson
Spencer	Suazo	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

M. Evans	Hellewell	Hillyard	Muhlestein
Nielson	Poulton	Steele	Stephenson

Senators Davis, Mansell, and Hull commented. The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Hellewell
Howell	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Stephenson	Suazo	Waddoups	

Voting in the negative were: Senators

Dmitrich	Hillyard	Hull	Steele
Beattie			

Absent or not voting was: Senator Valentine

2nd Sub. S.B. 186 was transmitted to the House.

STANDING COMMITTEE REPORTS

Mr. President: February 23, 2000

The Retirement Committee recommends **S.B. 106**, RETIREMENT BENEFIT ENHANCEMENT, by Senator H. Nielson, be replaced and favorably recommends **1st Sub. S.B. 106**, RETIREMENT BENEFIT ENHANCEMENT with the following amendments:

1. Page 1, Line 22:
   After "service" insert "rendered prior to July 1, 1967"

2. Page 1, Line 23:
   Delete "factor" and insert "formula based upon actuarial assumptions and principles that results in a benefit"; and

The Retirement Committee recommends **S.B. 271**, PUBLIC SAFETY NONCONTRIBUTORY RETIREMENT AMENDMENTS, by Senator S. Howell, be replaced and favorably recommends **1st Sub. S.B. 271**, PUBLIC SAFETY NONCONTRIBUTORY RETIREMENT AMENDMENTS with the following amendments:

1. Page 1, Line 24:
   Delete "49-4a-401" and insert "49-4-401"; and

The Retirement Committee recommends **S.B. 252**, FIREFIGHTER RETIREMENT AMENDMENTS, by Senator G. Davis, be replaced and favorably recommends **1st Sub. S.B. 252**, FIREFIGHTER RETIREMENT AMENDMENTS.

Michael G. Waddoups, Chair

On motion of Senator Waddoups, the committee reports were adopted. **1st Sub. S.B. 106, 1st Sub. S.B. 271,** and **1st Sub. S.B. 252** were placed on Second Reading Calendar.

SECOND READING CALENDAR

On motion of Senator Hillyard, **1st Sub. S.B. 106, 1st Sub. S.B. 271,** and **1st Sub. S.B. 252** were placed on the top of the Second Reading Calendar and heard under suspension of the rules.

1st Sub. S.B. 156, PROPERTY TAX - GOVERNING BODY AND VOTER APPROVAL, was read the second time. Senator Poulton explained the bill. On motion of Senator Poulton, the following substitute bill replaced the original bill.

PROPERTY TAX - GOVERNING BODY AND VOTER APPROVAL

2nd Sub. S.B. 156 *Senator L. Steven Poulton*

AN ACT RELATING TO THE PROPERTY TAX ACT; REQUIRING A TAXING ENTITY TO OBTAIN APPROVAL FROM A CERTAIN PERCENTAGE OF THE TAXING ENTITY'S LEGISLATIVE BODY TO IMPOSE A TAX RATE THAT EXCEEDS THE CERTIFIED TAX RATE; DELETING OBSOLETE LANGUAGE; MAKING TECHNICAL CHANGES; AND PROVIDING FOR RETROSPECTIVE OPERATION.

On motion of Senator Poulton, the bill was circled.

* * *

S.B. 27, PROCUREMENT CODE REQUIREMENTS OF HEALTH CARE BENEFITS, was read the second time. Senator Mayne explained the bill commented. The bill passed on the following roll call:

Yeas, 19; Nays, 8; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
M. Evans	Hale	Hillyard	Howell
Hull	Julander	Knudson	Mansell
Mayne	Montgomery	Peterson	Poulton
Steele	Suazo	Beattie	

Voting in the negative were: Senators

Blackham	B. Evans	Hellewell	Jones
Muhlestein	Nielson	Spencer	Waddoups

Absent or not voting were: Senators

Stephenson	Valentine

On motion of Senator Mayne, the Senate moved to the Third Reading Calendar and S.B. 27 was circled.

* * *

On motion of Senator Blackham, the Senate returned to the Second Reading Calendar.

S.B. 53, LICENSING SECURITY OFFICERS, was read the second time. Senator Steele explained the bill. On motion of Senator Steele, the bill was circled.

* * *

Sub S.B. 183, UTAH CORRECTIONAL INDUSTRIES BUSINESS PARK, was read the second time. Senator Blackham explained the bill.

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

1. Page 4, Line 114:
   After "(5)(b)(iii)," bracket "or"
   After "(5)(b)(iv)," insert "or (5)(b)(v),"

2. Page 11, Line 318:
   After "182" insert "h"

3. Page 11, Line 320:
   After "182" insert "h"

Senators Mayne and R. Evans commented. The bill passed, as substituted and amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Hull	Jones
Julander	Knudson	Mayne	Muhlestein
Nielson	Peterson	Spencer	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

Howell	Mansell	Montgomery	Poulton
Steele	Stephenson	Beattie	

* * *

S.B. 249, ROADS ON PUBLIC LANDS, was read the second time. Senator Blackham explained the bill. Senator Davis commented. The bill passed on the following roll call:

Yeas, 19; Nays, 6; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	Blackham	Dmitrich	B. Evans
M. Evans	Hellewell	Hillyard	Hull
Jones	Knudson	Mansell	Mayne
Muhlestein	Nielson	Spencer	Steele
Stephenson	Valentine	Waddoups	

Voting in the negative were: Senators

R. Allen	Davis	Hale	Julander
Peterson	Suazo		

Absent or not voting were: Senators

Howell	Montgomery	Poulton	Beattie

* * *

Sub. S.B. 106, RETIREMENT BENEFIT ENHANCEMENT, was read the second time. Senator Nielson explained the bill. Senators Hellewell, Valentine, Hull, Mayne, and Steele commented. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

* * *

Sub. S.B. 252, FIREFIGHTER RETIREMENT AMENDMENTS, was read the second time. Senator Davis explained the bill. Senators Mansell and Hillyard commented. The bill passed on the following roll call:

Yeas, 23; Nays, 4; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander

Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Spencer	Steele
Suazo	Waddoups	Beattie	

Voting in the negative were: Senators

B. Evans	Mansell	Stephenson	Valentine

Absent or not voting were: Senators

Blackham	Poulton

* * *

1st Sub. S.B. 271, PUBLIC SAFETY NONCONTRIBUTORY RETIREMENT AMENDMENTS, was read the second time. Senator Howell explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Beattie	

Voting in the negative were: Senators

Valentine	Waddoups

RULES COMMITTEE REPORTS

To the Members of the Senate: February 23, 2000

The following House Bill has been tabled by the Senate Rules Committee:

2nd Sub. H.B. 220 Initiative Process Amendments (T. Rowan)

Steven Poulton
Rules Committee Chair

* * *

To the Members of the Senate: February 23, 2000

The Rules Committee recommends assignment of the following bills and resolution to standing committees:

Energy, Natural Resources & Agriculture

S.B. 215	Real Estate Recording Law Amendments (R. Allen)
H.B. 71	Implementation and Audit of Best Practices in New Programs and Agencies (L. Frandsen)
H.B. 101	Persons with a Disability - Technical Amendments (J. Biskupski)
2nd Sub. H.B. 116	Subdivision of Land Amendments (J. Murray)
H.B. 155	Amendments to School Uniform Standards (K. Morgan)
H.B. 267	Tobacco Manufacturers Responsibility Act Amendments (K. Morgan)
H.B. 272	Retirement Office Amendments (R. Short)
H.B. 312	Division of Child and Family Services Amendments (W. Harper)
H.B. 340	Cost-of-living Adjustment for Youth Corrections Private Providers (B. Chard)
H.B. 382	Public Officers and Employees Ethics Act Amendments (D. Ure)

Judiciary

S.B. 263	Inmate Access to Publications (R. Evans)
1st Sub. H.B. 89	Professional Licensing Amendments (M. Dayton)
1st Sub. H.B. 185	Health Insurers - Coverage of Emergency Medical Services (M. Carlson)
H.B. 296	Prevention of Retaliatory Lawsuits (R. Lockhart)

Transportation & Public Safety

2nd Sub. H.B. 113	Motor Vehicle Franchise Amendments (K. Garn)
H.B. 287	Lobbyist Disclosure Act Amendments (J. Swallow)
H.B. 294	Medical Malpractice Amendments (B. Holladay)
H.B. 395	Private Prison Amendments (B. King)
H.B. 362	Dispatcher Training and 911 Phone Charge Amendments (B. Chard)
H.B. 397	Incentives for Elementary Reading Performance (R. Bigelow)
H.B. 423	Motor Vehicle Liability Coverage (G. Curtis)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

* * *

On motion of Senator L. Hillyard and at 4:00 p.m., the Senate adjourned until 9:00 a.m., Thursday, February 24, 2000.

THIRTY-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
Prayer - Pastor Steve Klemz, Zion Evangelical Lutheran Church

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 23, 2000

The House passed, as substituted and amended, **1st Sub. H.B. 103**, AMENDMENTS TO CHILD WELFARE, by Representative N. Stephens, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 117**, INDIVIDUAL INCOME TAX - ESTIMATED TAX PAYMENTS AND USE OF REVENUES FOR EDUCATION, by Representative P. Arent, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 325**, FINE ARTS CURRICULUM IN PUBLIC SCHOOLS, by Representative E. Olsen, and it is transmitted for consideration; and

The House passed **H.C.R. 6**, RESOLUTION ON COUNTY ANNEXATION, by Representative B. Johnson, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. H.B. 103, H.B. 117, H.B. 325, H.C.R. 6** were read the first time and referred to the Rules Committee.

CONSENT CALENDAR

1st H.B. 187, PUBLIC CONSTRUCTION CONTRACTS, was read the third time, explained by Senator B. Evans, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Waddoups	Beattie

Absent or not voting was: Senator
Valentine

1st H.B. 187 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 268, UNPROFESSIONAL CONDUCT IN CONSTRUCTION TRADE, was read the third time, explained by Senator Hellewell, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Valentine

H.B. 268 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 319, WORKER'S COMPENSATION - PROOF OF COVERAGE INFORMATION DISCLOSURE, 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Valentine

H.B. 319 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 247, HIGHER EDUCATION ARCHEOLOGICAL INSTRUCTION PROGRAM, 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Valentine

H.B. 247, as amended, was returned to the House.

* * *

H.B. 75, BACKGROUND CHECKS FOR BAR APPLICANTS, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Waddoups	Beattie

Absent or not voting was: Senator
Valentine

H.B. 75 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

1st Sub. S.B. 183, UTAH CORRECTIONAL INDUSTRIES BUSINESS PARK, was read the third time, explained by Senator Blackham, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Waddoups	Beattie

Absent or not voting was: Senator
Valentine

1st Sub. S.B. 183 was transmitted to the House.

• • •

S.B. 249, ROADS ON PUBLIC LANDS, was read the third time and explained by Senator Blackham. On motion of Senator Blackham, the bill was circled.

* * *

1st Sub. S.B. 106, RETIREMENT BENEFIT ENHANCEMENTS, was read the third time, explained by Senator Nielson, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Waddoups	Beattie

Absent or not voting was: Senator
Valentine

1st Sub. S.B. 106 was transmitted to the House.

* * *

1st Sub. S.B. 252, FIREFIGHTER RETIREMENT AMENDMENTS, was read the third time, explained by Senator Davis, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Waddoups	Beattie

Absent or not voting was: Senator
Valentine

1st Sub. S.B. 252 was transmitted to the House.

* * *

On motion of Senator Poulton, the circle was removed from **1st Sub. S.J.R. 6**, JOINT RULES REVISIONS RESOLUTION, 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Hellewell	Valentine

1st Sub. S.J.R. 6 was transmitted to the House.

* * *

1st Sub. S.B. 271, PUBLIC SAFETY NONCONTRIBUTORY RETIREMENT AMENDMENTS, 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Hellewell	Mayne	Valentine

1st Sub. S.B. 271 was transmitted to the House.

SECOND READING CALENDAR

2nd Sub. H.B. 209, DRIVING UNDER THE INFLUENCE AMENDMENTS, was read the second time. Senator Steele explained the bill. On motion of Senator Steele, the bill was amended as follows:

1. Page 20, Line 607:
Delete "$100" and insert in its place "$84"

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

1. Page 32, Line 960:
Delete "two months" and insert "30 days"

Senators Julander, B. Evans, Hale, Howell, and Jones commented. The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Waddoups	Beattie	

Absent or not voting were: Senators

Mansell	Valentine

* * *

H.B. 86, SHAREHOLDER DERIVATIVE ACTIONS, was read the second time. On motion of Senator Hillyard, the bill was circled.

* * *

H.B. 225, HIGHER EDUCATION SAVINGS INCENTIVE PROGRAM AMENDMENTS, was read the second time. Senator B. Evans explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Hellewell Mansell

* * *

H.B. 251, APPROPRIATION FOR UTAH BOTANICAL CENTER, was read the second time. Senator Steele explained the bill and it passed on the following roll call:

Yeas, 20; Nays, 7; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hillyard
Howell	Hull	Julander	Knudson
Mayne	Montgomery	Peterson	Poulton
Spencer	Steele	Suazo	Beattie

Voting in the negative were: Senators

M. Evans	Jones	Muhlestein	Nielson
Stephenson	Valentine	Waddoups	

Absent or not voting were: Senators
Hellewell Mansell

On motion of Senator Steele, **H.B. 251** was placed on Third Reading Table due to fiscal impact.

* * *

H.B. 57, AMENDMENTS TO JUSTIFICATION AS DEFENSE, was read the second time. Senator R. Allen explained the bill. Senators Hillyard and Spencer commented. The bill passed on the following roll call:

Yeas, 19; Nays, 8; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Hillyard	Howell	Hull
Jones	Julander	Mansell	Mayne
Montgomery	Nielson	Peterson	Steele
Stephenson	Suazo	Valentine	

Voting in the negative were: Senators

B. Evans	M. Evans	Knudson	Muhlestein
Poulton	Spencer	Waddoups	Beattie

Absent or not voting were: Senators
Blackham Hellewell

* * *

H.B. 24, FINANCING OF PUBLIC EDUCATION, was read the second time. On motion of Senator Steele, the bill was circled.

* * *

H.B. 235, APPROPRIATION FOR WINNERS OF HISTORY CONTESTS, was read the second time. Senator Steele explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators
Dmitrich Hellewell Mayne

* * *

On motion of Senator Blackham the Senate moved to the Third Reading Calendar.

On motion of Senator Blackham, the circle was removed from **S.B. 249,** ROADS ON PUBLIC LANDS, and it was before the Senate. Senator Blackham explained the bill. On motion of Senator Blackham, the following substitute bill replaced the original bill.

ROADS ON PUBLIC LANDS

Sub. S.B. 249 *Leonard M. Blackham*

AN ACT RELATING TO TRANSPORTATION; PROVIDING FOR JOINT TITLE TO CERTAIN HIGHWAY RIGHTS-OF-WAY BY THE STATE AND

LOCAL GOVERNMENTS; PROVIDING FOR THE SCOPE OF CERTAIN RIGHT-OF-WAYS; PROVIDING DEFINITIONS; AND PROVIDING AN EFFECTIVE DATE.

Senator R. Allen commented. The bill passed, as substituted, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	Blackham	Dmitrich	B. Evans
M. Evans	Hale	Hillyard	Howell
Hull	Jones	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Beattie	

Voting in the negative were: Senators

R. Allen	Davis	Julander	Peterson
Suazo			

Absent or not voting was: Senator
Hellewell

1st Sub. S.B. 249 was transmitted to the House.

* * *

On motion of Senator Mansell, the following bills were placed on the Second Reading Table:

H.B. 67	Task Force On Family Conflict Resolution (A. Tyler)
H.B. 205	Appropriation for Intervener Services (Adair)
H.B. 97	Financial Incentives To Agencies And Employees For Cost-Saving Suggestions (T. Rowan)
H.B. 153	Utah Department Of Transportation Maintenance Sheds (G. Adair)
H.B. 50	Sales And Use Tax - Sales Relating To Schools (B. Johnson)

SECOND READING CALENDAR

H.B. 37, RURAL HEALTH CARE AMENDMENTS, was read the second time. Senator Knudson explained the bill. On motion of Senator Blackham, the bill was amended as follows:

1. Page 1, Line 6:
After "HAVE" insert "; AND PROVIDING AN EFFECTIVE DATE"

2. Page 3, Line 76:
After line 76 insert:
"Section 2. **Effective date.**
"This act takes effect on July 1, 2001."

Senators Waddoups, Blackham, Hull, E. Allen, and Julander commented. Senator E. Allen declared a conflict of interest.

* * *

On motion of Senator Peterson, and at 10:35 a.m., the Senate sauntered.

The Senate was called to order at 11:00 a.m., with President Beattie presiding.

* * *

UNFINISHED BUSINESS

H.B. 37, RURAL HEALTH CARE AMENDMENTS, was before the Senate and explained by Senator Knudson. On motion of Senator Knudson, the bill was circled.

* * *

H.B. 15, APPROPRIATION FOR SOIL CONSERVATION DISTRICTS, was read the second time. On motion of Senator Mansell, the bill was circled.

* * *

On motion of Senator Mansell, the circle was removed from **H.B. 15**, APPROPRIATION FOR SOIL CONSERVATION DISTRICTS, and it was before the Senate. Senator Blackham explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	Hellewell	Hillyard	Howell
Hull	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	

Voting in the negative was: Senator
Spencer

Absent or not voting were: Senators

Dmitrich	M. Evans	Hale	Peterson
Beattie			

* * *

On motion of Senator Poulton, the circle was removed from **S.B. 15**, USE OF TOBACCO SETTLEMENT MONEY, and it was before the Senate. Senator Poulton explained the bill. On motion of Senator Poulton, the following substitute bill replaced the original bill.

USE OF TOBACCO SETTLEMENT REVENUES

2nd Sub. S.B. 15 *L. Steven Poulton*

AN ACT RELATING TO THE TOBACCO SETTLEMENT ACCOUNT; CREATING THE TOBACCO SETTLEMENT ENDOWMENT AND RENAMING THE TOBACCO SETTLEMENT ACCOUNT; APPORTIONING TOBACCO SETTLEMENT FUNDS BETWEEN THE ACCOUNT AND THE ENDOWMENT; REQUIRING THAT FUNDS IN THE TOBACCO SETTLEMENT RESTRICTED ACCOUNT BE ALLOCATED EACH YEAR IN THE FOLLOWING ORDER: $5,500,000 FOR THE CHILDREN'S HEALTH INSURANCE PROGRAM; $4,000,000 FOR THE UNIVERSITY OF UTAH HEALTH SCIENCES CENTER; IMPOSING AN ANNUAL REPORTING REQUIREMENT; DIRECTING THE APPROPRIATION OF FUNDS FOR FISCAL YEAR 2000-01; REPEALING THE HOSPITAL PROVIDER ASSESSMENT; PROVIDING AN EFFECTIVE DATE; AND PROVIDING A COORDINATING CLAUSE TO ALLOCATE TOBACCO SETTLEMENT FUNDS TO A CONSTITUTIONALLY CREATED TRUST FUND.

Senator Montgomery, Hull, Blackham, Davis, Suazo, Hale, Jones, Montgomery, E. Allen, Beattie, and Mansell commented. The bill passed, as substituted, on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell

Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

* * *

On motion of Senator B. Evans, **S.B. 154**, APPROPRIATION FOR SOLDIER HOLLOW DAY LODGE AND HEBER VALLEY RAILROAD, was returned to the Rules Committee.

* * *

On motion of Senator E. Allen, the circle was removed from **S.B. 140**, TOBACCO PREVENTION AND TREATMENT ENDOWMENT, and it was before the Senate. Senator E. Allen commented and moved to strike the enacting clause of the bill.

* * *

On motion of Senator Poulton, the circle was removed from **2nd Sub. S.B. 156**, PROPERTY TAX - GOVERNING BODY APPROVAL, and it was before the Senate. Senator Poulton explained the bill. On motion of Senator Poulton, the bill was amended as follows:

1. Page 1, Line 8:
   After "CHANGES;" delete "AND"

2. Page 1, Line 9:
   After "OPERATION" insert "; AND PROVIDING A COORDINATION CLAUSE"

3. Page 6, Line 170:
   After Line 169 insert:
   "Section 3. **Coordination clause.**
   If this bill and H.B. 178, Property Tax Certified Tax Rate Adjustments Uniform Fees, 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) reinstate Subsection 59-2-924(2)(g) of this bill; and
   (2) consider the amendments to Subsection (5) of this bill to supersede the amendments to Subsection (5) of H.B. 178."

Senators Davis, Stephenson, Dmitrich, and R. Allen commented. The bill passed on the following roll call:

Yeas, 16; Nays, 13; Absent, 0.

Voting in the affirmative were: Senators

B. Evans	M. Evans	Hellewell	Jones
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Stephenson	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Hillyard	Howell
Hull	Julander	Mayne	Steele
Suazo			

* * *

H.B. 265, WATER POLLUTION LOANS, 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

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Hellewell
Howell	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Dmitrich	Hillyard	Hull	Poulton

* * *

H.B. 273, EXECUTIVE PROTECTION AMENDMENTS, was read the second time. Senator Waddoups explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hellewell	Howell

Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting were: Senators

R. Allen	Hale	Hillyard	Hull
Steele			

* * *

H.B. 242, CHILD VISITATION GUIDELINES, was read the second time. Senator Montgomery explained the bill. On motion of Senator Montgomery, the bill was amended as follows:

1. Page 2, Lines 47 and 48:
   After "(iii)" delete the rest of line 47 and all of line 48 and insert:
   "Spring Break or Easter holiday beginning at 6 p.m. on the day school lets out for the holiday until 7 p.m. on the Sunday before school resumes."

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	Hale	Montgomery	Stephenson
R. Allen	Hellewell	Muhlestein	Suazo
Davis	Jones	Nielson	Valentine
Dmitrich	Julander	Peterson	Waddoups
Evans, B.	Knudson	Spencer	Beattie
Evans, M.	Mansell	Steele	

Voting in the negative were: Senators

Absent or not voting were: Senators

Blackham	Howell	Mayne
Hillyard	Hull	Poulton

* * *

On motion of Senator R. Evans, the Senate resolved themselves into a committee of the whole for the purposes of honoring Bingham High School Women's Cross Country Teams. Senator Beattie commented.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 24, 2000

The House passed, as amended, **H.B. 110**, INFORMATION RELATING TO OLYMPIC SECURITY, by Representative G. Cox, and it is transmitted for consideration; and

The House passed **H.B. 146**, SPECIAL EDUCATION AMENDMENTS, by Representative K. Holdaway, and it is transmitted for consideration; and

The House passed **H.B. 315**, DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT AMENDMENTS, by Representative G. Adair, and it is transmitted for consideration; and

The House passed **H.B. 364**, COMMERCIAL DRIVER AGRICULTURAL EXEMPTION, by Representative D. Iverson, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 110, H.B. 146, H.B. 315,** and **H.B. 364** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 24, 2000

The Rules Committee recommends assignment of the following resolution to standing committee:

Transportation & Public Safety

H.C.R. 6 Resolution on County Annexation (B. Johnson)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

* * *

To the Members of the Senate: February 24, 2000

The Rules Committee recommends assignment of the following resolution to standing committee:

Judiciary

S.B. 193 Residential Lien Recovery Fund (S. Howell)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

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

AFTERNOON SESSION

The Senate reassembled at 4:00 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 24, 2000

The House passed, as substituted and amended, **2nd Sub. H.B. 35**, CATASTROPHIC MENTAL HEALTH INSURANCE COVERAGE, by Representative J. Buffmire, and it is transmitted for consideration;

The House passed, as amended, **H.B. 314**, SALVAGE VEHICLE AMENDMENTS, by Representative L. Nelson, and it is transmitted for consideration; and

The House passed **H.B. 327**, SEARCH WARRANT AMENDMENT, by Representative D. Bowman, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 343**, OBSCENITY AND PORNOGRAPHY COMPLAINTS OMBUDSMAN, by Representative E. Olsen, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **2nd Sub. H.B. 35, H.B. 314, H.B. 327,and H.B. 343** were read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: February 24, 2000

The Business, Labor, and Economic Development Committee recommends **S.B. 253**, UTAH BOXING COMMISSION AMENDMENTS, by Senator P. Suazo, be replaced and favorably recommends **1st Sub. S.B. 253**, UTAH BOXING COMMISSION APPROPRIATION; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 114**, BUSINESS ENTITY AMENDMENTS, by Representative A. Bradshaw; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 147**, RESTRUCTURING FAMILIES, AGENCIES, AND COMMUNITIES TOGETHER, by Representative D. Bourdeaux; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **1st Sub. H.B. 254**, INSURANCE DEPARTMENT - HEALTH INSURANCE REPORTING REQUIREMENTS, by Representative R. Lockhart; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **1st Sub. H.B. 293**, USE OF TOBACCO FUND PROCEEDS, by Representative R. Short; and

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 323**, INCENTIVES TO PURCHASE CLEAN FUEL VEHICLES, by Representative W. Harper.

Parley G. Hellewell, Chair; and

Mr. President: February 24, 2000

The Education Committee reports a favorable recommendation on **H.B. 260**, TUITION ASSISTANCE FOR SERVICE MEMBERS, by Representative B. Chard; and

The Education Committee reports a favorable recommendation on **H.B. 156**, EDUCATION ETHICS CODE, by Representative E. Anderson; and

The Education Committee reports a favorable recommendation on **H.B. 230**, INSURANCE DEPARTMENT - HEALTH POLICY RESPONSIBILITIES, by Representative R. Lockhart; and

The Education Committee reports a favorable recommendation on **H.B. 253**, HIGHER EDUCATION TUITION AND FEES EXEMPTION, by Representative J. Tanner, with the following amendments:

1. Page 1, Line 7a:
   After "VETERAN" delete "PERMANENTLY
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   AND"

2. Page 1, Line 21:
   After "individual" delete "PERMANENTLY AND
   Lilac Copy 2-14-2000

Lorin V. Jones, Chair; and

Mr. President: February 24, 2000

The Health and Environment Committee reports a favorable recommendation on **H.B. 373**, LOBBYIST REPORTING REQUIREMENTS, by Representative P. Buckner; and

The Health and Environment Committee reports a favorable recommendation on **H.B. 98**, APPROPRIATION TO ILLEGAL DRUG MANUFACTURING AND STORAGE SITE DECONTAMINATION FUND, by Representative A. Tyler.

Robert F. Montgomery, Chair; and

Mr. President: February 23, 2000

The Human Services Committee reports a favorable recommendation on **S.B. 164**, MEDICAL EXCLUSIONS IN INDIVIDUAL HEALTH INSURANCE POLICIES, by Senator H. Nielson; and

The Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 77**, CONTROLLED SUBSTANCES AMENDMENTS, by Representative R. Bigelow; and

The Human Services Committee reports a favorable recommendation on **1st Sub. H.B. 102**, PARENTAL RIGHTS AMENDMENTS, by Representative N. Stephens, et al; and

The Human Services Committee reports a favorable recommendation on **H.B. 177**, ASSESSING, REPORTING, AND EVALUATING STUDENT PERFORMANCE, by Representative T. Rowan, et al; and

The Human Services Committee reports a favorable recommendation on **H.B. 232**, REIMBURSEMENT OF LEGAL FEES AND COSTS TO EDUCATORS, by Representative M. Throckmorton; and

The Human Services Committee reports a favorable recommendation on **2nd Sub. H.B. 259**, PILOT PROGRAM FOR DIFFERENTIATED RESPONSES TO CHILD ABUSE AND NEGLECT REPORTS, by Representative M. Throckmorton; and

The Human Services Committee reports a favorable recommendation on **H.B. 326**, CONTRIBUTING TO THE DELINQUENCY OF A MINOR, by Representative D. Ure

Robert M. Muhlestein, Chair;

Mr. President February 23, 2000

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 178**, INCOME TAX AMENDMENTS, by Senator H. Nielson, with the following amendments:

1. Page 1, Line 8:
   After "INCOME;" delete "REQUIRING TAXPAYERS TO ELECT TO SUBTRACT" and insert "MODIFYING SUBTRACTIONS"

2. Page 1, Line 9:
   After "INCOME" delete "EITHER" and insert "RELATING TO"

3. Page 11, Lines 310 through 313:
   Delete lines 310 through 313

4. Page 11, Line 314:
   At the beginning of line 314 insert "(m)" and after "(i)" insert "if an individual claims the federal standard deduction on the individual's federal individual income tax return for the taxable year."

5. Page 11, Line 316:
   After "(ii)" insert "if an individual itemizes deductions on the individual's federal individual income tax return for the taxable year."; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 209**, SALES AND USE TAXES - NOTICE AND EFFECTIVE DATE, by Senator J. Valentine; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 272**, SALES AND USE TAXATION OF ADMISSIONS OR USER FEES - OLYMPIC WINTER GAMES OF 2002, by Senator J. Valentine, with the following amendments:

1. Page 1, Line 9:
   After "CHARGED;" insert "MODIFYING THE USES OF THE OLYMPICS SPECIAL REVENUE FUND;"

2. Page 1, Line 10:
   After "FOR A" delete "ONE-YEAR" and insert "CERTAIN TIME"

3. Page 3, Line 88:
   After "Games;" bracket "and" and after Line 88 insert:

"(C) or as otherwise appropriated by the Legislature for state costs related to the Olympic Winter Games of 2002; and"

4. Page 3, Line 89:
At the beginning of Line 89 bracket "(C)" and insert "(D)"

5. Page 14, Line 415:
After "through" delete "April 30, 2001" and insert "June 30, 2002"

6. Page 14, Line 417:
After "2002" insert "if the amounts paid or charged are established by the Salt Lake Organizing Committee for the Olympic Winter Games of 2002 in accordance with requirements of the International Olympic Committee"; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 88**, UTAH INCOME TAX AMENDMENTS, by Representative K. Bryson; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 300**, PROVIDING NOTICE OF DELINQUENT PROPERTY TAX, by Representative M. Dillree.

John L. Valentine, Chair; and

Mr. President: February 23, 2000

The Retirement Committee reports a favorable recommendation on **H.B. 241**, ANNUAL LEAVE ACCRUAL FOR STATE EMPLOYEES, by Representative J. Gowans, with the following amendments:

1. Page 1, Line 17:
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After "hours" insert "or $250 value" and after "annual leave" insert ", whichever is less."

Michael G. Waddoups, Chair; and

Mr. President: February 23, 2000

The State and Local Affairs Committee reports a favorable recommendation on **S.B. 170**, LOCAL GOVERNMENT PEACE OFFICER EXAMINATIONS, by Senator S. Howell, with the following amendments:

1. Page 1, Line 24:
At the end of Line 24, insert "and"

2. Page 1, Line 26:
Delete ";" and bracket "and"

3. Page 1, Line 27:
Delete all of Line 27, except for the "."; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 118**, QUASI-GOVERNMENTAL ENTITIES AMENDMENTS, by Representative D. Ure, with the following amendments:

1. Page 1, Line 8:
After "COMMITTEE;" insert "PROVIDING EXEMPTIONS FROM THE STUDY;"

2. Page 1, Line 19:
After line 19 insert:
"63-95-203, Utah Code Annotated 1953"

3. Page 7, Line 189:
Delete "dissolution" and insert "a change in the organizational status"

4. Page 7, Line 191:
Delete "dissolving" and insert "changing the organizational status of"

5. Page 7, Lines 192-200:
Delete lines 192 through 200 and renumber remaining sections accordingly.

6. Page 7, Line 211:
Delete line 211 and insert "(b) make recommendations to the Legislature concerning the organizational status of a quasi-governmental entity;"

7. Page 7, Line 213:
After line 213 insert:
"Section 7. Section **63-95-203** is enacted to read:
"Notwithstanding the other provisions of this Part 2 and Subsection 63-95-102(9), the following quasi-governmental entities are exempt from the study by the committee under Section 63-95-202:
(1) the Utah Housing Finance Agency created in Title 9, Chapter 4, Part 9; and
(2) the Workers' Compensation Fund of Utah created in Title 31A, Chapter 33."
Renumber remaining sections accordingly.; and

The State and Local Affairs Committee reports a favorable recommendation on **1st Sub. H.B. 130**, COUNTY STATUTES RECODIFICATION, by Representative D. Gladwell; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 143**, CLARIFICATION OF RESPONSIBILITY AND APPROPRIATION FOR DOMESTIC VIOLENCE SHELTERS, by Representative L. Pace; and

The State and Local Affairs Committee reports a favorable recommendation on **H.B. 262**, NAVAJO TRUST FUND AMENDMENTS, by Representative K. Johnson; and

The State and Local Affairs Committee reports a favorable recommendation on **H.J.R. 1**, RESOLUTION CHANGING STATE ELECTION CYCLE, by Representative D. Zolman; and

The State and Local Affairs Committee reports a favorable recommendation on **H.J.R. 14**, JOINT RULES RESOLUTION - LEGISLATIVE QUASI-GOVERNMENTAL ENTITIES COMMITTEE, by Representative D. Ure.

R. Mont Evans, Chair

On motion of Senator Hillyard, the committee reports were adopted. The following House bills were referred to the Rules Committee and the Senate bills were placed on the Second Reading Calendar: **1st Sub. S.B. 253, H.B. 114, H.B. 147, 1st Sub. H.B. 254, 1st Sub. H.B. 293, H.B. 323, H.B. 373, H.B. 98, S.B. 164, 1st Sub. H.B. 77, 1st Sub. H.B. 102, H.B. 177, H.B. 232, 2nd Sub. H.B. 259, H.B. 326, H.B. 260, H.B. 156, H.B. 230, H.B. 253, H.B. 241, S.B. 178, S.B. 209, S.B. 272, H.B. 88, H.B. 300, S.B. 170, H.B. 118, 1st Sub. H.B. 130, H.B. 143, H.B. 262, H.J.R. 1,** and **H.J.R. 14.**

* * *

Mr. President: February 24, 2000

The Business, Labor, and Economic Development Committee reports a favorable recommendation on **H.B. 115**, CONDOMINIUM PRIVACY, by Representative B. Holladay, and recommends it be considered read for the second time and placed on the Consent Calendar.

Parley G. Hellewell, Chair; and

The State and Local Affairs Committee reports a favorable recommendation on **2nd Sub. H.B. 140**, REORGANIZATION OF VETERAN - RELATED

PROGRAMS, 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 **1st Sub. H.B. 307**, LEGISLATIVE INTERIM COMMITTEES, by Representative R. Short, and recommends it be considered read for the second time and placed on the Consent Calendar.

R. Mont Evans, Chair; and

The Retirement Committee reports a favorable recommendation on **H.B. 197**, RETIREMENT SYSTEM PARTICIPATION, by Representative R. Short, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 1, Line 6:
   After "UNIONS" insert "OR PRIVATE HOSPITALS"

2. Page 3, Line 78:
   After "Credit unions" insert "or private hospitals"

3. Page 3, Line 83:
   After "credit union" insert "or private hospital"

4. Page 5, Line 149:
   After "Credit unions" insert "or private hospitals"

5. Page 6, Line 154:
   After "credit union" insert "or private hospital"

Michael G. Waddoups, Chair; and

The Education Committee reports a favorable recommendation on **H.B. 303**, DISCLOSURE OF INFORMATION RELATING TO PRIOR SCHOOL EMPLOYMENT, by Representative S. Allen, 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.J.R. 12**, JOINT RESOLUTION ENCOURAGING STUDY OF ALCOHOLIC BEVERAGE SERVER TRAINING, by Representative C. Saunders, and recommends it be considered read for the second time and placed on the Consent Calendar.

Lorin V. Jones, Chair

On motion of Senator Mansell, the committee reports were adopted. **H.B. 115, H.B. 197, 2nd Sub. H.B. 140, H.B. 303, H.J.R. 12,** and **1st Sub. H.B. 307** were considered read the second time and placed on the Consent Calendar.

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Mr. President: February 24, 2000

The Business, Labor, and Economic Development Committee has returned **S.B. 117,** UTAH DEPARTMENT OF TRANSPORTATION CONSTRUCTION AND MAINTENANCE BID LIMIT, by Senator E. Mayne, to the Secretary of the Senate.

Parley G. Hellewell, Chair; and

Mr. President: February 24, 2000

The Revenue and Taxation Committee has returned **S.B. 51,** SALES AND USE TAX EXEMPTION - CERTAIN PURCHASES OR LEASES BY A MANUFACTURER, by Senator H. Stephenson, to the Secretary of the Senate with the following amendments:

1. Page 1, Line 7:
   After "EXPANDING" insert "AND MODIFYING"

2. Page 4, Line 102:
   After "process" insert "; (I)" and after "state;" insert "and" and after Line 102 insert:
   "(II) to manufacture an item sold as tangible personal property;"

3. Page 4, Line 109:
   After "process" insert "to manufacture an item sold as tangible personal property"

4. Page 4, Line 110:
   After "years" delete "; and" and insert ";"

5. Page 4, Line 116:
   After "maintenance;" insert "and" and after Line 116 insert:
   "(D) not including tangible personal property consumed in the manufacturing process;"

6. Page 5, Line 123:
   After "~~{1998}~~" delete "2004" and insert "2003"

John L. Valentine, Chair

Report filed. **S.B. 117** and **S.B. 51** were returned to the Secretary of the Senate.

On motion of Senator L. Hillyard and at 4:15 p.m., the Senate adjourned until 8:00 a.m., Friday, February 25, 2000.

FORTIETH DAY

MORNING SESSION

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

Roll Call- All Senators present, except Senator Mansell, excused
Prayer -Former Utah State Senator Rex Black

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 24, 2000

The House passed, as substituted, **2nd Sub. H.B. 276**, UTILITY REGULATION AMENDMENTS, by Representative D. Ure, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **2nd Sub. H.B. 276** was read the first time and referred to the Rules Committee.

STANDING COMMITTEE REPORTS

Mr. President: February 24, 2000

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **S.B. 215**, REAL ESTATE RECORDING LAW AMENDMENTS, by Senator R. Allen; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 101**, PERSONS WITH A DISABILITY - TECHNICAL AMENDMENTS, by Representative J. Biskupski; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **2nd Sub. H.B. 116**, SUBDIVISION OF LAND AMENDMENTS, by Representative J. Murray; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **1st Sub. H.B. 275**, SALES AND USE TAX ALLOCATION FOR SPECIES PROTECTION, by Representative T. Hatch; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 272, RETIREMENT OFFICE AMENDMENTS**, by Representative R. Short, with the following amendments:

1. Page 1, Line 6:
House Floor Amendments 2-22-2000:
Reinstate "AMENDING REEMPLOYMENT PROVISIONS;"

2. Page 1, Line 9:
House Floor Amendments
dated 2-22-2000:
After "DEPARTMENT;" insert "PROVIDING A CONVERSION WINDOW FOR THE PUBLIC SAFETY NONCONTRIBUTORY RETIREMENT SYSTEM;"

3. Page 1, Line 14:
House Floor Amendments 2-22-2000:
Reinstate all of line 14

4. Page 1, Line 16:
House Floor Amendments
dated 2-22-2000:
After line 16 insert:
"49-4a-205, as last amended by Chapter 268, Laws of Utah 1998"

5. Page 2-3, Lines 53-61:
House Floor Amendments 2-22-2000:
Reinstate all of lines 53 through 61

6. Page 3, Line 62:
House Floor Amendments 2-22-2000:
Reinstate "and is reemployed" and reinstate "by the agency from which the member retired,"

7. Page 3-4, Lines 63-106:
House Floor Amendments 2-22-2000:
Reinstate all of lines 63 through106
Renumber remaining sections accordingly

8. Page 7, Line 198a
House Floor Amendments

dated 2-22-2000
After line 198a insert:
"Section 7. Section 49-4a-205 is amended to read:
49-4a-205. Conversion to system -- Time schedule.
The following laws govern conversion to the Public Safety Noncontributory Retirement System:
(1) For persons governed by Subsection 49-4a-203(2), the election to participate in the noncontributory system shall be made within six months of the effective date of this chapter.
(2) (a) For political subdivisions governed by Subsection 49-4a-203(3), the election to participate as a local government unit shall be made within six months of the effective date of this chapter. The political subdivision shall indicate whether or not it elects to participate by enacting a resolution or ordinance to that effect. Prior to the enactment of the resolution or ordinance, a hearing shall be held by the political subdivision, at which all public safety employees of the political subdivision shall be given an opportunity to be heard on the question of participating in this noncontributory retirement system. Notice of the hearing shall be mailed to all employees within 30 days of the hearing and shall contain the time, place, and purpose of the hearing.
(b) A person in full-time employment with a political subdivision prior to its election to participate has six months from the date the political subdivision elects to participate in which to elect to become a member of the noncontributory system.
(3) Subsections (1) and (2) shall be used to provide a time period of conversion to the Public Safety Noncontributory Retirement System beginning July 1, 1998, and ending December 31, 1998. A person converting to the system during this time period shall be subject to all the rights, limitations, terms, and conditions of Title 49, Chapter 4a, Public Safety Noncontributory Retirement Act.
"(4) Subsections (1) and (2) shall be used to provide a time period of conversion to the Public Safety Noncontributory Retirement System beginning July 1, 2000, and ending December 31, 2000. A person converting to the system during this time period shall be subject to all the rights, limitations, terms, and conditions of Title 49, Chapter 4a, Public Safety Noncontributory Retirement Act."
Renumber remaining sections accordingly.; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 292**, CAPITAL PROJECTS APPROVAL AND ADMINISTRATION, by Representative G. Adair; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 382**, PUBLIC OFFICERS AND EMPLOYEES ETHICS ACT AMENDMENTS, by Representative D. Ure; and

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **H.B. 155**, AMENDMENTS TO SCHOOL UNIFORM STANDARDS, by Representative K. Morgan.

Beverly Ann Evans, Chair; and

Mr. President: February 24, 2000

The Transportation and Public Safety Committee reports a favorable recommendation on **1st Sub. H.B. 26**, IMPOUNDING AMENDMENTS, by Representative B. Goodfellow; and

The Transportation and Public Safety Committee reports a favorable recommendation on **2nd Sub. H.B. 113**, MOTOR VEHICLE FRANCHISE AMENDMENTS, by Representative K. Garn; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 287**, LOBBYIST DISCLOSURE ACT AMENDMENTS, by Representative J. Swallow; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 294**, MEDICAL MALPRACTICE AMENDMENTS, by Representative B. Holladay; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 330**, JUDICIAL AMENDMENTS, by Representative P. Arent; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 322**, CRIMINAL FINES SURCHARGE AMENDMENTS, by Representative B. Chard, with the following amendments:

1. Page 2, Line 44
   House Committee Amendments
   dated 2-15-2000
   Delete "8.25%" and insert "4.5%"; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 362**, DISPATCHER TRAINING AND 911 PHONE CHARGE AMENDMENTS, by Representative B. Chard; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 395**, PRIVATE PRISON AMENDMENTS, by Representative B. King; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 423**, MOTOR VEHICLE LIABILITY COVERAGE, by Representative G. Curtis.

Michael G. Waddoups, Chair

On motion of Senator Waddoups, the committee reports were adopted. The following House bills were returned to the Rules Committee and the Senate bills placed on the Second Reading Calendar: **S.B. 215, H.B. 101, 2nd Sub. H.B. 116, H.B. 155, 1st Sub. H.B. 275, H.B. 272, H.B. 292, H.B. 382, 1st Sub. H.B. 26, 2nd Sub. H.B. 113, H.B. 287, H.B. 294, H.B. 330, H.B. 322, H.B. 362, H.B. 395,** and **H.B. 423.**

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Mr. President: February 24, 2000

The Energy, Natural Resources, and Agriculture Committee reports a favorable recommendation on **1st Sub. H.B. 158**, ANIMAL SHELTER PET STERILIZATION ACT AMENDMENTS, by Representative G. Adair, 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. 340**, COST-OF-LIVING ADJUSTMENT FOR YOUTH CORRECTIONS PRIVATE PROVIDERS, by Representative B. Chard, 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. 71**, IMPLEMENTATION AND AUDIT OF BEST PRACTICES IN NEW PROGRAMS AND AGENCIES, by Representative L. Frandsen, 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. 267**, TOBACCO MANUFACTURERS

RESPONSIBILITY ACT AMENDMENTS, by Representative K. Morgan, 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. 312**, DIVISION OF CHILD AND FAMILY SERVICES AMENDMENTS, by Representative W. Harper, and recommends it be considered read for the second time and placed on the Consent Calendar.

Beverly Ann Evans, Chair; and

Mr. President: February 24, 2000

The Transportation and Public Safety Committee reports a favorable recommendation on **H.B. 397**, INCENTIVES FOR ELEMENTARY READING PERFORMANCE, by Representative R. Bigelow, and recommends it be considered read for the second time and placed on the Consent Calendar; and

The Transportation and Public Safety Committee reports a favorable recommendation on **H.C.R. 6**, RESOLUTION ON COUNTY ANNEXATION, by Representative B. Johnson, and recommends it be considered read for the second time and placed on the Consent Calendar.

Michael G. Waddoups, Chair

On motion of Senator Waddoups, the committee reports were adopted. **1st Sub. H.B. 158, H.B. 340, H.B. 71, H.B. 267, H.B. 312, H.B. 397,** and **H.C.R. 6** were considered read the second time and placed on the Consent Calendar.

CONSENT CALENDAR

H.B. 74, SEXUAL OFFENSES AGAINST MINORS, was read the third time, explained by Senator Hale, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Dmitrich	Mansell

H.B. 74 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 258 PRESCRIPTION FOR CONTROLLED SUBSTANCES, was read the third time, explained by Senator Julander, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Dmitrich	Mansell

H.B. 258 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 59, PEACE OFFICERS' AUTHORITY, was read the third time, explained by Senator Valentine, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Mansell

H.B. 59 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 250, EXPUNGEMENT OF CONVICTIONS AMENDMENTS, 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Mansell

H.B. 250 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 270, FELONY MURDER AMENDMENTS, 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Mansell

H.B. 270 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hillyard, under suspension of rules, **H.B. 161**, BACKGROUND CHECKS FOR WEAPONS PURCHASE, was lifted from the Consent Calendar and placed on the Third Reading Table.

THIRD READING CALENDAR

2nd Sub. H.B. 209, DRIVING UNDER THE INFLUENCE AMENDMENTS, 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

E. Allen	R. Allen	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Davis	Mansell	Poulton

2nd Sub. H.B. 209, as amended, was returned to the House.

* * *

H.B. 225, SAVINGS INCENTIVE PROGRAM AMENDMENTS, was read the third time, explained by Senator B. Evans, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mayne	Montgomery	Muhlestein

Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Davis	Dmitrich	Mansell

H.B. 225 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 57, AMENDMENTS TO JUSTIFICATION AS DEFENSE, was read the third time, explained by Senator R. Allen, and passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative was: Senator
Spencer

Absent or not voting was: Senator
Mansell

H.B. 57 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 235, APPROPRIATION FOR WINNERS OF HISTORY CONTESTS, was read the third time and explained by Senator Steele. Senator Davis commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell

Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

E. Allen	Mansell

H.B. 235 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 15, APPROPRIATION FOR SOIL CONSERVATION DISTRICTS, was read the third time and explained by Senator Blackham. On motion of Senator Steele, the bill was amended as follows:

1. Page 1, Line 6:
   Delete "$600,000" and insert "$100,000"
2. Page 1, Line 13:
   Delete "$600,000" and insert "$100,000"

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Mansell

H.B. 15, as amended, was transmitted to the House.

* * *

On motion of Senator Mansell, **H.B. 236, H.B. 154,** and **H.B. 68** were lifted from the Third Reading Table and placed on the bottom of the Third Reading Calendar.

* * *

On motion of Senator Hillyard, and at 8:50 a.m., the Senate recessed.

* * *

The Senate was called to order at 11:10 a.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

The House passed, upon reconsideration, as amended, **H.B. 204**, JUDICIAL INFORMATION TO VOTERS, by Representative K. Bryson, and it is transmitted for further consideration.

Report filed. Senator Hillyard moved to reconsider, under suspension of the rules, the Senate actions on **H.B. 204**, JUDICIAL INFORMATION TO VOTERS.

* * *

On motion of Senator Hillyard, the Senate voted to concur in the House amendments to **H.B. 204**, JUDICIAL INFORMATION TO VOTERS. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Davis	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

E. Allen	Blackham	Mansell

H.B. 204 was signed by the President of the Senate in open session and returned to the House.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 25, 2000

The Rules Committee recommends assignment of the following House Bill to the Second Reading Calendar:

2nd Sub. H.B. 54 Olene Walker Housing Trust Fund Appropriation (W. Harper)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Hillyard, the committee report was adopted. **2nd Sub. H.B. 54** was placed on the Second Reading Calendar.

STANDING COMMITTEE REPORTS

Mr. President: February 24, 2000

The Judiciary Committee reports a favorable recommendation on **S.B. 187**, CHILD SUPPORT GUIDELINES, by Senator L. Hillyard; and

The Judiciary Committee reports a favorable recommendation on **S.B. 263**, INMATE ACCESS TO PUBLICATIONS, by Senator R. Evans; and

The Judiciary Committee reports a favorable recommendation on **S.B. 221**, SHERIFF'S CLASSIFICATION OF JAIL INMATES AND JAIL FACILITIES, by Senator M. Waddoups, with the following amendments:

1. Page 1, Line 8:
   After "SHERIFFS" insert "TO DEVELOP AND IMPLEMENT ALTERNATIVE INCARCERATION PROGRAMS; REQUIRING COUNTY SHERIFFS"

2. Page 1, Line 20:
   After "(1)" bracket "The" and insert "Except as provided in Subsection (4), the"

3. Page 1, Line 24:
   After "(2)" delete "Each" and insert "Except as provided in Subsection (4), each"

4. Page 1, Line 26:
   After "(3)(a)" delete "A" and insert "Except as provided in Subsection (4), a"

5. Page 2, Line 30:
   After line 30 insert:
   "(4) This section may not be construed to authorize a sheriff to modify provisions of a contract with the Department of Corrections to house in a county jail persons sentenced to the Department of Corrections."

6. Page 2, Line 34:
   After "(1)" delete "A" and insert "Except as provided in Subsection (3), a" and after "sheriff" delete "may" and insert "shall"

7. Page 2, Line 35:
At the beginning of line 35 delete "(a)" and insert "(i) subject to Subsection (1)(b),"

8. Page 2, Line 37:
At the beginning of line 37 delete "(b)" and insert "(ii)"

9. Page 2, Line 38:
At the beginning of line 38 delete "(c)" and insert "(iii)"

10. Page 2, Line 38:
At the end of line 38 insert:
"(b) A classification under Subsection (1)(a)(i) of a jail facility may not violate any applicable zoning ordinance or conditional use permit of the county or municipality."

11. Page 2, Line 39:
After "(2)" delete "Each" and insert "Except as provided in Subsection (3), each"

12. Page 2, Line 40:
After "(a)" insert "with the approval of the county legislative body,"

13. Page 2, Line 42:
After "capacity" delete ", as established by the"

14. Page 2, Line 43:
Delete "sheriff"

15. Page 2, Line 50:
After line 50 insert:
"(3) This section may not be construed to authorize a sheriff to modify provisions of a contract with the Department of Corrections to house in a county jail persons sentenced to the Department of Corrections."; and

The Judiciary Committee reports a favorable recommendation on **3rd Sub. H.B. 176, WEAPONS RESTRICTIONS FOR MENTALLY ILL PERSONS**, by Representative G. Cox, with the following amendments:

1. Page 3, Line 77:
After "Chapter 10," insert "Part 5,"

2. Page 3, Lines 78-80:
Delete lines 78 through 80

3. Page 3, Line 81:
Delete "(h)" and insert "(g)" and after "trial" insert "for a violation of:
(i) a felony offense;
(ii) Title 76, Chapter 5, Offenses Against the Person; or
(iii) Title 76, Chapter 10, Part 5, Weapons"

4. Page 3, Line 82:
Delete "(i)" and insert "(h)"

5. Page 3, Line 83:
After "(2)" delete "current"

Terry Spencer, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 187, S.B. 263,** and **S.B. 221** were placed on the Second Reading Calendar. **3rd Sub. H.B. 176** was returned to Rules.

* * *

Mr. President: February 24, 2000

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 80,** PENALTY FOR HARBORING A FUGITIVE, by Representative P. Buckner, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. Page 1, Line 16
House Floor Amendments
2-3-2000
Delete Lines 16 and 17.
re-letter the following subsections

2. Page 1, Line 25
House Floor Amendments
2-3-2000
After "felony who" insert:
":(a)"

3. Page 2, Line 27
House Floor Amendments
2-3-2000
Delete "(a)" and insert "(i)"

4. Page 2, Line 28
House Floor Amendments

2-3-2000:
Delete "(b)" and insert "(ii)"

5. Page 2, Line 29
House Floor Amendments
2-3-2000
Delete "(i)" and insert "(A)"

6. Page 2, Line 30
House Floor Amendments
2-3-2000
Delete "(ii)" and insert "(B)"

7. Page 2, Line 30
House Floor Amendments
2-3-2000:
After "Corrections" delete "." and insert
":or
(b) willfully aided or assisted a youth offender who has been lawfully committed to a secure facility in escaping or attempting to escape from that facility."

8. Page 2, Line 34
House Floor Amendments
2-3-2000
Remove the brackets from and reinstate "another"
Delete "an offender"

9. Page 2, Line 54
House Floor Amendments
2-3-2000
After "misdemeanor" and before ":" insert ", except as provided in Subsection (6)"

10. Page 3, Line 71
House Floor Amendments
2-3-2000
After "felony who" insert:
":
(a)"

11. Page 3, Line 73
House Floor Amendments 2-3-2000

After "76-8-309.5" delete "." and insert:
"; or
(b) has escaped from official custody as defined in Section 76-8-309."

Terry Spencer, Chair

On motion of Senator Hillyard, the committee reports were adopted. **1st Sub. H.B. 80** was considered read the second time and placed on the Consent Calendar.

* * *

Mr. President: February 24, 2000

The Judiciary Committee has returned **1st Sub. S.B. 241**, CIVIL PROCESS EX PARTE CONTACT WITH PHYSICIAN, by Senator J. Valentine, to the Secretary of the Senate.

Terry Spencer, Chair

Report filed. **1st Sub. S.B. 241** was returned to the Secretary of the Senate.

* * *

H.B. 236, APPROPRIATION FOR WILDLIFE DAMAGE MANAGEMENT, was read the third time and explained by Senator Blackham. On motion of Senator Steele, the bill was amended as follows:

1. Page 1, Line 6:
   Delete "$250,000" and insert "$75,000"

. Page 1, Line 12:
   Delete "$250,000" and insert "$75,000"

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

E. Allen	Mansell

H.B. 236, as amended, was transmitted to the House.

* * *

H.B. 154, APPROPRIATION FOR MAPPING AND DOCUMENT OF R.S. 2477 RIGHTS-OF-WAY, was read the third time and explained by Senator Dmitrich. On motion of Senator Dmitrich, the bill was amended as follows:

1. Page 1, Line 7:
   Delete "$400,000" and insert "$300,000"

2. Page 1, Line 17:
   Delete "$400,000" and insert "$300,000"

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
M. Evans	Hellewell	Hillyard	Howell
Hull	Jones	Julander	Knudson
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

E. Allen	B. Evans	Hale	Mansell

H.B. 154, as amended, was transmitted to the House.

* * *

H.B. 68, APPROPRIATION FOR HIGH EDUCATION PROGRAM AT COUNTY JAILS, was read the third time and explained by Senator Hillyard. On motion of Senator Hillyard, the bill was amended as follows:

1. Page 1, Line 6:
   Delete "$125,000" and insert "$75,000"

2. Page 1, Line 12:
   Delete "$125,000" and insert "$75,000"

Senator Howell commented and the bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Mansell

H.B. 68, as amended, was transmitted to the House.

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On motion of Senator Hillyard, the Senate returned to the Second Reading Calendar.

2nd Sub. H.B. 54, OLENE WALKER HOUSING TRUST FUND APPROPRIATION, was read the second time and third time, under suspension of the rules. Senator Suazo explained the bill. On motion of Senator Suazo, the bill was amended as follows:

1. Page 1, Line 5:
   Delete "$4,000,000" and insert "$475,000"

2. Page 1, Line 11:
   Delete "$4,000,000" and insert "$475,000"

3. Page 1, Line 13:
   Delete "$2,000,000" and insert "$250,000"

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale

Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator Mansell

2nd Sub. H.B. 54, as amended, was transmitted to the House.

* * *

On motion of Senator Hillyard, **H.B. 166** and **H.B. 208** were moved to the Third Reading Calendar.

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H.B. 166, NECESSARILY EXISTENT SMALL SCHOOLS, was read the third time and explained by Senator Blackham. Senator Stephenson commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator Mansell

H.B. 166 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 208, ENHANCED PENALTIES FOR HIGH ALCOHOL CONTENT IN DRIVERS, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Mansell

H.B. 208 was signed by the President of the Senate in open session and returned to the House.

* * *

2nd Sub. S.B. 15, USE OF TOBACCO SETTLEMENT REVENUES, was read the third time. On motion of Senator Hillyard, the bill was circled.

* * *

2nd Sub. S.B. 156, PROPERTY TAX - GOVERNING BODY APPROVAL, was read the third time. On motion of Senator Hillyard, the bill was circled

* * *

H.B. 265, WATER POLLUTION LOANS, 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

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting was: Senator

Mansell	Davis

H.B. 265 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 273, EXECUTIVE PROTECTION 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Mansell

H.B. 273 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 242, CHILD VISITATION GUIDELINES, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Mansell

H.B. 242, as amended, was returned to the House.

* * *

On motion of Senator Hillyard, **H.B. 234** was placed on the Third Reading Calendar.

* * *

H.B. 234, TRICHOMONIASIS PREVENTION AND CONTROL, was read the third time, explained by Senator Blackham, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Mansell

H.B. 234 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 **S.J.R. 14, RESOLUTION CREATING CONSTITUTIONAL TRUST FUND, and it was before the Senate. Senator Poulton explained the bill. On motion of Senator Poulton, the following substitute bill replaced the original bill.**

RESOLUTION CREATING CONSTITUTIONAL TRUST FUND

2nd Sub. S.J.R. 14 *Senators L. Steven Poulton*

A JOINT RESOLUTION OF THE LEGISLATURE PROPOSING TO AMEND THE UTAH CONSTITUTION; ESTABLISHING A STATE TRUST FUND; PROVIDING FOR PRINCIPAL TO BE HELD IN PERPETUITY;

PROVIDING FOR USE OF INCOME; DIRECTING THE LIEUTENANT GOVERNOR TO SUBMIT THE PROPOSAL TO VOTERS; AND PROVIDING AN EFFECTIVE DATE.

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

1. Page 1, Line 7:
After "PERPETUITY;" insert "PROVIDING AN EXCEPTION;"

2. Page 1, Line 22:
After "(2)" delete "The" and insert "Except as provided in Subsection (4), the"

3.Page 1, Line 24:
After line 24 insert:
"(4) With the concurrence of the governor and three-fourths of each house of the Legislature, funds or assets in the trust fund may be removed from the fund for deposit into the General Fund."

Senator Peterson commented. The bill passed, as amended, on the following roll call:

Yeas, 21; Nays, 7; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Davis	Dmitrich	B. Evans
M. Evans	Hellewell	Hillyard	Hull
Jones	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

E. Allen	R. Allen	Hale	Howell
Julander	Peterson	Suazo	

Absent or not voting was: Senator
Mansell

2nd Sub. S.J.R. 14 was transmitted to the House.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 25, 2000

The Rules Committee recommends assignment of the following House Bill to the top of the Second Reading Calendar, under suspension of the rules:

H.B. 343 Obscenity and Pornography Complaints Ombudsman (E. Olsen)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted. **H.B. 343** was placed on the top of the Second Reading Calendar.

* * *

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

AFTERNOON SESSION

The Senate reassembled at 3 p.m., with President Beattie presiding.

SECOND READING CALENDAR

H.B. 343, PORNOGRAPHY COMPLAINTS OMBUDSMAN, was read the second time. On motion of Senator Waddoups, the bill was circled.

* * *

2nd Sub. H.B. 178, PROPERTY TAX CERTIFIED TAX RATE ADJUSTMENTS - UNIFORM FEES, was read the second time. Senator Stephenson explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	B. Evans	M. Evans
Hale	Hellewell	Howell	Hull
Jones	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Stephenson	Suazo	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Davis	Dmitrich	Hillyard
Julander	Mansell	Steele	Valentine

* * *

On motion of Senator Howell, **H.B.60, H.B. 72, H.B. 83, H.B. 93, H.B. 173, H.B. 157, H.B. 243, H.B. 277,** and **2nd Sub. H.B. 109** were moved to the top of the Second Reading Calendar.

* * *

H.B. 60, SEXUAL OFFENSE AMENDMENTS, was read the second time. Senator Spencer explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	B. Evans	M. Evans
Hale	Hellewell	Howell	Hull
Jones	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Stephenson	Suazo	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Davis	Dmitrich	Hillyard
Julander	Mansell	Steele	Valentine

* * *

H.B. 72, UTAH TELEHEALTH COMMISSION, was read the second time. Senator Knudson explained the bill and it passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 9.

Voting in the affirmative were: Senators

E. Allen	R. Allen	B. Evans	M. Evans
Hale	Hellewell	Hull	Jones
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Stephenson	Suazo	Waddoups	Beattie

Absent or not voting were : Senators

Blackham	Davis	Dmitrich	Hillyard
Howell	Julander	Mansell	Steele
Valentine			

On motion of Senator Steele, **H.B. 72** was placed on the Third Reading Table.

* * *

H.B. 83, JAIL RELEASE AMENDMENTS, was read the second time. Senator B. Evans explained the bill and it passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 9.

Voting in the affirmative were: Senators

E. Allen	R. Allen	B. Evans	M. Evans
Hale	Hellewell	Hull	Jones
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Stephenson	Suazo	Waddoups	Beattie

Absent or not voting were: Senators

Blackham	Davis	Dmitrich	Hillyard
Howell	Julander	Mansell	Steele
Valentine			

* * *

H.B. 93, PORTABILITY OF FUNDING FOR HEALTH AND HUMAN SERVICES, was read the second time. On motion of Senator R. Evans, the bill was circled.

* * *

H.B. 173, FORFEITURE RELATING TO SEXUAL OFFENSES AGAINST CHILDREN, Julander was read the second time. On motion of Senator Peterson, the bill was circled.

* * *

H.B. 157, ONLINE ACCESS AT PUBLIC LIBRARIES, was read the second time. Senator Stephenson explained the bill and it passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 10.

Voting in the affirmative were: Senators

E. Allen	R. Allen	B. Evans	M. Evans
Hale	Hellewell	Hull	Jones
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Stephenson	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Davis	Dmitrich	Hillyard
Howell	Julander	Mansell	Steele
Suazo	Valentine		

* * *

On motion of Senator R. Evans, the circle was removed from **H.B. 93**, PROBABILITY OF FUNDING FOR HEALTH AND HUMAN SERVICES, and it was before the Senate. Senator R. Evans explained the bill. The bill passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 9

Voting in the affirmative were: Senators

E. Allen	R. Allen	B. Evans	M. Evans
Hale	Hellewell	Howell	Hull
Jones	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Stephenson	Waddoups	Beattie

Absent or not voting were: Senators

Blackham	Davis	Dmitrich	Hillyard
Julander	Mansell	Steele	Suazo
Valentine			

* * *

H.B. 243, PROTECTION OF ACCIDENT REPORT, was read the second time. Senator Muhlestein explained the bill. On motion of Senator R. Evans, the bill was amended as follows:

1. Page 3, Line 64
   House Floor Amendments
   dated 2-8-2000
   Delete "and"

2. Page 3, Line 65
   House Floor Amendments
   dated 2-8-2000
   Delete the period and insert "; and" and after line 65 insert:
   "(vii) a licensed private investigator."

3. Page 10, Line 284
   House Floor Amendments
   dated 2-8-2000
   Delete "and"

4. Page 10, Line 285
   House Floor Amendments

dated 2-8-2000:
Delete the period and insert "; and" and after line 285 insert:
"(vii) a licensed private investigator."

The bill passed, as amended, on the following roll call:

Yeas, 19; Nays, 0; Absent, 10.

Voting in the affirmative were: Senators

E. Allen	R. Allen	B. Evans	M. Evans
Hellewell	Howell	Hull	Jones
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Stephenson	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Davis	Dmitrich	Hale
Hillyard	Julander	Mansell	Steele
Suazo	Valentine		

* * *

H.B. 277, OFF- HIGHWAY VEHICLE USE, was read the second time. Senator Knudson explained the bill and it passed on the following roll call:

Yeas,19; Nays,0; Absent,10.

Voting in the affirmative were: Senators

E. Allen	R. Allen	B. Evans	M. Evans
Hellewell	Howell	Jones	Knudson
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Stephenson
Suazo	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Davis	Dmitrich	Hale
Hillyard	Hull	Julander	Mansell
Steele	Valentine		

* * *

2nd Sub. H.B. 109, DEFINED CONTRIBUTION OPTION, was read the second time. Senator Waddoups explained the bill. All Senators declared a conflict of interest. The bill passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 10.

Voting in the affirmative were: Senators

E. Allen	R. Allen	B. Evans	M. Evans
Hellewell	Howell	Hull	Jones
Knudson	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Stephenson
Suazo	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Davis	Dmitrich	Hale
Hillyard	Julander	Mansell	Mayne
Steele	Valentine		

* * *

On motion of Senator R. Evans, **S.B. 263** was moved to the top of the Second Reading Calendar

On motion of Senator Waddoups, all Senate bills were moved to the top of the Second Reading Calendar under suspension of the rules

* * *

S.B. 263, INMATE ACCESS TO PUBLICATIONS, was read the second time. Senator R. Evans explained the bill. Senator Suazo commented. The bill passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 9.

Voting in the affirmative were: Senators

R. Allen	B. Evans	M. Evans	Hellewell
Howell	Hull	Jones	Julander
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Stephenson	Suazo	Waddoups	Beattie

Absent or not voting were: Senators

E. Allen	Blackham	Davis	Dmitrich
Hale	Hillyard	Mansell	Steele
Valentine			

* * *

On motion of Senator Nielson, **S.B. 178** was moved to the top of the Third Reading Calendar.

S.B. 178, INCOME TAX AMENDMENTS, was read the second time and third. Senator Nielson explained the bill and it passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 8

Voting in the affirmative were: Senators

R. Allen	Davis	B. Evans	M. Evans
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Stephenson	Suazo	Waddoups
Beattie			

Absent or not voting were: Senators

E. Allen	Blackham	Dmitrich	Hale
Mansell	Mayne	Steele	Valentine

* * *

On motion of Senator Howell, **S.B. 170** was moved to the top of the Second Reading Calendar.

S.B. 170, LOCAL GOVERNMENT PEACE OFFICER EXAMINATIONS, was read the second time. Senator Howell explained the bill. On motion of Senator Howell, the following substitute bill replaced the original bill.

LOCAL GOVERNMENT PEACE OFFICER EXAMINATIONS

Sub. S.B. 170 *Senator Scott N. Howell*

AN ACT RELATING TO LOCAL GOVERNMENT; ALLOWING THE CIVIL SERVICE COMMISSION AND THE PERSONAL MERIT SYSTEM COMMISSION TO USE OTHER COMPETITIVE EXAMINATION PROCESSES TO DETERMINE THE QUALIFICATION OF APPLICANT FOR POSITIONS AS PEACE OFFICERS.

Senators Montgomery and Muhlestein commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hellewell	Hillyard

Howell	Hull	Jones	Julander
Knudson	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Hale	Mansell	Mayne

* * *

On motion of Senator Steele, the circle was removed from **S.B. 53**, LICENSING SECURITY OFFICERS, and it was before the Senate. Senator Steele explained the bill. Senator Steele moved to strike the enacting clause of the bill. The bill was returned to the Secretary of the Senate.

* * *

On motion of Senator Nielson, **S.B. 164** was moved to the top of the Second Reading Calendar.

S.B. 164, MEDICAL EXCLUSIONS IN INDIVIDUAL HEALTH INSURANCE, was read the second time. Senator Nielson explained the bill. Senator Montgomery commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	B. Evans
M. Evans	Hellewell	Hillyard	Howell
Hull	Julander	Knudson	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Dmitrich	Hale	Jones
Mansell	Mayne		

* * *

On motion of Senator Valentine, all remaining Senate bills on the Second Reading Calendar were moved to the top of the Second Reading Calendar.

1st Sub. S.B. 253, UTAH BOXING COMMISSION APPROPRIATION, was read the second time. On motion of Senator Suazo, the bill was circled.

* * *

On motion of Senator Hillyard, **Sub. H.B. 210** was moved to the Second Reading Calendar.

* * *

S.B. 209, SALES AND USE TAX - NOTICE AND EFFECTIVE DATE, was read, under suspension of the rules, the second and third time. Senator Valentine explained the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Montgomery	Muhlestein	Nielson
Peterson	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting were: Senators

Blackham	Hale	Mansell	Mayne
Poulton			

S.B. 209 was transmitted to the House.

* * *

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 25, 2000

The House passed **H.B. 2**, 2000 BOND BILL AND CAPITAL FACILITIES AUTHORIZATIONS, by Representative G. Adair, and it is transmitted for consideration; and

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 2** was read the first time and referred to the Rules Committee.

* * *

On motion of Senator B. Evans, **H.B. 2**, under suspension of the rules, was placed on the Second Reading Calendar.

On motion of Senator Howell, the Senate returned to the Third Reading Calendar.

On motion of Senator Peterson, **1st Sub. S.B. 170** was moved to the top of the Third Reading Calendar.

Under suspension of the rules, **Sub. S.B. 170**, PEACE OFFICER EXAMINATIONS, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Hale	Mansell	Mayne	Steele

Sub. S.B. 170 was transmitted to the House.

* * *

On motion of Senator Hillyard, and at 4:10 p.m., the Senate sauntered.

The Senate was called to order at 4:55 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 25, 2000

The House passed, as amended, **H.B. 17**, APPROPRIATION FOR SCHOOL FUNDING, by Representative M. Styler, and it is transmitted for consideration; and

The House passed, as substituted and amended, **3rd Sub. H.B. 106**, TRAFFIC STOPS STATISTICS, by Representative D. Bourdeaux, and it is transmitted for consideration.

The House passed, as substituted and amended, **1st Sub. H.B. 107**, UTAH RESIDENTIAL MORTGAGE PRACTICES ACT, by Representative G. Adair, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 138**, PUBLIC ATTORNEY'S ACT AMENDMENTS, by Representative G. Curtis, and it is transmitted for consideration; and

The House passed **H.B. 271**, REPEAL OF HOSPITAL PROVIDER ASSESSMENT, by Representative M. Dayton, and it is transmitted for consideration; and

The House passed **H.B. 281**, APPROPRIATION FOR DRUG COURTS AND DRUG BOARD PILOT PROJECT, by Representative J. Swallow, and it is transmitted for consideration; and

The House passed **H.B. 313**, GENERAL GOVERNMENT AMENDMENTS, by Representative T. Beck, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 324**, CONTRACTOR LICENSING AMENDMENTS, by Representative D. Ure, and it is transmitted for consideration; and

The House passed **H.B. 329**, CHILD WELFARE MEDIATION, by Representative G. Curtis, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 336**, APPLIED TECHNOLOGY EDUCATION TASK FORCE, by Representative J. Alexander, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 353**, CONTROL SHARES ACQUISITION, by Representative J. Swallow, and it is transmitted for consideration; and

The House passed **H.B. 354**, RECOVERY OF SPECIAL DAMAGES FOR INJURIES, by Representative A. Tyler, and it is transmitted for consideration; and

The House passed **H.B. 379**, WATER CONSERVANCY DISTRICTS - TECHNICAL AMENDMENTS, by Representative C. Duckworth, and it is transmitted for consideration; and

The House passed **H.B. 387**, STATE RISK MANAGEMENT REVIEW OF STATE EMPLOYEE TERMINATIONS, by Representative K. Johnson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 396**, CHANGE OF DATE OF SPECIAL DISTRICT ELECTION, by Representative S. Allen, and it is transmitted for consideration; and

The House passed **H.B. 400**, HIGHWAY SIGN OBSTRUCTION, by Representative J. Swallow, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 17, 3rd Sub. H.B. 106 1st Sub. H.B. 107, 1st Sub. H.B. 138, H.B. 271, H.B. 281, H.B. 313, H.B. 324, H.B. 329, H.B. 336, H.B. 353, H.B. 354, H.B. 379, H.B. 387, H.B. 396,** and **H.B. 400** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 25, 2000

The Rules Committee recommends assignment of the following House Bills to the top of the Second Reading Calendar.

H.B. 325 Fine Arts Curriculum in Public Schools (*E. Olsen*)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the report was adopted.

STANDING COMMITTEE REPORT

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 59**, SALES AND USE TAX EXEMPTION FOR FOOD, by Senator M. Waddoups.

John L. Valentine
Committee Chair

On motion of Senator Valentine, the committee report was not adopted. **S.B. 59** was returned to Rules.

* * *

On motion of Senator Hillyard, **H.B. 325** was placed on the Second Reading Calendar.

* * *

On motion of Senator Valentine, under suspension of the rules, **S.B. 272**, TAXATION OF ADMISSIONS OR USER FEES - OLYMPIC WINTER GAMES OF 2002, was read the second and third times, under suspension of the rules. Senator Valentine explained the bill. Senator Valentine moved the following amendments:

1. Page 3, Line 88a
Senate Committee Amendments
2-24-2000:
After "LEGISLATURE" delete "FOR STATE COSTS RELATED TO THE OLYMPIC WINTER GAMES OF 2002"

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Davis	Howell	Mansell	Mayne

S.B. 272 was transmitted to the House.

On motion of Senator Valentine, the following intent language was spread upon the pages of the journal.

INTENT LANGUAGE FOR S.B. 272

"In passing S.B. 272, Sales and Use Taxation of Admissions or User Fees - Olympic Winter Games of 2002, the Legislature intends the following:

During the 1998 General Session the Legislature passed H.B. 371, Taxing Authority Amendments. H.B. 371 clarified that certain sales, uses, leases, or rental relating to Olympic Winter Games of 2002 ("Olympic") made to or by an organization exempt from federal income taxation, such as the Salt Lake Organizing Committee for the Olympic Winter Games of 2002 ("SLOC"), are subject to sales and use taxation. Taxable sales under H.B. 371 included certain sales of admissions or user fees. Because of important public commitments by SLOC to use the monies that would have been paid as sales and use taxes to the state and local governments to assist in funding public safety costs associated with the Olympics, the Legislature has now determined to exempt these sales of admissions or user fees from sales and use taxation. However, the passage of S.B. 272 does not obligate, bind, or commit the state to provide any funds to, or to hold

harmless or assist in any way, any public or private entity for the cost of public safety services or any other services associated with hosting the Olympics.

The Legislature's willingness to forego this sales and use tax revenue is contingent on: (1) agreement by venue communities to conform their ordinances, rules, and regulations so that SLOC will be responsible to pay only customary permitting, licensing, inspection fees, taxes, and charges relating to SLOC's operations and activities; and (2) a waiver by Salt Lake City of any potential claims Salt Lake City may assert against the state for the costs of public safety services and any other city services associated with hosting the Olympics.

Additionally, the Legislature is aware that in 1991, Governor Bangerter entered into an agreement with Salt Lake City, SLOC, and the Utah Sports Authority regarding costs associated with the Olympics and that subsequently, Governor Leavitt reaffirmed that 1991 agreement. The Legislature was not a party to the 1991 agreement and has never ratified or concurred with the 1991 agreement. Moreover, several provisions of the Utah Constitution are implicated by the 1991 agreement, raising questions concerning the constitutionality of the 1991 agreement. If different agreements are negotiated or executed which dispose of the 1991 agreement, the Legislature is willing to review any new agreement."

* * *

On motion of Senator R. Evans, under suspension of the rules, **S.B. 263** was moved to the top of the Third Reading Calendar. **S.B. 263, INMATE ACCESS TO PUBLICATIONS,** was read the third time. Senator R. Evans explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Davis	Mansell	Mayne

S.B. 263 was transmitted to the House.

* * *

On motion of Hillyard, **S.B. 178** and **S.B. 164** were placed on the Third Reading Calendar.

* * *

S.B. 215, REAL ESTATE RECORDING LAW AMENDMENTS, was read the second time. On motion of Senator E. Allen, the bill was circled.

* * *

S.B. 187, CHILD SUPPORT GUIDELINES, was read the second and third time. Senator Hillyard explained the bill. On motion of Senator Hillyard, the bill was amended as follows:

1. Page 4, Line 107:
   After Line 107, insert:
   "Section 4. **Effective Date.**"
   This act takes effect on July 1, 2000.

The bill passed, as amended, on the following roll call:

Yeas, 20; Nays, 6; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	B. Evans	M. Evans
Hellewell	Hillyard	Hull	Jones
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

E. Allen	R. Allen	Hale	Howell
Julander	Suazo		

Absent or not voting were: Senators

Davis	Mansell	Stephenson

S.B. 187 was transmitted to the House.

* * *

On motion of Senator Waddoups, under suspension of the rules, S.B. 221, SHERIFF'S CLASSIFICATION OF JAIL INMATES AND JAIL FACILITIES, was read the second and third times. Senator Waddoups explained the bill. Senators E. Allen Suazo commented. On motion of Senator Waddoups, the bill was amended as follows:

1. Page 2, Line 30
   Senate Amendments,
   2-25-2000
   After line 30 insert:
   "(c) A prisoner may not be placed in an alternative incarceration program under Subsection (3)(a) unless:
   (i) the jail facility is at maximum operating capacity, as established under Subsection 17-22-5.5(2); or
   (ii) ordered by the court."

The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Mansell	Mayne

S.B. 221 was transmitted to the House.

* * *

On motion of Senator E. Allen, the circle was removed from S.B. 215, REAL ESTATE RECORDING LAW AMENDMENTS, and it was before the Senate. Under suspension of the rules, the bill was read for the second and third time. Senator E. Allen explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Mansell	Mayne

S.B. 215 was transmitted to the House.

* * *

On motion of Senator Nielson, **Sub. H.B. 210**, HIGHER EDUCATION REVENUE BOND, was moved to the top of the Second Reading Calendar and was read the second and third times. 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Mansell	Mayne

Sub. H.B. 210 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. 325**, FINE ARTS CURRICULUM IN PUBLIC SCHOOLS, 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 1, Line 10:
   Delete "PROVIDING A $200,000 APPROPRIATION;"

2. Page 3, Line 67:
   After "(5)(a)" delete the remainder of the line

3. Page 3, Line 68:
   Delete "State Board of Education $200,000" and insert "The Legislature shall provide an appropriation"

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Julander
Knudson	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

M. Evans	Jones	Mansell	Mayne

H.B. 325, as amended, was returned to the House.

* * *

H.B. 2, 2000 BOND BILL AND CAPITAL FACILITIES AUTHORIZATION, was read the second and third time, under suspension of the rules. Senator B. Evans explained the bill and it passed on the following roll call:

Yeas, 16; Nays, 10; Absent, 3.

Voting in the affirmative were: Senators

Blackham	B. Evans	Hale	Hellewell
Hillyard	Knudson	Montgomery	Muhlestein
Nielson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
M. Evans	Howell	Hull	Julander
Peterson	Suazo		

Absent or not voting were: Senators

Jones	Mansell	Mayne

H.B. 2 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hillyard, the Senate moved to the Third Reading Calendar.

* * *

S.B. 178, INCOME TAX AMENDMENTS, was read the third time, under suspension of the rules, and explained by Senator Nielson. Senator Valentine and Beattie commented and the bill passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Julander
Knudson	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Voting in the negative was: Senator
Hull

Absent or not voting were: Senators

Jones	Mansell	Mayne

S.B. 178 was transmitted to the House.

* * *

S.B. 164, MEDICAL EXCLUSIONS IN INDIVIDUAL HEALTH INSURANCE POLICIES, was read the third time and explained by Senator Nielson. On motion of Senator Montgomery, the bill was amended as follows:

1. Page 2, Line 54:
Delete the period and insert:
"consistent with Subsections (4)(a)(iv) and (v).
(iv) The commissioner shall establish, in rule, a list of non-life threatening and nondegenerative physical conditions that may be the subject of a condition-specific exclusion rider.
(v) A condition-specific exclusion rider shall be limited to the excluded condition and may not extend to any secondary medical condition that may or may not be directly related to the excluded condition."

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Knudson
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

Davis	Julander

Absent or not voting were: Senators

Jones	Mansell	Mayne

S.B. 164 was transmitted to the House.

* * *

On motion of Senator Hillyard, **H.B. 92** was placed on the top of the Third Reading Calendar.

On motion of Senator Steele **H.B. 168** moved to top of Second Reading Calendar.

THIRD READING CALENDAR

H.B. 92, APPROPRIATION FOR SOLDIER HOLLOW AND THE HEBER VALLEY, was read the third time. Senator B. Evans explained the bill. On motion of Senator B. Evans, the following substitute bill replaced the original bill.

APPROPRIATION FOR SOLDIER HOLLOW

Sub. H.B. 92 *Gordon E. Snow*

AN ACT RELATING TO APPROPRIATION; APPROPRIATING $700,000 FROM THE GENERAL FUND FOR FISCAL YEAR 2000-01 ONLY, TO THE DIVISION OF PARKS AND RECREATION; APPROPRIATING UP TO $260,000 FROM THE GENERAL FUND FOR FISCAL YEAR 2000-01 ONLY, TO THE HEBER VALLEY HISTORIC RAILROAD AUTHORITY, CONTINGENT ON MATCHING FUNDS; AND PROVIDING AN EFFECTIVE DATE.

On motion of Senator B. Evans, the bill was amended as follows:

1. Page 1, Line 2:
   Delete Line 2

2. Page 1, Line 2:
   Delete Line 2

3. Page 1, Line 7:
   Delete "GENERAL" and insert "OLYMPIC SPECIAL REVENUE"

4. Page 1, Line 8 - 10:
   After "RECREATION" delete the remainder of the line

5. Delete line 9
   On line 10, delete "AUTHORITY, CONTINGENT ON MATCHING FUNDS;"

6. Page 1, Line 15:
   Delete "General" and insert "Olympic special revenue"

7. Page 1, Line 16:
   Delete "(1)"

8. Page 1, Line 17:
   Delete "; and"

9. Page 1, Line 18 - 21:
   Delete Lines 18 through 21
   Renumber remaining sections accordingly.

The bill passed, as substituted and amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Julander	Knudson	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Suazo	Valentine	Beattie	

Voting in the negative was: Senator
Stephenson

Absent or not voting were: Senators

Jones	Mansell	Mayne	Montgomery
Waddoups			

1st Sub. H.B. 92, as substituted and amended, was returned to the House.

* * *

H.B. 329, CHILD WELFARE MEDIATION, was read the second time. Senator Valentine explained the bill. On motion of Senator Valentine, the bill was circled.

* * *

H.B. 168, UNIFORM DATA COLLECTION WITHIN THE STATE'S PUBLIC EDUCATION , was read, under suspension of the rules, the second and third time. Senator Steele explained the bill. On motion of Senator Steele, the bill was amended as follows:

1. Page 1, Line 14a:
   Lilac Copy
   Delete "PROVIDING A $350,000 APPROPRIATION;"

2. Page 4, Line 99a - 99g:
   Lilac Copy
   Delete lines 99a - 99g

Senator Hull commented. The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Julander	Knudson	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Jones	Mansell	Mayne

H.B. 168, as amended, was returned to the House.

* * *

On motion of Senator Valentine, the circle was removed from **H.B. 329,** CHILD WELFARE MEDIATION, and it was before the Senate. The bill was read, under suspension of the rules, the second and third time. Senator Valentine explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Julander	Knudson	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Jones	Mansell	Mayne

H.B. 329 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Blackham, **H.B. 219** was lifted to the top of the Third Reading Calendar.

* * *

H.B. 219, COOPERATIVE WILDLIFE MANAGEMENT UNIT PURPOSES, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 20; Nays, 6; Absent, 3.

Voting in the affirmative were: Senators

Blackham	Dmitrich	B. Evans	M. Evans
Hellewell	Hillyard	Hull	Knudson
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Hale
Howell	Julander		

Absent or not voting were: Senators

Jones	Mansell	Mayne

H.B. 219 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Valentine, the circle was removed from **H.B. 343**, PORNOGRAPHY COMPLAINTS OMBUDSMAN, and it was before the Senate. The bill was read, under suspension of the rules, the third time. There was no Senate committee hearing on the bill. Senator Valentine explained the bill. Senator Hull commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Julander	Knudson
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Beattie	

Voting in the negative was: Senator
R. Allen

Absent or not voting were: Senators
Howell Jones Mansell Mayne
Suazo

H.B. 343 was signed by the President of the Senate in open session and returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 25, 2000

The House passed, as amended, **S.B. 11**, ASSOCIATIONS OF GOVERNMENTS APPROPRIATION, by Senator M. Dmitrich, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 131**, APPROPRIATION FOR ASSISTIVE TECHNOLOGY, by Senator R. Montgomery, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 136**, APPROPRIATION FOR UTAH STATE FAIRPARK, by Senator P. Suazo, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 150**, APPROPRIATION FOR AIRPORT AUTHORITY, by Senator L. Hillyard, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Hillyard, **S.B.11, S.B. 131, S.B. 136, and S.B. 150** were placed on the Concurrence Calendar.

* * *

On motion of Senator Hillyard, **H.B. 189** was lifted from the Third Reading Table and placed on top of the Third Reading Calendar.

* * *

H.B. 189, CLASSROOM SUPPLIES, was read the third time and explained by Senator Steele. On motion of Senator Steele, the bill was amended as follows:

1. Page 1, Line 5:
   After "EDUCATION;" delete the remainder of the line and insert "INDICATING THAT THE LEGISLATURE SHALL MAKE AN"

2. Page 1, Line 11:
After "(1)" delete the line and insert "The legislature shall provide an appropriation"

3. Page 1, Line 12:
Delete "$3,750,000"

4. Page 1, Line 17:
After "teacher" insert "in grades Kindergarten through 6" and after "up to" delete "$200" and insert "$225 and each teacher in grades 7 through 12 shall receive up to $175"

Senators Montgomery, Waddoups, and Hillyard commented. Senators Hull, Peterson, and Steele declared a conflict of interest. The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Julander	Knudson	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Jones	Mansell	Mayne	Suazo

H.B. 189, as amended, was returned to the House.

* * *

On motion of Senator L. Hillyard and at 6:20 p.m., the Senate adjourned until 9:00 a.m., Monday, February 28, 2000.

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 - Col. D. Brent Anderson, Chaplain, U.S. Army Reserve

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: February 28, 2000

This is to inform you that on February 23, 2000, I have signed the following bills of the 2000 General Session of the Fifty-Third Legislature and have forwarded them to the Lieutenant Governor for filing.

SB0004	Podiatrist Assistant Licensure Exemption
SB0013	State Parks Amendments
SB0020	Government Competition with Private Sector
SB0082	Property Tax - Calculation of New Growth
SB0105	Quality Assurance on Construction of Public Buildings
SCR001	Resolution Petitioning United States Government to Release Certain Satellite Data
HB0169	School Safety Programs
HB0180	Highway Amendments
HB0211	Notifying Candidates of Filing Deadlines
HB0216	Agriculture Act Amendments
HCR001	Resolution Urging Federal Funding to Fight Grasshopper and Cricket Infestation
HB0181	Educator Background Check Amendments
HCR008	Resolution Recognizing Natalie Williams
HCR009	Resolution Recognizing Jeff Hornacek

Michael O. Leavitt, Governor

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 25, 2000

The House passed, S.B. 5, SPECIAL MOBILE EQUIPMENT AMENDMENTS, by Senator P. Knudson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 26**, APPROPRIATION FOR PURCHASE OF FREEDOM SHRINE DOCUMENTS, by Senator E. Mayne, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 123**, UTAH HERITAGE HIGHWAY APPROPRIATION, 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. 235**, BONDING FOR STATE FAIRPARK CORPORATION, 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. 240**, DECRIMINALIZATION OF TRAFFIC OFFENSES, 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, **2nd Sub. S.B. 250**, ELECTRICAL DEREGULATION AND CUSTOMER CHOICE TASK FORCE AMENDMENTS, by Senator M. Waddoups, 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.26, S.B. 123, S.B. 235, S.B. 240, and **2nd Sub. S.B. 250** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 25, 2000

The House concurred in the Senate amendments and passed **H.B. 15**, APPROPRIATION FOR SOIL CONSERVATION DISTRICTS, 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. 29**, AMENDMENTS TO PUBLIC ASSISTANCE, by Representative L. Frandsen, and it is transmitted for the signature of the President.

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 54**, OLENE WALKER HOUSING TRUST FUND APPROPRIATION, 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. 68**, APPROPRIATION FOR HIGHER EDUCATION EXTENSION PROGRAMS

AT COUNTY JAILS, 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. 154**, APPROPRIATION FOR MAPPING AND DOCUMENTATION OF R.S. 2477 RIGHTS-OF-WAY, by Representative B. Johnson, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 209**, DRIVING UNDER THE INFLUENCE 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 **H.B. 236**, APPROPRIATION FOR WILDLIFE DAMAGE MANAGEMENT, 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. 247**, HIGHER EDUCATION ARCHEOLOGICAL INSTRUCTION PROGRAM, by Representative K. Johnson, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 15, H.B. 29, 2nd Sub. H.B. 54, H.B. 68, H.B. 154, 2nd Sub. H.B. 209, H.B. 236 and **H.B. 247** were signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: February 25, 2000

The House passed **H.B. 4**, EXECUTIVE COMPENSATION, by Representative K. Garn, and it is transmitted for consideration; and

The House passed, as substituted, **2nd Sub. H.B. 119**, PUBLIC EDUCATION AMENDMENTS, by Representative J. Alexander, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 337**, IMMUNITY FOR FOSTER CARE REFERRAL, by Representative J. Swallow, and it is transmitted for consideration; and

The House passed, as substituted, **1st Sub. H.B. 345**, UNEMPLOYMENT INSURANCE AMENDMENTS, by Representative J. Swallow, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 389**, DEPUTY SHERIFFS MERIT SYSTEM AMENDMENTS, by Representative P. Buckner, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 390**, ENDOWMENT FUND FOR TOBACCO SETTLEMENT MONIES, by Representative R. Walsh, and it is transmitted for consideration; and

The House passed **H.B. 407**, FINANCIAL ASSISTANCE FOR BUSINESS RELOCATION IN RURAL COMMUNITIES, by Representative M. Styler, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 411**, PUBLIC EDUCATION CURRICULUM AMENDMENTS, by Representative B. Wright, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 426**, FUNDING OF PUBLIC EDUCATION TASK FORCE, by Representative K. Garn, and it is transmitted for consideration; and

The House passed **H.C.R. 10**, RESOLUTION URGING HEALTH STUDY AND INFORMATION ABOUT NEVADA TEST SITE, by Representative L. Shurtliff, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 4, 2nd Sub. H.B. 119, H.B. 337, 1st Sub. H.B. 345, H.B. 389, H.B. 390, H.B. 407, H.B. 411, H.B. 426,** and **H.C.R. 10** were read the first time and referred to the Rules Committee.

* * *

The House substituted, amended, and passed, **3rd Sub. S.B. 35**, GOVERNMENT TORT LIABILITY AMENDMENTS, by Senator H. Stephenson, et al, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Hillyard, the bill was placed on the Concurrence Calendar.

STANDING COMMITTEE REPORTS

Mr. President: February 25, 2000

The Judiciary Committee reports a favorable recommendation on **1st Sub. H.B. 89**, PROFESSIONAL LICENSING AMENDMENTS, by Representative M. Dayton.

Terry Spencer, Chair

On motion of Senator Poulton, the committee report was adopted. **1st Sub. H.B. 89** was referred to the Rules Committee

* * *

Mr. President: February 25, 2000

The Senate Judiciary Standing Committee has tabled **S.B. 195**, VOLUNTEER IMMUNITY ACT, by Senator L. Steven Poulton and it is returned to the Secretary of the Senate without recommendation.

Terry Spencer, Chair

On motion of Senator Poulton, **S.B. 195** was returned to the Secretary of the Senate.

* * *

Mr. President: February 25, 2000

The Business, Labor, and Economic Development Committee has held its last scheduled meeting and returns the following bills to the Secretary of the Senate without action:

S.B. 22	Water Companies and Associations - Assessment and Voting Rights (M. Dmitrich)
S.B. 60	Consumer Reports - Protection of Accuracy of Information (G. Davis)
1st Sub. H.B. 70	Personal Information Privacy Task Force (E. Olsen)
H.B. 291	Sales and Use Tax Exemption - Scrap Recyclers (S. Koehn)

Parley G. Hellewell, Chair; and

Mr. President: February 25, 2000

The Energy, Natural Resources, and Agriculture Committee has held its last scheduled meeting and returns the following bills to the Secretary of the Senate without action:

S.B. 18	Public Utilities - Sewer Lines (G. Davis)

Beverly Ann Evans, Chair; and

Mr. President: February 25, 2000

The Health and Environment Committee has held its last scheduled meeting and returns the following bills to the Secretary of the Senate without action:

S.B. 54 Directives for Medical Services (K. Hale)

Robert F. Montgomery, Chair; and

Mr. President: February 25, 2000

The Human Services Committee has held its last scheduled meeting and returns the following bills to the Secretary of the Senate without action:

S.B. 45 Tobacco Settlement Account Appropriation (R. Montgomery)

S.B. 243 Minor's Access to Harmful Material on the Internet (S. Howell)

Robert M. Muhlestein, Chair; and

Mr. President: February 18, 2000

The Retirement Committee has held its last scheduled meeting and returns the following bills to the Secretary of the Senate without action:

S.B. 134 Public Safety Retirees- Cost of Living Allowance (M. Dmitrich)

S.B. 71 Retirement Deferred Compensation Employer (G. Davis)

Michael G. Waddoups, Chair; and

Mr. President: February 25, 2000

The Transportation & Public Safety Committee has held its last scheduled meeting and returns the following bill to the Secretary of the Senate without action:

2nd Sub. S.B. 32 Concealed Permit Holders Requirements (R. Allen)

Michael G. Waddoups, Chair.

On motion of Senator Poulton, the committee reports were adopted. **S.B. 22, S.B. 60, 1st Sub. H.B. 70, H.B. 291, S.B. 18, S.B. 54, S.B. 45, S.B. 243, S.B. 134, S.B. 71, 2nd Sub. S.B. 32** were returned to the Secretary of the Senate.

* * *

Mr. President: February 24, 2000

The Education Committee held its last scheduled meeting and returns the following bill to the Secretary of the Senate without action:

S.B. 52 Charter School Amendments (H. Stephenson)

Lorin V. Jones, Chair; and

Mr. President: February 25, 2000

The Judiciary Committee held its last scheduled meeting and returns the following bill to the Secretary of the Senate without action:

S.B. 153	Criminal Penalty Amendments (T. Spencer)
S.B. 193	Residential Lien Recovery Fund (S. Howell)
H.B. 34	Reilly Civil Stalking Amendments (L. Shurtliff)
H.B. 73	Insurance Companies Notification in Divorce Situations (T. Beck)
H.B. 152	Justice Court Judge Amendment (B. King)
1st Sub. H.B. 185	Health Insurers - Coverage of Emergency Medical Services (M. Carlson)
H.B. 296	Prevention of Retaliatory Lawsuits (R. Lockhart)

Terry Spencer, Chair; and

Mr. President: February 24, 2000

The Judiciary Committee held its last scheduled meeting and returns the following bill to the Secretary of the Senate without action:

S.B. 30	Property Tax - Uniform Fees on Recreational Vehicles (P. Hellewell)
S.B. 31	Commercial Historic Building Rehabilitation - Corporate Franchise and Income Tax and Individual Income Tax Credits (B. Evans)
S.B. 197	Corporate Franchise and Income Taxes - Minimum Tax (R. Allen)
S.B. 198	Corporate Franchise and Income Taxes - Rate Increase (R. Allen)
S.B. 194	Winery Amendments (L. Blackham)
S.B. 112	Aviation Fuel (L. Hillyard
S.B. 203	Sales and Use Tax and Income Tax Revisions (M. Peterson)
H.B. 139	Utah Controlled Substances Act Amendments (P. Arent)
4th Sub. H.B. 162	Standards For Illegal Drug Lab Decontamination (A. Tyler)
H.B. 91	Individual Income Tax Credit For A Residential Security Container (C. Bennion)
H.J.R. 3	Resolution Providing For Special Sessions of the Legislature (R. Walsh)

John L. Valentine, Chair

On motion of Senator Poulton, the committee reports were adopted. **S.B. 52, S.B. 153, S.B. 193, H.B. 34, H.B. 73, H.B. 152, 1st Sub. H.B. 185, H.B. 296, S.B. 30, S.B. 31, S.B. 112, S.B. 194, S.B. 197, S.B. 198, S.B. 203, H.B. 91, H.B. 139, 4th Sub. H.B. 162, H.J.R. 3** were returned to the Secretary of the Senate.

CONCURRENCE CALENDAR

On motion of Senator Dmitrich, the Senate voted to concur in the House amendments to **S.B. 11**, ASSOCIATIONS OF GOVERNMENTS APPROPRIATION. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

M. Evans	Howell

S.B. 11 was returned to the House.

* * *

On motion of Senator Montgomery, the Senate voted to concur in the House amendments to **S.B. 131**, APPROPRIATION FOR ASSISTIVE TECHNOLOGY. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
M. Evans

S.B. 131 was returned to the House.

* * *

On motion of Senator Suazo, the Senate voted to concur in the House amendments to **S.B. 136**, APPROPRIATION FOR UTAH STATE FAIRPARK. The bill, as amended, passed on the following roll call:

Yeas, 24; Nays, 4; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Nielson	Peterson	Poulton
Steele	Suazo	Valentine	Beattie

Voting in the negative were: Senators

Muhlestein	Spencer	Stephenson	Waddoups

Absent or not voting was: Senator
M. Evans

S.B. 136 was returned to the House.

* * *

On motion of Senator Hillyard, the Senate voted to concur in the House amendments to **S.B. 150**, APPROPRIATION FOR AIRPORT AUTHORITY. The bill, as amended, passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative was: Senator
Stephenson

Absent or not voting was: Senator
M. Evans

S.B. 150 was returned to the House.

CONSENT CALENDAR

1st Sub. H.B. 222, SUBPOENA POWER AMENDMENTS, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
M. Evans

1st Sub. H.B. 222 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

2nd Sub. H.B. 178, CERTIFIED TAX RATE ADJUSTMENTS - UNIFORM FEES, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
M. Evans

2nd Sub. H.B. 178 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Mansell, the Senate returned to the Second Reading Calendar. **H.B. 97** and **H.B. 153** were lifted from the Second Reading Table and placed on the Second Reading Calendar.

* * *

H.B. 60, SEXUAL OFFENSE AMENDMENTS, was read the third time, explained by Senator Spencer, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
M. Evans

H.B. 60 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 83, JAIL RELEASE AMENDMENTS, was read the third time, explained by Senator B. Evans, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell

Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
M. Evans

H.B. 83 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 157, ONLINE ACCESS AT PUBLIC LIBRARIES, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
M. Evans

H.B. 157 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 93, PORTABILITY OF FUNDING FOR HEALTH AND HUMAN SERVICES, was read the third time. On motion of Senator Blackham, the bill was circled.

* * *

H.B. 243, PROTECTION OF ACCIDENT REPORT, was read the third time and explained by Senator Muhlestein. Senators Spencer, R. Allen, and Hillyard commented. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.B. 243, as amended, was returned to the House.

* * *

H.B. 277, OFF-HIGHWAY VEHICLE USE, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.B. 277 was signed by the President of the Senate in open session and returned to the House.

* * *

2nd Sub. H.B. 109, DEFINED CONTRIBUTION OPTION, was read the third time, explained by Senator Waddoups, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale

Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

2nd Sub. H.B. 109 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator R. Evans, the circle was removed from **H.B. 93**, PORTABILITY OF FUNDING FOR HEALTH AND HUMAN SERVICES, and it was before the Senate. Senator R. Evans explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.B. 93 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Mayne, the circle was removed from **S.B. 27**, PROCUREMENT CODE REQUIREMENTS OF HEALTH CARE BENEFITS, and it was before the Senate. On motion of Senator Mayne **S.B. 27** was returned to Rules.

* * *

SECOND READING CALENDAR

On motion of Senator Steele, **S.B. 1** and **S.B. 3** were placed on the top of the Second Reading Calendar, under suspension of the rules. On motion of Senator Steele, the bills were circled.

Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

2nd Sub. H.B. 109 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator R. Evans, the circle was removed from **H.B. 93**, PORTABILITY OF FUNDING FOR HEALTH AND HUMAN SERVICES, and it was before the Senate. Senator R. Evans explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.B. 93 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Mayne, the circle was removed from **S.B. 27**, PROCUREMENT CODE REQUIREMENTS OF HEALTH CARE BENEFITS, and it was before the Senate. On motion of Senator Mayne **S.B. 27** was returned to Rules.

* * *

SECOND READING CALENDAR

On motion of Senator Steele, **S.B. 1** and **S.B. 3** were placed on the top of the Second Reading Calendar, under suspension of the rules. On motion of Senator Steele, the bills were circled.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

* * *

H.B. 199, LIMITS ON GUN MANUFACTURER'S LIABILITY, was read the second time. Senator Stephenson explained the bill. Senators R. Allen, Montgomery, Spencer, Hillyard, Valentine, Davis, Julander, and E. Allen commented. The bill passed on the following roll call:

Yeas, 17; Nays, 11; Absent, 1.

Voting in the affirmative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Hillyard	Jones	Knudson	Mansell
Mayne	Muhlestein	Nielson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups			

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Howell	Hull	Julander
Montgomery	Peterson	Suazo	

Absent or not voting was: Senator
Beattie

* * *

1st Sub. H.B. 22, SCHOOL DISTRICT SIZE, was read the second time. Senator Peterson explained the bill. On motion of Senator Peterson, the following substitute bill replaced the original bill.

SCHOOL DISTRICT SIZE

2nd Sub. H.B. 22 *David N. Cox*

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; PROVIDING FOR THE ELECTION OF BOARD MEMBERS; REQUIRING THE STRATEGIC PLANNING FOR PUBLIC AND HIGHER EDUCATION COMMITTEE TO CONDUCT A STUDY AND MAKE A REPORT ON WHETHER THERE SHOULD BE AN OPTIMUM SIZE FOR SCHOOLS AND SCHOOL DISTRICTS BASED ON STUDENT POPULATION; AND PROVIDING AN EFFECTIVE DATE.

Senators Valentine, Steele, Waddoups, Hillyard, Mayne, and Poulton commented. The bill failed on the following roll call:

Yeas, 13; Nays, 15; Absent, 1.

Voting in the affirmative were: Senators

R. Allen	Blackham	Hellewell	Howell
Hull	Julander	Mansell	Montgomery
Muhlestein	Nielson	Poulton	Stephenson
Valentine			

Voting in the negative were: Senators

E. Allen	Davis	Dmitrich	B. Evans
M. Evans	Hale	Hillyard	Jones
Knudson	Mayne	Peterson	Spencer
Steele	Suazo	Waddoups	

Absent or not voting was: Senator
Beattie

* * *

Sub. H.B. 90 -- REMOVING BARRIERS TO ELECTRONIC GOVERNMENT SERVICES DELIVERY, was read the second time. Senator Steele explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Davis

* * *

On motion of Senator Julander, the circle was removed from **H.B. 173,** FORFEITURE RELATING TO SEXUAL OFFENSES AGAINST CHILDREN, and it was before the Senate. Senator Julander explained the bill. Senators Spencer, R. Allen, and Waddoups commented.

* * *

On motion of Senator Peterson, and at 10:40 a.m., the Senate sauntered.

The Senate was called to order at 11:00 a.m., with President Beattie presiding.

UNFINISHED BUSINESS

H.B. 173, FORFEITURE RELATING TO SEXUAL OFFENSES AGAINST CHILDREN, was before the Senate and explained by Senator Julander. Senators Waddoups, R. Allen, Montgomery, and commented. The bill passed on the following roll call:

Yeas, 17; Nays, 8; Absent, 4.

Voting in the affirmative were: Senators

Davis	Dmitrich	B. Evans	Hale
Hillyard	Hull	Julander	Knudson
Mansell	Montgomery	Muhlestein	Nielson
Peterson	Stephenson	Suazo	Valentine
Waddoups			

Voting in the negative were: Senators

R. Allen	M. Evans	Hellewell	Jones
Mayne	Poulton	Spencer	Steele

Absent or not voting were: Senators

E. Allen	Blackham	Howell	Beattie

* * *

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2000

The House passed **H.B. 371,** DRIVER EDUCATION TESTS, by Representative M. Brown, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **H.B. 371** was read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 28, 2000

The Rules Committee Recommends that the following bills that are on the second reading calendar be moved and placed after House Bill 37.

H.B. 144	Sentencing Enhancements (G. Curtis)
1st Sub. H.B. 44	Process for Closed Primary (L. Pace)
1st Sub. H.B. 264	Insurance Coverage for Condominiums (M. Dillree)
H.B. 245	Improving Safety in Public Schools (B. Wright)
H.B. 252	City and Town Campaign Finance (J. Hickman)
H.B. 338	Changes to Telecommunication Laws (S. Koehn)
2nd Sub. H.B. 259	Pilot Program for Differentiated Responses to Child Abuse and Neglect Reports (M. Throckmorton)
H.B. 118	Quasi-Governmental Entities Amendments (D. Ure)
H.B. 287	Lobbyist Disclosure Act Amendments (J. Swallow)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

* * *

H.B. 144, SENTENCING ENHANCEMENT, was read the second time. On motion of Senator Mansell, the bill was circled.

* * *

1st Sub. H.B. 44, PROCESS FOR CLOSED PRIMARY, was read the second time. On motion of Senator Valentine, the bill was circled.

* * *

On motion of Senator Valentine, the circle was removed from **H.B. 86**, SHAREHOLDER DERIVATIVE ACTIONS, and it was before the Senate. Senator Valentine explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Hillyard

Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

Blackham	Davis	Beattie

* * *

On motion of Senator E. Allen, the circle was removed from **1st Sub. H.B. 7**, RESTRICTION ON POLITICAL ACTIVITY OF MUNICIPAL EMPLOYEES, and it was before the Senate. Senator E. Allen explained the bill. On motion of Senator E. Allen, the following substitute bill replaced the original bill.

RESTRICTION ON POLITICAL ACTIVITY OF MUNICIPAL EMPLOYEES

2nd Sub. H.B. 7 *Neil A. Hansen*

AN ACT RELATING TO THE UTAH MUNICIPAL CODE; LIMITING CERTAIN POLITICAL ACTIVITIES OF MUNICIPAL EMPLOYEES; ALLOWING LEAVE OF ABSENCE UNDER CERTAIN CIRCUMSTANCES; AND PROHIBITING ADVERSE EMPLOYMENT ACTION BY A MUNICIPALITY UNDER CERTAIN CIRCUMSTANCES.

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

1. Page 2, Line 26:
   After "not" insert "engage in political campaigning or"
   Delete "from employees"

2. Page 2, Line 27:
   Delete "of the municipality"

3. Page 2, Line 41:
   After "elected to a" insert "public" and delete "partisan or full-time nonpartisan"

4. Page 1, Line 42:
   Delete "political" and insert "public"

5. Page 1, Line 44:
   Delete "political" and insert "public"

6. Page 2, Line 45:
Delete "political" and insert "public"

The substitute bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	

Absent or not voting were: Senators

Blackham	Beattie

* * *

On motion of Senator Knudson, the circle was removed from **H.B. 37, RURAL HEALTH CARE AMENDMENTS**, and it was before the Senate. Senator Knudson explained the bill. Senator R. Allen commented. The bill passed on the following roll call:

Yeas, 15; Nays, 11; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	Blackham	B. Evans	M. Evans
Hellewell	Hillyard	Howell	Julander
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Steele	

Voting in the negative were: Senators

R. Allen	Dmitrich	Hale	Hull
Mayne	Poulton	Spencer	Stephenson
Suazo	Valentine	Waddoups	

Absent or not voting were: Senators

Davis	Jones	Beattie

* * *

On motion of Senator Hillyard, the Senate resolved itself into a Committee of the Whole for the purposes of honoring the University of Utah's Sesquicentennial

of its founding. President Bernie Machen spoke in Committee of the Whole. Senators Hillyard, Hale, Montgomery, Julander, Nielson, Peterson, Howell, E. Allen, Poulton, Valentine, and Mansell commented.

* * *

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2000

The House passed **H.B. 1**, SUPPLEMENTAL APPROPRIATIONS ACT, by Representative J. Alexander, and it is transmitted for consideration; and

The House passed, as substituted and amended, **2nd Sub. H.B. 45**, TELEPHONE SOLICITATION REGULATION, by Representative E. Olsen, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 320**, PUBLIC UTILITY AMENDMENTS, by Representative D. Ure, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 1, 2nd Sub. H.B. 45** and **1st Sub. H.B. 320** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 28, 2000

The Rules Committee recommends that the following bills and resolution that had no committee action and were returned to the Secretary of the Senate, be returned to Rules and tabled:

S.B. 52	Charter School Amendments (H. Stephenson)
S.B. 153	Criminal Penalty Amendments (T. Spencer)
S.B. 193	Residential Lien Recovery Fund (S. Howell)
H.B. 34	Reilly Civil Stalking Amendments (L. Shurtliff)
H.B. 73	Insurance Companies Notification in Divorce Situations (T. Beck)
H.B. 152	Justice Court Judge Amendment (B. King)
1st Sub. H.B. 185	Health Insurers - Coverage of Emergency Medical Services (M. Carlson)
S.B. 30	Property Tax - Uniform Fees on Recreational Vehicles (P. Hellewell)
S.B. 31	Commercial Historic Building Rehabilitation - Corporate Franchise and Income Tax and Individual Income Tax Credits (B. Evans)

S.B. 112	Aviation Fuel Tax (L. Hillyard)
S.B. 194	Winery Amendments (L. Blackham)
S.B. 197	Corporate Franchise and Income Taxes - Minimum Tax (R. Allen)
S.B. 198	Corporate Franchise and Income Taxes - Rate Increase (R. Allen)
S.B. 203	Sales and Use Tax and Income Tax Revisions (M. Peterson)
H.B. 91	Individual Income Tax Credit for a Residential Security Container (C. Bennion)
H.B. 139	Utah Controlled Substances Act Amendments (P. Arent)
4th Sub. H.B. 162	Standards for Illegal Drug Lab Decontamination (A. Tyler)
H.J.R. 3	Resolution Providing for Special Sessions of the Legislature (R. Walsh)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

* * *

On motion of Senator Hillyard, H.B. 1 was placed on the top of the Second Reading Calendar, under suspension of the rules, and was circled.

* * *

On motion of Senator Hillyard, and at 11:55 a.m., the Senate recessed.

AFTERNOON SESSION

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

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2000

The House passed, 1st Sub. S.B. 19, SURVIVOR BENEFIT OF EMPLOYEES, by Senator P. Knudson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, S.B. 167, MUNICIPAL ENERGY SALES AND USE TAX - COMPUTATION OF TAXABLE BASE, by Senator J. Valentine, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 228**, LOCAL TAXATION OF UTILITIES LIMITATION - COMPUTATION OF GROSS RECEIPTS, by Senator J. Valentine, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 244**, EXTENSION OR REPEAL OF SUNSET DATES, by Senator M. Waddoups, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 259**, EMERGENCY MEDICAL FUND ADJUSTMENT FOR CERTAIN COUNTIES, by Senator L. Mansell, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

1st Sub. S.B. 19, S.B. 167, S.B. 228, S.B. 244, and **S.B. 259** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 28, 2000

The House passed, as amended, **1st Sub. S.B. 61**, REVISED NONPROFIT CORPORATION ACT, by Senator L. Hillyard, and it is transmitted for further consideration; and

The House passed, as amended, **S.B. 146**, SCHOOL FEE WAIVERS AMENDMENTS, by Senator D. Steele, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **1st Sub. S.B. 61** and **S.B. 146** were placed on the Concurrence Calendar.

* * *

Mr. President: February 28, 2000

The House is returning **S.B. 223**, CHILD PROTECTION AMENDMENTS, by Senator L. Poulton, for technical corrections.

Carole E. Peterson, Chief Clerk

The Senate will make the technical corrections and **S.B. 223** will be returned to the House.

* * *

On motion of Senator Hillyard, the circle was removed from **H.B. 1**, SUPPLEMENTAL APPROPRIATIONS ACT, and it was before the Senate.

Senator Steele explained the bill and, under suspension of the rules, it was considered read for the second and third times. The bill passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Poulton
Steele	Stephenson	Suazo	Waddoups
Beattie			

Voting in the negative were: Senators

Julander	Peterson

Absent or not voting were: Senators

Spencer	Valentine

H.B. 1 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.B. 1, APPROPRIATIONS ACT, and it was read the second time. Senator Steele explained the bill. On motion of Senator Steele, the bill was amended as follows:

1. Page 35, Line 1061:
   Delete "General Obligation Principle" and insert "Debt Service"

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

1. Page 25, Line 756:
   After line 756 insert:
   "It is the intent of the Legislature that the Quality Growth Commission shall hold in special reserve two-thirds of the monies in the LeRay McAllister Critical Land Conservation Fund, as of July 1, 2000, to be appropriated by the 2001 Legislature."

2. Page 126, Line 3913:
   After line 3913 insert:

"It is the intent of the Legislature that the Utah Transit Authority shall:
(1) continue to develop a regional commuter rail project proposal, including capital and operating cost estimates and a plan of finance;
(2) coordinate the project with the Utah Department of Transportation, local governments, and interested citizens;
(3) pursue all federal funding available for the regional commuter rail project;
(4) begin preliminary negotiations for right-of-way acquisition or the purchase of options for future right-of-way acquisition, but may not complete an acquisition or purchase until it has been included in a report described under Subsection (5) and, if requested, has received the approval described under Subsection (6);
(5) report any significant progress on the regional commuter rail project to the members of the Legislative Management Committee and the governor;
(6) obtain approval of the Legislature or a designated committee of the Legislature before completing an acquisition or purchase, if requested by the Legislative Management Committee; and
(7) provide information, as requested, concerning regional commuter rail to the Transportation Interim Committee."

On motion of Senator B. Evans, the bill was amended as follows:

1. Page 34, Line 1053:
After line 1053, insert:
"It is the intent of the Legislature that the appropriation for the Heber Valley Historic Railroad Depot is contingent on Wasatch County or any city or municipality within Wasatch County providing matching funds."

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

1. Page 47, Line 1444:
After line 1444, insert:
"It is the intent of the Legislature that the funds appropriated from the Olympic Special Revenue Fund to the Division of Business and Economic Development be used only for purposes associated with the Olympic Winter Games of 2002 and that the Division report to the Olympic Coordination Committee on the use of those funds by no later than October 31, 2000."

2. Page 47, Line 1460:
After line 1460, insert:

"It is the intent of the Legislature that the funds appropriated from the Olympic Special Revenue Fund to the Division of Travel Development be used only for purposes associated with the Olympic Winter Games of 2002 and that the Division report to the Olympic Coordination Committee on the use of those funds by no later than October 31, 2000."

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

1. Page 98, Line 3027:
After line 3027 insert:
"It is the intent of the Legislature that the Utah System of Higher Education in submitting their budget for FY2002 for the educationally disadvantaged shall separate their request by the main campus and by any branch campuses. It is further the intent of the Legislature that the Office of Legislative Fiscal Analyst in preparing the annual appropriations act for FY 2002 shall separate into line items of appropriation those requests approved for the educationally disadvantaged by the main campus and any branch campuses."

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

1. Page 125, Lines 3876 - 3883:
Delete Lines 3876 through 3883

Senators Howell, Steele, Hillyard, Valentine, Blackham, and Nielson commented.

* * *

On motion of Senator Howell, Dan Glickman, U.S. Secretary of Agriculture, spoke in Committee of the Whole. Senators Beattie, Peterson, R. Allen, and Howell commented.

UNFINISHED BUSINESS

S.B. 1, APPROPRIATIONS ACT, was before the Senate, explained by Senator Steele. On motion of Senator Steele, the bill was circled.

* * *

On motion of Senator Hillyard, the circle was removed from **S.B. 3, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS,** and it was read the second time. On motion of Senator Stephenson, the bill was circled.

* * *

On motion of Senator Poulton, the Senate moved to the Third Reading Calendar and **2nd Sub. S.B. 156** was uncircled. **2nd Sub. S.B. 156**, GOVERNING BODY APPROVAL, was read the third time and explained by Senator Poulton. Senators Hull and R. Allen commented and the bill failed on the following roll call:

Yeas, 12; Nays, 17; Absent, 0.

Voting in the affirmative were: Senators

M. Evans	Hellewell	Jones	Mansell
Muhlestein	Nielson	Poulton	Spencer
Stephenson	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hillyard
Howell	Hull	Julander	Knudson
Mayne	Montgomery	Peterson	Steele
Suazo			

* * *

On motion of Senator Poulton, the circle was removed from **2nd Sub. S.B. 15**, SETTLEMENT REVENUES, and it was before the Senate. Senator Poulton explained the bill. On motion of Senator Poulton, the bill was amended as follows:

1. Page 1, Line 23:
   After line 23 insert:
   "52-7-12.1, Utah Code Annotated 1953"

2. Page 4, Line 96:
   After line 96 insert:
   "Section 3. Section 51-7-12.1 is enacted to read:
   51-7-12.1. Deposit or investment of Tobacco Settlement Endowment -- Authorized deposits and investment -- Asset manager.
   "(1) Notwithstanding the requirements of Section 51-7-11, monies in the Tobacco Settlement Endowment established by Section 63-97-301 shall be deposited or invested only in the following:
   (a) any deposit or investment authorized by Section 51-7-11;
   (b) equity securities, including common and preferred stock issued by

corporations listed on a major securities exchange, in accordance with the following criteria applied at the time of investment:
(i) the treasurer may not invest more than 5%, determined on a cost basis, of the total endowment assets in the securities of any one issuer;
(ii) the treasurer may not invest more than 25%, determined on a cost basis, of the total endowment assets in a particular industry;
(iii) the treasurer may not invest more than 5%, determined on a cost basis, of the total endowment assets in securities of corporations that have been in continuous operation for less than three years;
(iv) the endowment may not hold in excess of 5% of the outstanding voting securities of any one corporation; and
(v) at least 75% of the corporations in which investments are made under Subsection (1)(b) must appear on the Standard and Poor's 500 Composite Stock Price Index;
(c) fixed-income securities, including bonds, notes mortgage securities, zero coupon securities, and convertible securities issued by domestic corporations rated A or higher by Moody's Investor's Service, Inc. or by Standard and Poor's Corporation in accordance with the following criteria applied at the time of investment:
(i) the treasurer may not invest more than 5%, determined on a cost basis, of the total endowment assets in the securities of any one issuer;
(ii) the treasurer may not invest more than 25%, determined on a cost basis, of the total endowment assets in a particular industry;
(iii) the treasurer may not invest more than 5%, determined on a cost basis, of the total fund assets in the securities of corporations that have been in continuous operation for less than three years; and
(iv) the dollar-weighted average maturity of fixed-income securities acquired under Subsection (1)(c), may not exceed ten years;
(d) fixed-income securities issued by agencies of the United States and government-sponsored organizations, including mortgage-backed pass-through certificates and mortgage-backed bonds;
(e) shares of an open-end diversified management investment company established under the Investment Companies Act of 1940; and
(f) shares of or deposits in a pooled-investment program.
(2) (a) No more than 65% of the total fund assets of any of this endowment, on a cost basis, may be invested in common or preferred stocks at any one time.
(b) At least 35% of the total assets of this endowment shall be invested in fixed-income securities authorized by Subsections (1)(a), (c), and (d).

(3) The treasurer shall use appropriate investment strategies to protect the principal of the endowment administered under this section during periods of financial market volatility.
(4) (a) The treasurer may employ professional asset managers to assist in the investment of assets of the endowment.
(b) The treasurer may provide compensation to asset managers from earnings generated by the funds' investments.
(5) The council shall give suggestions, advice, and opinions to the treasurer in regard to this section."
Renumber remaining sections accordingly.

3. Page 5, Line 139:
Delete line 139 and insert:
"(2) Monies in the account shall be deposited or invested pursuant to Section 51-7-12.1.

4. Page 5, Line 146:
After "1998;" delete "and"

5. Page 5-6, Lines 147-151:
Delete lines 147 through 151 and insert:
"(c) capital gains on assets in the account; and
(d) interest and dividends earned on investments.
(4) Tobacco settlement funds and capital gains in the account pursuant to Subsections (3)(a), (b), and (c) shall be treated as principal and may not be appropriated for any purpose, but shall remain in the account for the purpose of earning interest and dividends to be appropriated in accordance with Subsection (5).
(5) Interest and dividends earned on the account may only be used as directed by the Legislature through appropriation."

6. Page 6, Line 180:
After line 180 insert:
"(1) If this bill and H.B. 390, Endowment Fund for Tobacco Settlement Monies, both pass it is the intent of the Legislature that:
(a) The amendments to Section 51-7-12.1 in H.B. 390 supercede the amendments to Section 51-7-12.1 in this bill and that the reference to "Section 63-97-102" in Section 51-7-12.1 in H.B. 390 be amended to read "63-97-102".
"(b) The renumbering and amendments to Section 63-97-102 in this bill supercede the amendments to Section 63-97-102 in H.B. 390."

7. Page 7, Line 181:
Delete "If" and insert "(2) If"

8. Page 7, Line 185:
Delete "(1)" and insert "(a)"

9. Page 7, Line 194:
After "Section 4," insert:
"(3) Funds in the permanent state trust fund shall be deposited or invested pursuant to Section 51-7-12.1."

10. Page 7, Line 194:
After line 194 insert:
"(b) The reference to "the Tobacco Settlement Endowment established by Section 63-97-301" in Subsection 51-7-12.1(1) be amended to read "the permanent state trust fund created by and operated under Utah Constitution Article XXII, Section 4"

11. Page 7, Line 195:
Delete "(2)" and insert "(c)" and delete "5" and insert "6"

12. Page 7, Line 198:
Delete "(3)" and insert "(d)"

13. Page 7, Line 199:
Delete "Subsection (1)" insert "Subsections (2)(a) and (b)"

On motion of Senator E. Allen, the proposed amendment failed on a voice vote of 11/7/1 as follows:

1. Page 1, Line 11:
Delete "$4,000,000" and insert "$6,500,000" and delete "$2,000,000" and insert "$3,500,000"

2. Page 1, Line 12:
After "PROGRAM" insert "AND DRUG PREVENTION"

3. Page 4, Line 109:
Delete "until July 1, 2003, 50% of"

4. Page 4, Line 111:
Delete the semicolon and insert:
", that remains after the first $6,500,000 of funds received each fiscal year are deposited into the Tobacco Settlement Endowment created by Section 63-97-301; and"

5. Page 4, Line 114-116:
Delete lines 114 through116

6. Page 4, Line 117:
Delete "(c)" and insert "(b)"

7. Page 5, Line 122:
Delete "$4,000,000" and insert "$6,500,000"

8. Page 5, Line 125:
After line 125 insert:
"(d) $1,500,000 to the Department of Human Services for substance abuse prevention, treatment, and control programs;"
Renumber the remaining subsections accordingly.

9. Page 5, Line 129:
After line 129 insert:
"(5) The amount appropriated to the Department of Health in Subsection (4)(b) for tobacco programs shall be increased in a given fiscal year to the extent that funds in dispute for attorneys fees are available to the state for appropriation."

10. Page 5, Line 130:
Delete "(5)" and insert "(6)"

11. Page 5, Line 141-146:
Delete lines 141 through 146 and insert:
"(a) the first $6,500,000 received each fiscal year by the state that are related to the tobacco settlement agreement that the state entered into with leading tobacco manufacturers on November 23, 1998; and"

12. Page 5, Line 147:
Delete "(c)" and insert "(b)"

13. Page 6, Line 159:
Delete "Fifty percent of the tobacco settlement funds" and insert "$6,500,000"

14. Page 6, Line 165:
Delete "$4,000,000" and insert "$6,500,000"

15. Page 6, Line 168:
Delete "and" and insert:
"(d) $1,500,000 to the Department of Human Services for substance

abuse prevention, treatment, and control programs; and"
Renumber the remaining subsections accordingly.

16. Page 6, Line 170:
After line 170 insert:
"(3) The amount appropriated to the Department of Health in Subsection (2)(b) for tobacco programs shall be increased to the extent that funds in dispute for attorneys fees are available to the state for appropriation in fiscal year 2000-01."
Renumber the remaining subsections accordingly.

17. Page 7, Line 187:
Delete "(1) Until July 1, 2003, 50% of all funds of every kind that are received" and insert "The first $6,500,000 received each fiscal year"

18. Page 7, Lines 191-194:
Delete lines 191 through 194 and after line 194 insert:
"(2) The reference to "the Tobacco Settlement Endowment created by Section 63-97-301" "in Subsection 63-97-201(3)(a) be amended to read "the permanent state trust fund created by and operated under Utah Constitution Article XXII, Section 4".

19. Page 7, Line 195:
Delete "(2)" and insert "(3)"

20. Page 7, Line 198:
Delete "(3)" and insert "(4)"

21. Page 7, Line 199:
Delete "Subsection (1)" and insert "Subsections (1) and (2)"

Yeas, 11; Nays, 17; Absent, 1.

Voting in the affirmative were: Senators

Allen, E.	Dmitrich	Hull	Peterson
Allen, R.	Hale	Julander	Suazo
Davis	Howell	Mayne	

Voting in the negative were: Senators

Blackham	Jones	Poulton	Waddoups
Evans, B.	Knudson	Spencer	Beattie
Evans, M.	Mansell	Steele	
Hellewell	Muhlestein	Stephenson	
Hillyard	Nielson	Valentine	

Absent or not voting were: Senators Montgomery

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

1. Page 1, Line 11:
Delete "$4,000,000" and insert "$3,000,000" and after "TOBACCO" insert "AND SUBSTANCE ABUSE" and delete "$2,000,000" and insert "$3,000,000"

2. Page 5, Line 122:
Delete "$4,000,000" and insert "$2,000,000" and delete "tobacco" and insert "alcohol, tobacco, and other drug"

3. Page 5, Line 123:
Delete "a unified message" and insert "unified messages" and after "outlet" insert "with a preference in funding given to tobacco-related programs" and after line 123 insert:
"(c) $1,000,000 to the Department of Health to be distributed to local health departments to continue tobacco prevention, reduction, cessation, and control programs;"
Renumber the remaining subsections accordingly.

4. Page 5, Line 124:
Delete "$300,000" and insert "$297,600" and delete "$1,700,000" and insert "$1,991,300"

5. Page 5, Line 125:
After line 125 insert:
"(e) $77,400 to the Board of Pardons, $108,700 to the Department of Corrections, and $525,000 to the Department of Human Service for a drug board pilot program;"
Renumber the remaining subsections accordingly.

6. Page 5, Line 129:
After line 129 insert:
"(5)(a) If tobacco funds in dispute for attorneys fees are received by the state, those funds shall be divided and deposited in accordance with Subsection (3) and Section 63-97-301.
(b) The amount appropriated to the Department of Health for alcohol, tobacco, and other drug programs described in Subsection (4)(b), including the funding preference for tobacco-related programs, shall be increased by up to $2,000,000 in a given fiscal year to the extent that

funds in dispute for attorneys fees are available to the state for appropriation from the account."

7. Page 5, Line 130:
Delete "(5)" and insert "(6)"

8. Page 6, Line 165:
Delete "$4,000,000" and insert "$2,000,000" and delete "tobacco" and insert "alcohol, tobacco, and other drug"

9. Page 6, Line 166:
After "Section 63-97-201" insert ", including the funding preference for tobacco-related programs" and after line 166 insert:
"(c) $1,000,000 to the Department of Health to be distributed to local health departments to continue tobacco prevention, reduction, cessation, and control programs;"
Renumber the remaining subsections accordingly.

10. Page 6, Line 167:
Delete "$300,000" and insert "$297,600" and delete "$1,700,000" and insert "$1,991,300"

11. Page 5, Line 168:
Delete "and" and after line 125 insert:
"(e) $77,400 to the Board of Pardons, $108,700 to the Department of Corrections, and $525,000 to the Department of Human Service for a drug board pilot program; and"
Renumber the remaining subsections accordingly.

12. Page 6, Line 170:
After line 170 insert:
"(3) If tobacco funds in dispute for attorneys fees are received by the state during fiscal year 2000-01:
(a) those funds shall be divided and deposited in accordance with Section 63-97-201 and 63-97-301; and
(b) the amount appropriated to the Department of Health for alcohol, tobacco, and other drug programs described in Subsection (2)(b), including the funding preference for tobacco-related programs, shall be increased by up to $2,000,000 to the extent that funds in dispute for attorneys fees are available to the state for appropriation from the account created by Section 63-97-201.
Renumber the remaining subsections accordingly.

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

1. Page 5, Line 123:
After "outlet" insert "including but not limited to radio, newspaper, billboards, and television"

On motion of Senator Julander moved that the following intent language be spread upon the pages of the journal:

INTENT LANGUAGE FOR 2ND SUB. S.B. 15

"It is the intent of the Legislature that the Department of Health will maintain and build upon existing department and community efforts that have proven to be effective in determining how to fund tobacco prevention, reduction, cessation, and control programs."

Senator E. Allen commented. On motion of Senator E. Allen, the following amendments were proposed:

1. Page 6, Line 151:
Delete 151 and insert:
"(5)(a) Fifty percent of the interest earned annually on the account shall remain in the account and be invested and treated as principal.
(b) Between 25% and 50% of the interest earned annually on the account shall be appropriated by the Legislature:
(i) to fund tobacco prevention, reduction, cessation, and control programs; and
(ii) to help pay for the ongoing cost of treating tobacco and substance abuse-related illnesses and diseases, especially for the elderly and which may include home and community-based services.
(c) Any annual interest earned on the account that remains after Subsections (5)(a) and (b) may be appropriated by the Legislature for any purpose."

The amendments failed on the following roll call:

Yeas, 9; Nays, 17; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Hale
Howell	Hull	Mayne	Peterson
Suazo			

Voting in the negative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Jones	Knudson	Mansell	Montgomery

Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Dmitrich	Hillyard	Julander

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

1. Page 6, Line 151:
Delete 151 and insert:
"(5)(a) Fifty percent of the interest earned annually on the account shall remain in the account and be invested and treated as principal.
(b) Any annual interest earned on the account that remains after Subsection (5)(a) may be appropriated by the Legislature for any purpose."

Senators Peterson, Jones, Davis, E. Allen, Hellewell, and Howell commented. The bill passed, as amended, on the following roll call:

Yeas, 17; Nays, 11; Absent, 1.

Voting in the affirmative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Jones	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Howell	Hull	Julander
Mayne	Peterson	Suazo	

Absent or not voting was: Senator
Hillyard

2nd Sub. S.B. 15 was transmitted to the House.

* * *

On motion of Senator Hillyard, and at 4:05 p.m., the Senate sauntered.

The Senate was called to order at 4:25 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2000

The House passed, as amended, S.B. 21, PATRIOTIC EDUCATION, by Senator L. Blackham, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 126, BUSINESS LICENSE FEE AMENDMENTS, by Senator J. Valentine, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 127, COUNTY RECORDER AMENDMENTS, by Senator R. Evans, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 220, BAIL AND BAIL BOND SURETY RELATED AMENDMENTS, by Senator L. Poulton, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Poulton, the bills were placed on the Concurrence Calendar.

* * *

SECOND READING CALENDAR

On motion of Senator Steele, the circle was removed from S.B. 1, APPROPRIATIONS ACT, and it was before the Senate. Senator Steele explained the bill. On motion of Senator Steele, the bill was amended as follows:

1. Page 33, Line 1008:
   After "From Uniform School Fund" insert "and from revenue from taxes on income and taxes on intangible property"

2. Page 35, Line 1057:
   After "From Uniform School Fund" insert "and from revenue from taxes on income and taxes on intangible property"

3. Page 81, Line 2501:
   Delete "From Uniform School Fund" and insert "From revenue from taxes on income and taxes on intangible property"

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

1. Page 7, Line 193:
After line 193 insert:
"It is the intent of the Legislature that the Attorney General use these funds to develop a comprehensive Medicaid fraud detection, investigation, and prosecution program. Recent history demonstrates that, to be effective, a comprehensive program must include the following elements: a) credible processes for identifying potential fraud situations; b) expert medical advice to distinguish acceptable community practice from potentially fraudulent medical practice; c) expert legal guidance to distinguish between civil and criminal situations, with appropriate legal remedies defined for each, and for the civil component it is the Legislature's intent that the Attorney General enter into a memorandum of agreement with the Department of Health to perform these functions; d) strong due process guidelines to assure medicaid providers of fair and respectful treatment; e) well developed employee training programs to insure staff understand their missions and conduct in performing that mission; and f) well developed processes that distinguish between field audits, potential fraud discovery, and criminal seizures of records. Further, the Attorney General shall insure that this comprehensive Medicaid Fraud Program is administered in a manner that allocates a proportionate measure of fraud detection effort to urban Medicaid providers. This will require the Attorney General to develop methodologies and tools for assessing potential Medicaid fraud under the managed care arrangements in use on the Wasatch Front. Finally, it is the intent of the Legislature that the Attorney General shall report to the 2001 Legislature regarding its success in complying with this intent statement."

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

1. Page 44, Line 1349:
After line 1349, insert:
"It is the intent of the Legislature that if the Retirement Board certifies a contribution rate decrease for fiscal year 2000, then the Office of Planning and Budget and the Office of Legislative Fiscal Analyst are directed in preparing the 2002 budget, to hold the difference in a special reserve to be appropriated by the 2001 Legislature for compensation and benefits."

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

1. Page 125, Line 3876 - 3883:
Reinstate the original intent language on lines 3878 through 3883 and

on line 3882 after "Representatives." add "and the Legislative Management Committee"

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

1. Page 52, Line 1618 and 1619:
Delete lines 1618 and 1619 insert:
"It is the intent of the Legislature that all pass-through general services funding to local health departments from the state General Fund not be reduced by more than 5% of the FY 2000 level."

Senators Mayne, Blackham, Suazo, and Muhlestein commented. Senator Steele declared a conflict of interest. On motion of Senator Steele, under suspension of the rules, S.B. 1, ANNUAL APPROPRIATIONS ACT, was considered read the second and third times. The bill passed on the following roll call:

Yeas, 18; Nays, 11; Absent, 0.

Voting in the affirmative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Hillyard	Jones	Knudson	Mansell
Montgomery	Muhlestein	Nielson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups	Beattie		

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Howell	Hull	Julander
Mayne	Peterson	Suazo	

S.B. 1 was transmitted to the House.

* * *

On motion of Senator Stephenson, the circle was removed from S.B. 3, PROGRAM ACT AMENDMENTS, and it was before the Senate. Senator Stephenson explained the bill. On motion of Senator Stephenson, the bill was amended as follows:

1. Page 2, Line 44:
After line 44 insert:
"53A-25-111, as enacted by Chapter 250, Law of Utah 1998"

2. Page 28, Line 841:
After line 841 insert:
"Section 37. Section **53A-25-111**, is amended to read:
53A-25-111. Annual salary adjustments for school employees -- Benefits.
(1) (a) The board shall adjust the salary schedule applicable to nonadministrative "~~[certificated]~~ "licensed staff at the school each school year.
(b) The board shall make the adjustment equal to "~~[the]~~ "a weighted average adjustment for nonadministrative "~~[certificated]~~ "licensed staff adopted by the public school districts of the state as determined by the State Office of Education. "This average shall be weighted by the number of teachers in each district.
(c) The board shall increase this weighted average by 10% in any year in which the Utah Schools for the Deaf and the Blind teachers are not ranked in the top ten in 20 year earnings when compared to the 40 school districts of the state.
(2) (a) The adjustment shall be computed using adjustments made by the school districts by December 1 of each year.
(b) The board shall apply the adjustment to the salary schedule effective July 1 of the following year.
(3) The board shall make salary adjustments for administrative and "~~[noncertificated]~~ "nonlicensed staff at the school on the basis of adjustments approved for state government employees in similar positions.
(4) Administrative, "~~[certificated]~~ "licensed, and "~~[noncertificated]~~ "nonlicensed staff at the school shall receive the same benefits as those provided to state government employees."
Renumber remaining sections accordingly.

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

1. Page 2, Line 51:
After line 51 insert:
"**53A-17a-131.19,** Utah Code Annotated 1953"

2. Page 6, Line 167:
Delete "$7,033,759" and insert "$7,420,659"

3. Page 7, Line 187:
Delete line 187 and insert:
"State contribution to school districts $1,113,100"

4. Page 23, Line 686:
Delete "$8,533,759" and insert "$7,420,659"

5. Page 23, Lines 707-709:
Delete lines 707 through 709

6. Page 26, Line 773:
After line 773 insert:
"Section 34. Section 53A-17a-131.19 is enacted to read:
"53A-17a-131.19. State contribution to school districts.
"The state's contribution of $1,113,100 for the fiscal year beginning July 1, 2000, is allocated to school districts for local programs on the basis of each district's prior year weighted pupil units for grades k-12 and necessarily existent small schools."

7. Page 28, Lines 862-864:
Delete lines 862 through 864 and renumber remaining subsections accordingly.
Renumber remaining sections accordingly.

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

1. Page 28, Lines 851-855:
Delete lines 851-855 and insert:
"(1) The Legislature has provided additional funding to allow each teacher to receive on average an annual compensation increase of $2,000. It is the intent of the Legislature that School Boards, in their negotiations with teachers, may determine to allow a portion of these teacher compensation funds to be utilized for class size reduction, textbooks and school supplies, so long as teachers with five or less years in the classroom receive a minimum compensation increase of at least $1,500. The package also includes a 4% increase in funds for nonteacher personnel and associated school costs."

Senators Hale, E. Allen, Hillyard, Hull, Suazo, Waddoups, Davis, and Steele commented. Senators Hull and Steele declared a conflict of interest. On motion of Senator Stephenson, under suspension of the rules, S.B. 3, PROGRAM ACT AMENDMENTS, was considered read the second and third times, under suspension of the rules. The bill passed, as amended, on the following roll call:

Yeas, 18; Nays, 11; Absent, 0.

Voting in the affirmative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Hillyard	Jones	Knudson	Mansell

Montgomery	Muhlestein	Nielson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups	Beattie		

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Howell	Hull	Julander
Mayne	Peterson	Suazo	

S.B. 3 was transmitted to the House.

* * *

On motion of Senator Steele, **H.B. 312** was placed on the bottom of the Second Reading Calendar.

* * *

1st Sub. H.B. 264, INSURANCE COVERAGE FOR CONDOMINIUMS, was read the second time. Senator Steele explained the bill. On motion of Senator Waddoups, the bill was amended as follows:

1. Page 3, Line 66:
   After "all buildings" insert "that contain more than one condominium unit"

Senator Valentine commented. Senator Jones, R. Evans, Poulton, and Waddoups declared a conflict of interest. The bill passed, as amended, on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

* * *

H.B. 245, IMPROVING SAFETY IN PUBLIC SCHOOLS, was read the second time. Senator Waddoups explained the bill. Senators Howell, Hull, Steele, and Julander commented. The bill passed on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Voting in the negative was: Senator
Julander

Absent or not voting were: Senators

Davis	Mayne	Spencer

* * *

On motion of Senator Valentine, the circle was removed from **H.B. 144**, SENTENCING ENHANCEMENTS, and it was before the Senate. Senator Valentine explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Dmitrich	Howell	Mayne

* * *

On motion of Senator Knudson, the Senate voted to reconsider its action under suspension of the rules, on **2nd Sub. S.B. 156**. Senator R. Allen, Hull Steele, and Stephenson commented. On motion of Senator Poulton, the bill was placed on the top of the Third Reading Calendar.

* * *

2nd Sub. S.B. 156, PROPERTY TAX - GOVERNING BODY APPROVAL, was before the Senate and explained by Senator Poulton. On motion of Senator Poulton, the bill was amended as follows:

1. Page 1, Line 9:
   Delete "RETROSPECTIVE OPERATION" and insert "EFFECTIVE DATE"

2. Page 6, Line 171:
   Delete "Retrospective operation."

3. Page 6, Line 172:
   Delete "has retrospective operation to January 1, 2000" and insert "becomes effective on July 1, 2000"

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

1. Page 5, Line 135:
   Delete "70%" and insert "66%"

Senators Davis and Jones commented, and the bill passed, as amended, on the following roll call:

Yeas, 15; Nays, 14; Absent, 0.

Voting in the affirmative were: Senators

M. Evans	Hellewell	Jones	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Poulton	Spencer	Stephenson
Valentine	Waddoups	Beattie	

Voting in the negative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hillyard
Howell	Hull	Julander	Peterson
Steele	Suazo		

2nd Sub. S.B. 156 was transmitted to the House.

* * *

H.B. 252, CITY AND TOWN CAMPAIGN FINANCE, 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

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Davis	M. Evans

* * *

On motion of Senator Peterson, and at 6:15 p.m., the Senate sauntered.

The Senate was called to order at 6:35 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2000

The House passed, as amended, S.B. 38, NOTARY PUBLIC QUALIFICATIONS, by Senator G. Davis, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 48, OPTOMETRY LICENSING ACT AMENDMENTS, by Senator L. Mansell, and it is transmitted for further consideration; and

The House passed, as amended, 1st Sub. S.B. 172, SALES AND USE TAX MODIFICATIONS, by Senator L. Hillyard, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Beattie, the bills were placed on the Concurrence Calendar.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 28, 2000

The Rules Committee recommends that the following bills that had no committee action and were returned to the Secretary of the Senate, be returned to Rules and tabled:

S.B. 22	Water Companies and Associations - Assessment and Voting Rights (M. Dmitrich)
S.B. 60	Consumer Reports - Protection of Accuracy of Information (G. Davis)
1st Sub. H.B. 70	Personal Information Privacy Task Force (E. Olsen)
H.B. 291	Sales and Use Tax Exemption - Scrap Recyclers (S. Koehn)
S.B. 18	Public Utilities - Sewer Lines (G. Davis)
S.B. 54	Directives for Medical Services (K. Hale)
S.B. 45	Tobacco Settlement Account Appropriation (R. Montgomery)
S.B. 243	Minor's Access to Harmful Material on the Internet (S. Howell)
S.B. 134	Public Safety Retirees - Cost of Living Allowance (M. Dmitrich)
S.B. 71	Retirement Deferred Compensation Employer Match (G. Davis)
2nd Sub. S.B. 32	Concealed Permit Holders Requirements (R. Allen)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

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On motion of Senator Valentine, the circle was removed from **1st Sub. H.B. 44**, PROCESS FOR CLOSED PRIMARY, and it was before the Senate. Senator Valentine explained the bill. Senator Mayne commented. The bill passed on the following roll call:

Yeas, 16; Nays, 12; Absent, 1.

Voting in the affirmative were: Senators

Blackham	B. Evans	Hellewell	Hillyard
Jones	Knudson	Mansell	Montgomery
Muhlestein	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
M. Evans	Hale	Howell	Hull
Julander	Mayne	Nielson	Suazo

Absent or not voting was: Senator Peterson

* * *

H.B. 338, CHANGES TO TELECOMMUNICATIONS LAWS, was read the second time, under suspension of the rules. This bill has not had a Senate Standing Committee hearing. Senator B. Evans 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

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2nd Sub. H.B. 259, PILOT PROGRAM FOR DIFFERENTIATED RESPONSES TO CHILD ABUSE REPORTS, was read the second time. Senator Poulton explained the bill. Senator Steele commented. On motion of Senator Poulton, the bill was circled.

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H.B. 118, QUASI-GOVERNMENTAL ENTITIES AMENDMENTS, was read the second time. On motion of Senator Hillyard, the bill was circled.

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H.B. 287, LOBBYIST DISCLOSURE ACT AMENDMENTS, was read the second time. Senator Hillyard explained the bill. On motion of Senator Hillyard, the following substitute bill replaced the original bill.

LOBBYIST DISCLOSURE ACT AMENDMENTS

Sub. H.B. 287 *John E. Swallow*

AN ACT RELATING TO LOBBYIST DISCLOSURE AND REGULATION; MODIFYING LICENSURE AND REPORTING

REQUIREMENTS; CHANGING REGULATIONS GOVERNING PENALTIES; AND MAKING TECHNICAL CORRECTIONS.

On motion of Senator Hillyard, the bill was circled.

* * *

On motion of Senator L. Hillyard and at 6:55 p.m., the Senate adjourned until 8:00 a.m., Tuesday, February 29, 2000.

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 - Thurl Bailey, Former Member of the Utah Jazz, Recording Artist, and Motivational Speaker

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 28, 2000

The Speaker of the House has signed **S.B. 11**, ASSOCIATIONS OF GOVERNMENTS APPROPRIATION, by Senator M. Dmitrich, and it is transmitted for the signature of the President;

The House passed, **S.B. 12**, SAFETY BELT LAW 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, **S.B. 47**, DRIVING UNDER THE INFLUENCE PROVISIONS, 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. 58**, OPTIONAL FORMS OF COUNTY GOVERNMENT AMENDMENTS, 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. 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, **1st Sub. S.B. 102**, STATE MONEY MANAGEMENT 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 Speaker of the House has signed **S.B. 131**, APPROPRIATION FOR ASSISTIVE TECHNOLOGY, by Senator R. Montgomery, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 136**, APPROPRIATION FOR UTAH STATE FAIRPARK, by Senator P. Suazo, and it is transmitted for the signature of the President; and .

The House passed, **1st Sub. S.B. 139**, PROPERTY TAX - FARMLAND ASSESSMENT 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 Speaker of the House has signed **S.B. 150**, APPROPRIATION FOR AIRPORT AUTHORITY, by Senator L. Hillyard, and it is transmitted for the signature of the President; and

The House passed, **S.B. 152**, COSMETOLOGIST/ BARBERS LICENSURE EXEMPTIONS, by Senator B. Evans, 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. 166**, GRANDPARENTS VISITATION RIGHTS, by Senator T. Spencer, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 174**, USE OF DRIVER LICENSE INFORMATION, by Senator K. Hale, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 177**, MUNICIPAL INCORPORATION AMENDMENTS, 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. 181**, INCOME TAXES - APPLICATION TO THE UINTAH AND OURAY RESERVATION, by Senator B. Evans, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 190**, INSURANCE LAW AMENDMENTS, 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. 206**, STATE AND LOCAL 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, **S.B. 213**, MOTOR AND SPECIAL FUEL TAX - APPLICATION TO THE UINTAH AND OURAY RESERVATION, by Senator B. Evans, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 218**, SALES OF CIGARETTES INTENDED FOR EXPORT, 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. 242**, ANNEXATION OF UNINCORPORATED AREAS, 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. 248**, WILDLIFE LICENSING AMENDMENTS, 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. 251**, DRAMSHOP MODIFICATIONS, 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. 252**, FIREFIGHTER RETIREMENT AMENDMENTS, by Senator G. Davis, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 254**, MATERNITY INSURANCE COVERAGE FOR ADOPTIVE PARENTS, by Senator E. Mayne, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 263**, INMATE ACCESS TO PUBLICATIONS, 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, **1st Sub. S.J.R. 6**, JOINT RULES REVISIONS RESOLUTION, 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. 12, S.B. 47, S.B. 58, S.B. 85, 1st Sub. S.B. 102, S.B. 131, S.B. 136, 1st Sub. S.B. 139, S.B. 150, S.B. 152, 1st Sub. S.B. 166, S.B. 174, S.B. 177, S.B. 181, S.B. 190, S.B. 206, S.B. 213, S.B. 218, S.B. 242, S.B. 248, S.B. 251, 1st Sub. S.B. 252, S.B. 254, S.B. 263, and **1st Sub. S.J.R. 6** were signed by the President of the Senate in open session and returned to the House for final signature and enrolling.

* * *

Mr. President: February 28, 2000

The House passed **H.B. 128**, DRIVING UNDER THE INFLUENCE REVISIONS, by Representative G. Adair, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 282**, LIFE INSURANCE GUARANTY ASSOCIATIONS, by Representative L. Nelson, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 285**, JUDICIAL CONDUCT COMMISSION AMENDMENTS AND SUPREME COURT OVERSIGHT OF JUDGES, by Representative D. Ure, et al, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 344**, UTAH HORSE PROMOTION, by Representative B. Chard, and it is transmitted for consideration; and

The House passed **H.B. 348**, UNLAWFUL USE OF THEFT DETECTION DEVICES, by Representative J. Hickman, and it is transmitted for consideration; and

The House passed, as amended, **H.B. 394**, INJURY OF CHILD - NONCUSTODIAL PARENT'S NOTIFICATION, by Representative F. Fife, and it is transmitted for consideration; and

The House passed **H.B. 420**, UTAH COMMISSION ON VOLUNTEERS AMENDMENT, by Representative J. Alexander, and it is transmitted for consideration; and

The House passed **H.J.R. 17**, RESOLUTION URGING FEDERAL CONSTITUTIONAL AMENDMENT TO PROTECT THE LIFE OF THE UNBORN, by Representative G. Way, et al, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B.128, H.B. 282, H.B. 285, H.B. 344, H.B. 348, H.B. 394, H.B. 420,** and **H.J.R. 17** were read the first time and referred to the Rules Committee.

CONCURRENCE CALENDAR

On motion of Senator Stephenson, the Senate voted to concur in the House amendments to **3rd Sub. S.B. 35**, GOVERNMENT TORT LIABILITY AMENDMENTS. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	B. Evans
M. Evans	Hale	Hellewell	Hillyard

Howell	Hull	Jones	Knudson
Mansell	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	Dmitrich	Julander	Mayne

3rd Sub. S.B. 35 was returned to the House.

* * *

On motion of Senator Hillyard, the Senate voted to concur in the House amendments to **1st Sub. S.B. 61**, REVISED NONPROFIT CORPORATION ACT. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Dmitrich

1st Sub. S.B. 61 was returned to the House.

* * *

On motion of Senator Steele, the Senate voted to concur in the House amendments to **S.B. 146**, SCHOOL FEE WAIVERS AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale

Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

S.B. 146 was returned to the House.

* * *

On motion of Senator Blackham, the Senate refused to concur in the House amendments and requested the House recede from its amendments to **S.B. 21**. Senator R. Allen commented. **S.B. 21**, PATRIOTIC EDUCATION, was returned to the House.

* * *

On motion of Senator Valentine, the Senate voted to concur in the House amendments to **S.B. 126**, BUSINESS LICENSE FEE AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

S.B. 126 was returned to the House.

* * *

On motion of Senator R. Evans, the Senate voted to concur in the House amendments to **S.B. 127**, COUNTY RECORDER AMENDMENTS. The bill, as amended, passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

S.B. 127 was returned to the House.

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On motion of Senator Poulton, **S.B. 22**, WATER COMPANIES AND ASSOCIATIONS - ASSESSMENT AND VOTING RIGHTS, was circled.

* * *

On motion of Senator Davis, the Senate voted to concur in the House amendments to **S.B. 38**, NOTARY PUBLIC QUALIFICATIONS. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Blackham

S.B. 38 was returned to the House.

* * *

On motion of Senator Mansell, the Senate voted to concur in the House amendments to **S.B. 48**, OPTOMETRY LICENSING ACT AMENDMENTS. Senator D. Allen commented. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Davis	Dmitrich	B. Evans
M. Evans	Hellewell	Hillyard	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Beattie	

Voting in the negative were: Senators

E. Allen	Hale	Howell	Peterson
Suazo			

Absent or not voting was: Senator
Blackham

S.B. 48 was returned to the House.

* * *

On motion of Senator Hillyard, the Senate voted to concur in the House amendments to **1st Sub. S.B. 172, SALES AND USE TAX MODIFICATIONS.** The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Blackham M. Evans

1st Sub. S.B. 172 was returned to the House.

CONSENT CALENDAR

H.B. 115, CONDOMINIUM PRIVACY, 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham Howell

H.B. 115 was signed by the President of the Senate in open session and returned to the House.

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H.B. 303, DISCLOSURE OF INFORMATION RELATING TO PRIOR SCHOOL EMPLOYMENT, was read the third time, explained by Senator Poulton, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator

Howell

H.B. 303 was signed by the President of the Senate in open session and returned to the House.

* * *

H.J.R. 12, JOINT RESOLUTION ENCOURAGING STUDY OF ALCOHOLIC BEVERAGE SERVER TRAINING, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.J.R. 12 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 197, RETIREMENT SYSTEM PARTICIPATION, was read the third time, explained by Senator B. Evans, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.B. 197, as amended, was returned to the House.

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2nd Sub. H.B. 140, REORGANIZATION OF VETERAN - RELATED PROGRAMS, was read the third time, explained by Senator Montgomery, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale

Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

2nd Sub. H.B. 140 was signed by the President of the Senate in open session and returned to the House.

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1st Sub. H.B. 307, LEGISLATIVE INTERIM COMMITTEES, was read the third time, explained by Senator Mansell, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

1st Sub. H.B. 307 was signed by the President of the Senate in open session and returned to the House.

THIRD READING CALENDAR

H.B. 97, FINANCIAL INCENTIVES TO AGENCIES AND EMPLOYEES FOR COST-SAVING SUGGESTIONS, was read the third time, explained by Senator Hellewell, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson

Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.B. 97 was signed by the President of the Senate in open session and returned to the House.

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H.B. 153, UTAH DEPARTMENT OF TRANSPORTATION MAINTENANCE SHEDS, was read the third time, explained by Senator B. Evans, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.B. 153 was signed by the President of the Senate in open session and returned to the House.

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H.B. 227, COMMUNITY AND ECONOMIC DEVELOPMENT AMENDMENTS, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.B. 227, as amended, was returned to the House.

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H.B. 199, LIMITS ON GUN MANUFACTURER'S LIABILITY, was read the third time and explained by Senator Stephenson. Senators Mayne, Valentine, E. Allen, Spencer, Montgomery, Hale, Hillyard, and Poulton commented.

The bill passed on the following roll call:

Yeas, 17; Nays, 12; Absent, 0.

Voting in the affirmative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Jones	Knudson	Mansell	Mayne
Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Hillyard	Howell	Hull
Julander	Montgomery	Peterson	Suazo

H.B. 199 was signed by the President of the Senate in open session and returned to the House.

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1st Sub. H.B. 90, REMOVING BARRIERS TO ELECTRONIC GOVERNMENT SERVICES DELIVERY, 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Blackham

1st Sub. H.B. 90 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 173, FORFEITURE RELATING TO SEXUAL OFFENSES AGAINST CHILDREN, was read the third time, explained by Senator Julander. Senators Valentine, Hillyard, R. Allen, Howell, and E. Allen commented and the bill failed on the following roll call:

Yeas, 11; Nays, 13; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	Davis	Hale	Howell
Hull	Julander	Montgomery	Muhlestein
Peterson	Suazo	Beattie	

Voting in the negative were: Senators

R. Allen	Dmitrich	B. Evans	Hellewell
Jones	Knudson	Mayne	Nielson
Poulton	Spencer	Stephenson	Valentine
Waddoups			

Absent or not voting were: Senators

Blackham	M. Evans	Hillyard	Mansell
Steele			

H.B. 173 was returned to the House for filing.

* * *

H.B. 86, SHAREHOLDER DERIVATIVE ACTIONS, was read the third time, explained by Senator Valentine, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery

Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	M. Evans

H.B. 86 was signed by the President of the Senate in open session and returned to the House.

* * *

2nd Sub. H.B. 7, RESTRICTION ON POLITICAL ACTIVITY OF MUNICIPAL EMPLOYEES, was read the third time, explained by Senator E. Allen, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Jones	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	M. Evans	Hull	Julander

2nd Sub. H.B. 7, as amended, was returned to the House.

* * *

H.B. 37, RURAL HEALTH CARE AMENDMENTS, was read the third time, explained by Senator Knudson, and passed on the following roll call:

Yeas, 17; Nays, 12; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	Blackham	B. Evans	M. Evans
Hellewell	Hillyard	Jones	Julander
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Steele
Beattie			

Voting in the negative were: Senators

R. Allen	Davis	Dmitrich	Hale
Howell	Hull	Mayne	Spencer
Stephenson	Suazo	Valentine	Waddoups

H.B. 37, as amended, was returned to the House.

On motion of E. Allen, the following intent language was spread upon the pages of the journal.

INTENT LANGUAGE FOR H.B. 37

It is the intent of the Legislature that by delaying the effective date of this bill, it will afford parties the opportunity to review, discuss, and, if possible, reach a mutually beneficial resolution of the issue.

It is also the intent of the Legislature that this bill not be construed as indicating a preference by the Legislature for one party or one solution over another.

* * *

On motion of Senator Peterson, and at 10:15 a.m., the Senate sauntered.

The Senate was called to order at 11:10 a.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 29, 2000

The House passed, **2nd Sub. S.B. 70**, DAMAGES FOR HARM TO OR THEFT OF AN ASSISTANCE ANIMAL, by Senator D. Allen, 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. 149**, JUVENILE ADJUDICATION, 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

2nd Sub. S.B. 70 and **S.B. 149** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 29, 2000

The House concurred in the Senate amendments and passed **1st Sub. H.B. 92**, APPROPRIATION FOR SOLDIER HOLLOW AND THE HEBER VALLEY

RAILROAD DEPOT, by Representative G. Snow, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed H.B. 168, UNIFORM DATA COLLECTION WITHIN THE STATE'S PUBLIC EDUCATION SYSTEM, 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. 189, CLASSROOM SUPPLIES, by Representative R. Bigelow, et al, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed H.B. 242, CHILD VISITATION GUIDELINES, by Representative M. Stephens, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed H.B. 243, PROTECTION OF ACCIDENT REPORT, by Representative G. Way, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed H.B. 325, FINE ARTS CURRICULUM IN PUBLIC SCHOOLS, by Representative E. Olsen, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

1st Sub. H.B. 92, H.B. 168, H.B. 189, H.B. 242, H.B. 243, and H.B. 325 were signed by the President of the Senate in open session and returned to the House for final signature and enrolling.

* * *

Mr. President: February 29, 2000

The House passed H.B. 339, AMENDMENTS TO INSURANCE LAW, by Representative L. Nelson, and it is transmitted for consideration; and

The House passed, as amended, H.B. 388, UTAH PRODUCT LIABILITY ACT AMENDMENTS, by Representative K. Morgan, and it is transmitted for consideration; and

The House passed, as substituted and amended, 1st Sub. H.B. 405, SCHOOL BOARD COMPENSATION, by Representative N. Hansen, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. H.B. 339, H.B. 388, and 1st Sub. H.B. 405 were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: February 29, 2000

The Rules Committee recommends that the following bills and resolution be placed at the top of the Second Reading Calendar.

2nd Sub. H.B. 372	Amending Requirements for Concealed Firearms (G. Cox)
H.B. 326	Contributing to the Delinquency of a Minor (D. Ure)
2nd Sub. H.B. 113	Motor Vehicle Franchise Amendments (K. Garn)
H.B. 382	Public Officers and Employees Ethics Act Amendments (D. Ure)
1st Sub. H.B. 130	County Statutes Recodification (D. Gladwell)
H.B. 411	Public Education Curriculum Amendments (B. Wright)
2nd Sub. H.B. 119	Public Education Amendments (J. Alexander)
H.B. 177	Assessing, Reporting, and Evaluating Student Performance (T. Rowan)
H.B. 353	Control Shares Acquisition (J. Swallow)
1st Sub. H.B. 107	Utah Residential Mortgage Practices Act (G. Adair)
H.B. 114	Business Entity Amendments (A. Bradshaw)
1st Sub. H.B. 320	Public Utility Amendments (D. Ure)
H.B. 389	Deputy Sheriffs Merit System Amendments (P. Buckner)
H.B. 4	Executive Compensation (K. Garn)
H.B. 426	Funding of Public Education Task Force (K. Garn)
H.B. 336	Applied Technology Education Task Force (J. Alexander)
H.B. 330	Judicial Amendments (P. Arent)
1st Sub. H.B. 293	Use of Tobacco Fund Proceeds (R. Short)
H.B. 272	Retirement Office Amendments (R. Short)
H.B. 423	Motor Vehicle Liability Coverage (G. Curtis)
1st Sub. H.B. 345	Unemployment Insurance Amendments (J. Swallow)
H.J.R. 14	Joint Rules Resolution - Legislative Quasi-governmental Entities Committee (D. Ure)
H.B. 324	Contractor Licensing Amendments (D. Ure)
1st Sub. H.B. 275	Sales and Use Tax Allocation for Species Protection (T. Hatch)
H.B. 262	Navajo Trust Fund Amendments (K. Johnson)
H.B. 364	Commercial Driver Agricultural Exemption (D. Iverson)
H.B. 128	Driving Under the Influence Revisions (G. Adair)
H.B. 139	Utah Controlled Substances Act Amendments (P. Arent)
H.B. 91	Individual Income Tax Credit for a Residential Security Container (C. Bennion)

1st Sub. H.B. 185	**Health Insurers - Coverage of Emergency Medical Services (M. Carlson)**
H.B. 156	**Education Ethics Code (E. Anderson)**
H.B. 155	**Amendments to School Uniform Standards (K. Morgan)**

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 29, 2000

The House passed S.B. 1, APPROPRIATIONS ACT, by Senator D. Steele, with the following amendments:

1. Page 25, Line 756
Senate 2nd Reading Amendments
dated 2-28-2000:
After line 756 insert:
"It is the intent of the Legislature that the Quality Growth Commission shall hold in special reserve two-thirds of the monies received in the LeRay McAllister Critical Land Conservation Fund after July 1, 2000. If the Utah Transit Authority does not enter an agreement for regional commuter rail right-of-way acquisition by November 15, 2000, then monies are not required to be held in special reserve."

2. Page 25, Lines 756a-c
Senate 2nd Reading Amendments
dated 2-28-2000:
Delete all of lines 756a through 756c

3. Page 101, Line 3121:
After line 3121 insert:
"It is the intent of the Legislature that 30% of the funds ($77,300) appropriated for CEU distance education go to the San Juan Campus with any unused balance being returned to the Price Campus."

4. Page 126, Line 3113
Senate 2nd Reading Amendments
dated 2-28-2000:
After line 3113 insert:
"It is the intent of the Legislature that the Utah Transit Authority shall: (1) continue to develop a regional commuter rail project proposal,

including capital and operating cost estimates and a plan of finance;
(2) include use of the Union Pacific right-of-way in the commuter rail right-of-way acquisition;
(3) coordinate the project with the Utah Department of Transportation, local governments, and interested citizens;
(4) pursue all federal funding available for the regional commuter rail project;
(5) begin preliminary negotiations for right-of-way acquisition or the purchase of options for future right-of-way acquisition, but may not complete an agreement for acquisition or purchase until it has been included in a report described under Subsection (6) and, if requested, has received the approval described under Subsection (7);
(6) report any significant progress on the regional commuter rail project to the members of the Legislative Management Committee and the governor;
(7) obtain approval of the Legislature and a designated committee of the Legislature before completing an agreement for acquisition or purchase;
(8) provide information, as requested, concerning regional commuter rail to the Transportation Interim Committee; and
(9) complete Subsections (1) through (8) by November 15, 2000."

5. Page 126-126a, Lines 3113a-s
Senate 2nd Reading Amendments
dated 2-28-2000:
Delete all of lines 3113a through 3113s

The House returns the bill, as amended, to the Senate for further consideration.

Carole E. Peterson,
Chief Clerk

On motion of Senator Steele, S.B. 1 was placed on top of the Third Reading Calendar.

S.B. 1, APPROPRIATIONS ACT, was before the Senate and explained by Senator Steele. On motion of Senator Steele, the Senate voted to concur in the House amendments. The bill, as amended, passed on the following roll call:

Yeas, 18; Nays, 11; Absent, 0.

Voting in the affirmative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Hillyard	Jones	Knudson	Mansell

Montgomery	Muhlestein	Nielson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups	Beattie		

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Howell	Hull	Julander
Mayne	Peterson	Suazo	

S.B. 1 was returned to the House.

* * *

On motion of Senator Hillyard, H.B. 161 was lifted from the Third Reading Table to the top of the Third Reading Calendar.

* * *

H.B. 161, BACKGROUND CHECKS FOR WEAPONS PURCHASE, was read, under suspension of the rules, for 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	

Absent or not voting were: Senators

Blackham	Beattie

H.B. 161 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Steele, H.B. 48 was lifted from the Third Reading Table to the top of the Third Reading Calendar.

H.B. 48, DEVELOPMENT COMMISSION AMENDMENTS, was read the third time. On motion of Senator Steele, the bill was circled.

* * *

On motion of Senator Steele, **H.B. 72** was lifted from the Third Reading Table to the Third Reading Calendar.

* * *

1st Sub. H.B. 264, INSURANCE COVERAGE FOR CONDOMINIUMS, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	

Absent or not voting were: Senators

Mansell	Beattie

1st Sub. H.B. 264, as amended, was returned to the House.

* * *

On motion of Senator Blackham, the circle was removed from **H.B. 48**, DEVELOPMENT COMMISSION AMENDMENTS, and it was before the Senate. Senator Blackham explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell

Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups

Absent or not voting was: Senator Beattie

H.B. 48 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 245, IMPROVING SAFETY IN PUBLIC SCHOOLS, was read the third time and explained by Senator Waddoups. On motion of Senator Mayne, the bill was amended as follows:

1. Page 2, Line 42b:
   Delete "<u>, OR PRETEND</u>"

Senator Hillyard commented and the bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

M. Evans	Mayne	Beattie

H.B. 245, as amended, was returned to the House.

* * *

On motion of Senator Peterson, the Senate moved to recall 2nd Sub. H.B. 22, SCHOOL DISTRICT SIZE, for the purposes of reinstating the original language, under suspension of the rules. Senator Waddoups commented.

* * *

On motion of Senator Hillyard, the Senate resolved itself into a Committee of the Whole for the purposes of honoring Chief Wayne Dee Sheperd. Chief Sheperd spoke in Committee of the Whole. Senators Peterson, Knudson, M. Evans, and Hillyard commented.

* * *

H.B. 144, SENTENCING ENHANCEMENT, was read the third time, explained by Senator Mansell, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Jones	Julander
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Stephenson	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

Davis	Hull	Mayne	Poulton
Spencer	Steele	Beattie	

H.B. 144 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 252, CITY AND TOWN CAMPAIGN FINANCE, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Hull	Jones
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups			

Absent or not voting were: Senators

Howell	Julander	Mayne	Beattie

H.B. 252 was signed by the President of the Senate in open session and returned to the House.

* * *

1st Sub. H.B. 44, PROCESS FOR CLOSED PRIMARY, was read the third time, explained by Senator Valentine, and passed on the following roll call:

Yeas, 16; Nays, 10; Absent, 3.

Voting in the affirmative were: Senators

Blackham	B. Evans	Hellewell	Hillyard
Jones	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
M. Evans	Hale	Hull	Julander
Peterson	Suazo		

Absent or not voting were: Senators

Howell	Mayne	Beattie

1st Sub. H.B. 44 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 338, CHANGES TO TELECOMMUNICATIONS LAWS, was read the third time and explained by Senator B. Evans. Senator Jones commented and the bill passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Julander	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Waddoups	Beattie		

Voting in the negative was: Senator
Jones

Absent or not voting were: Senators
Mayne Valentine

H.B. 338 was signed by the President of the Senate in open session and returned to the House.

SECOND READING CALENDAR

2nd Sub. H.B. 372, RESIDENCY REQUIREMENT FOR CONCEALED FIREARM PERMIT, was read the second time. Senator Waddoups explained the bill. The bill had no Senate Standing Committee hearing. On motion of Senator Waddoups, the following substitute bill replaced the original bill.

AMENDING REQUIREMENTS FOR CONCEALED FIREARMS

3rd Sub. HB. 372 *Gary F. Cox*

AN ACT RELATING TO PUBLIC SAFETY; AMENDING REQUIREMENTS FOR A CONCEALED FIREARM PERMIT AND FOR INSTRUCTOR CERTIFICATION; AND MAKING CONFORMING AMENDMENTS.

On motion of Senator Waddoups, the bill was circled.

* * *

On motion of Senator Hillyard, and at 12:05 p.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:05 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 29, 2000

The House passed, **S.B. 114,** REIMBURSEMENT TO SCHOOL DISTRICTS FOR DRIVER EDUCATION COSTS, 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. 119,** ASSAULT AND COHABITANT ABUSE ACT AMENDMENTS, by Senator M. Peterson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, S.B. 196, BURGLAR ALARM LICENSURE REVISIONS, 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. 199, PAYMENT TO DEALER FOR VEHICLE USE, 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. 246, UTAH UNIFORM PROBATE CODE - NOTICE, PARTIES, REPRESENTATION AMENDMENTS, 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

S.B. 114, S.B. 119, S.B. 196, S.B. 199, and S.B. 246 were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 29, 2000

The House passed, as amended, S.B. 3, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS, by Senator H. Stephenson, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Blackham, the bill was placed on the Concurrence Calendar.

* * *

On motion of Senator Blackham, all bills heard on the Second Reading Calendar today will be heard under suspension of the rules.

SECOND READING CALENDAR

On motion of Senator B. Evans, under suspension of the rules, H.B. 266, UTAH TOMORROW STRATEGIC PLANNING COMMITTEE AMENDMENTS, was read the second and third times. On motion of Senator Blackham, the bill was circled.

* * *

2nd Sub. H.B. 113, MOTOR VEHICLE FRANCHISE AMENDMENTS, was read the second and third times, under suspension of the rules. Senator Mansell explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Stephenson	Suazo	Valentine	

Absent or not voting were: Senators

E. Allen	Howell	Spencer	Steele
Waddoups	Beattie		

2nd Sub. H.B. 113 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 326, CONTRIBUTING TO THE DELINQUENCY OF A MINOR, was read the second and third time. On motion of Senator Blackham, the bill was circled.

* * *

H.B. 382, PUBLIC OFFICERS AND EMPLOYEES ETHICS ACT AMENDMENTS, was read the second and third time, under suspension of the rules. On motion of Senator Blackham, the bill was circled.

* * *

On motion of Senator R. Evans, under suspension of the rules, **1st Sub. H.B. 130,** COUNTY STATUTES RECODIFICATION, was read the second and third times and on motion of Senator R. Evans, the bill was amended as follows:

1. Page 2, Line 52:
   Delete line 52

2. Page 7, Line 195:
   Delete "17-53-104" and insert "17-53-103"

3. Page 7, Line 197:
   Delete "17-53-105" and insert "17-53-104"

4. Page 7, Line 199:
Delete "17-53-106" and insert "17-53-105"

5. Page 12, Line 348:
Delete "17-53-105" and insert "17-53-104"

6. Page 16, Line 490:
After "Subsection" bracket "17-5-273(2)" and insert "17-53-313"

7. Page 79, Lines 2439-2442:
Delete lines 2439 through 2442

8. Page 79, Line 2443:
Delete "17-53-103" and insert "17-53-102"

9. Page 80, Line 2447:
Delete "17-53-104" and insert "17-53-103"

10. Page 80, Line 2449:
Delete "17-53-104" and insert "17-53-103"

11. Page 80, Line 2467:
Delete "17-53-105" and insert "17-53-104"

12. Page 80, Line 2469:
Delete "17-53-105" and insert "17-53-104"

13. Page 81, Line 2475:
Delete "17-53-106" and insert "17-53-105"

14. Page 81, Line 2477:
Delete "17-53-106" and insert "17-53-105"

15. Page 88, Line 2697:
After "may" delete "by ordinance"

16. Page 93, Line 2857:
After "If the" delete "fund" and insert "money in the treasury"

17. Page 99, Line 3036:
After "attorney or" insert ", in a county that does not have a county attorney, the"

18. Page 99, Line 3037:
After "district attorney" insert ", as the case may be,"

19. Page 102, Line 3126:
After "the state" bracket "of Utah"

20. Page 102, Line 3127:
At the beginning of line 3127 bracket "of Utah"
Renumber remaining sections accordingly.

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Beattie

Absent or not voting were: Senators

E. Allen	B. Evans	Mansell	Spencer
Waddoups			

1st Sub. H.B. 130, as amended, was returned to the House.

* * *

On motion of Senator Waddoups, under suspension of the rules, **H.B. 411,** PUBLIC EDUCATION CURRICULUM AMENDMENTS, was read the second and third times. There was no Senate Standing committee hearing on the bill. On motion of Senator Blackham, the bill was circled.

* * *

On motion of Senator Blackham, under suspension of the rules, **2nd Sub. H.B. 119,** PUBLIC EDUCATION AMENDMENTS, was read the second time. There was no Senate Standing committee hearing on this bill. Senators Steele, Hull, Hellewell, and B. Evans commented. The bill passed on the following roll call:

Yeas, 17; Nays, 9; Absent, 3.

Voting in the affirmative were: Senators

R. Allen	Blackham	M. Evans	Hale
Hellewell	Hillyard	Jones	Knudson

Mansell	Montgomery	Muhlestein	Nielson
Peterson	Stephenson	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

E. Allen	Davis	Dmitrich	B. Evans
Hull	Julander	Mayne	Steele
Suazo			

Absent or not voting were: Senators

Howell	Poulton	Spencer

* * *

On motion of Senator R. Evans, the Senate voted, under suspension of the rules, to reconsider its action on **1st Sub. H.B. 130**. Senator R. Evans moved to rescind the previous amendments made today and insert the following amendments:

1. Page 2, Line 52:
   Delete line 52

2. Page 7, Line 195:
   Delete "17-53-104" and insert "17-53-103"

3. Page 7, Line 197:
   Delete "17-53-105" and insert "17-53-104"

4. Page 7, Line 199:
   Delete "17-53-106" and insert "17-53-105"

5. Page 12, Line 348:
   Delete "17-53-105" and insert "17-53-104"

6. Page 16, Line 490:
   After "Subsection" bracket "17-5-273(2)" and insert "17-53-313"

7. Page 70, Line 2142:
   After "government to the" insert "county commission form under Section 17-52-501 or the"

8. Page 70, Line 2144:
   After "(a)" insert "(i) for the county commission form of government, that the county commission shall have three members; or (ii) for the expanded county commission form of government,"

9. Page 73, Line 2242:
After "at large" insert ", unless otherwise required by court order"

10. Page 79, Lines 2439-2442:
Delete lines 2439 through 2442

11. Page 79, Line 2443:
Delete "17-53-103" and insert "17-53-102"

12. Page 80, Line 2447:
Delete "17-53-104" and insert "17-53-103"

13. Page 80, Line 2449:
Delete "17-53-104" and insert "17-53-103"

14. Page 80, Line 2467:
Delete "17-53-105" and insert "17-53-104"

15. Page 80, Line 2469:
Delete "17-53-105" and insert "17-53-104"

16. Page 81, Line 2475:
Delete "17-53-106" and insert "17-53-105"

17. Page 81, Line 2477:
Delete "17-53-106" and insert "17-53-105"

18. Page 81, Line 2497:
After "chair" insert "and may elect a vice chair"

19. Page 81, Line 2498:
After "(2)" insert "(a)"

20. Page 81, Line 2499:
After "act," insert "the vice chair, if there is one, shall preside.
(b) If both the chair and vice chair, if there is one, are absent or unable to act,"

21. Page 81, Line 2505:
After "members" insert "present when a quorum is present"

22. Page 88, Line 2697:
After "may" delete "by ordinance"

23. Page 93, Line 2857:
After "If the" delete "fund" and insert "money in the treasury"

24. Page 99, Line 3036:
After "attorney or" insert ", in a county that does not have a county attorney, the"

25. Page 99, Line 3037:
After "district attorney" insert ", as the case may be,"

26. Page 102, Line 3126:
After "the state" bracket "of Utah"

27. Page 102, Line 3127:
At the beginning of line 3127 bracket "of Utah"
Renumber remaining sections accordingly.

Senators Steele and Dmitrich commented. The bill passed, as amended, on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hellewell	Hillyard
Howell	Hull	Jones	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Voting in the negative was: Senator
B. Evans

Absent or not voting were: Senators

Hale	Julander	Spencer

1st Sub. H.B. 130, as amended, was returned to the House.

* * *

On motion of Senator Waddoups, the circle was removed from H.B. 382, PUBLIC OFFICERS AND EMPLOYEES ETHICS ACT AMENDMENTS, and it was before the Senate. Senator Waddoups explained the bill. Senator Peterson

commented. The bill was considered read, under suspension of the rules, for the second and third time. The bill passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Muhlestein	Nielson	Poulton
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Voting in the negative was: Senator
Peterson

Absent or not voting were: Senators
Montgomery Spencer

H.B. 382 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Howell, all bills heard today will be considered read, under suspension of the rules, for the second and third time and up for final passage unless there are two or more dissenting votes, in which case the bill will be considered read for the second time only.

* * *

On motion of Senator Stephenson, under suspension of the rules, **H.B. 177**, ASSESSING, REPORTING, AND EVALUATING STUDENT PERFORMANCE, was read the second time. Senators Beattie, E. Allen, Valentine, R. Allen, Hull, Hale, Davis, Steele, and Howell commented. On motion of Senator Hull, the bill was amended as follows:

1. Page 2, Line 43:
   After "public schools," insert "charter schools,"

The bill passed, as amended, on the following roll call:

Yeas, 18; Nays, 11; Absent, 0.

Voting in the affirmative were: Senators

Blackham	M. Evans	Hellewell	Hillyard
Howell	Knudson	Mansell	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups	Beattie		

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hull	Jones
Julander	Mayne	Suazo	

Senators Hull, Hillyard, Steele, Howell, and Mayne commented. Senator Hull declared a conflict of interest.

* * *

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 29, 2000

The House requests the return of S.B. 3, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS, by Senator H. Stephenson, for reconsideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Steele, the Senate returned S.B. 3 to the House for purposes of amending.

* * *

Mr. President: February 29, 2000

The House passed, as amended, S.B. 158, FLUORINE ADDED TO WATER - EXPANSION TO SECOND CLASS COUNTIES, by Senator D. Allen, and it is transmitted for further consideration; and

The House passed, as amended, S.B. 179, USE OF COUNTY NAME RESTRICTED, by Senator D. Steele, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Poulton, S.B. 158 and S.B. 179 were placed on the Concurrence Calendar.

CONCURRENCE CALENDAR

On motion of Senator E. Allen, the Senate voted to concur in the House amendments to **S.B. 158**, FLUORINE ADDED TO WARE - EXPANSION TO SECOND CLASS. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Peterson	Spencer	Steele	Suazo
Waddoups	Beattie		

Voting in the negative were: Senators

M. Evans	Hellewell	Muhlestein	Nielson
Poulton	Stephenson	Valentine	

S.B. 158 was returned to the House.

* * *

On motion of Senator Steele, the Senate voted to concur in the House amendments to **S.B. 179**, USE OF COUNTY NAME RESTRICTED. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

Blackham	Davis	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Suazo	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

E. Allen	R. Allen	Hull	Stephenson

S.B. 179 was returned to the House.

Mr. President February 29, 2000

The House passed, as amended, **S.B. 50**, HEALTH CARE BENEFITS - GRIEVANCE REVIEW PROCESS, by Senator P. Knudson, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Knudson, the bill was placed on the Concurrence Calendar.

* * *

On motion of Senator Knudson, the Senate voted to concur in the House amendments to **S.B. 50**, HEALTH CARE BENEFITS - GRIEVANCE REVIEW PROCESS. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Blackham

S.B. 50 was returned to the House.

* * *

Mr. President: February 29, 2000

The House passed, as amended, **S.B. 168**, UNIFORM COMMERCIAL CODE - ARTICLE 9 - SECURED TRANSACTIONS, by Senator L. Hillyard, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Hillyard, the bill was placed on the Concurrence Calendar.

* * *

On motion of Senator Hillyard, the Senate voted to concur in the House amendments to S.B. 168, UNIFORM COMMERCIAL CODE - ARTICLE 9 - SECURED TRANSACTIONS. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Blackham

S.B. 168 was returned to the House.

* * *

Mr. President: February 29, 2000

The House passed, upon reconsideration, as amended, S.B. 3, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS, by Senator H. Stephenson, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Stephenson, the bill was placed on the Concurrence Calendar.

* * *

On motion of Senator Stephenson, the Senate voted to concur in the House amendments to S.B. 3, MINIMUM SCHOOL PROGRAM ACT AMENDMENTS. Senators Steele and Hull declared a conflict of interest. The bill, as amended, passed on the following roll call:

Yeas, 16; Nays, 11; Absent, 2.

Mr. President February 29, 2000

The House passed, as amended, **S.B. 50**, HEALTH CARE BENEFITS - GRIEVANCE REVIEW PROCESS, by Senator P. Knudson, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Knudson, the bill was placed on the Concurrence Calendar.

* * *

On motion of Senator Knudson, the Senate voted to concur in the House amendments to **S.B. 50**, HEALTH CARE BENEFITS - GRIEVANCE REVIEW PROCESS. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Blackham

S.B. 50 was returned to the House.

* * *

Mr. President: February 29, 2000

The House passed, as amended, **S.B. 168**, UNIFORM COMMERCIAL CODE - ARTICLE 9 - SECURED TRANSACTIONS, by Senator L. Hillyard, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Hillyard, the bill was placed on the Concurrence Calendar.

* * *

On motion of Senator Peterson, and at 4:10 p.m., the Senate sauntered.

The Senate was called to order at 4:50 p.m., with President Beattie presiding.

* * *

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 29, 2000

The House passed, as amended, S.B. 23, WORKERS COMPENSATION - EMPLOYEES WILLFUL MISCONDUCT, by Senator P. Hellewell, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Poulton, the bill was placed on the Concurrence Calendar.

* * *

On motion of Senator Hellewell, the Senate voted to concur in the House amendments to S.B. 23, WORKERS COMPENSATION - EMPLOYEES WILLFUL MISCONDUCT. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Davis

S.B. 23 was returned to the House.

* * *

Voting in the affirmative were: Senators

B. Evans	M. Evans	Hellewell	Hillyard
Jones	Knudson	Montgomery	Muhlestein
Nielson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Howell	Hull	Julander
Mayne	Peterson	Suazo	

Absent or not voting were: Senators

Blackham	Mansell

S.B. 3 was returned to the House.

* * *

Mr. President: February 29, 2000

The House passed, as amended, **S.B. 188**, PROTECTION FOR CHILDREN AND ELDERLY, by Senator P. Suazo, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Suazo, the bill was placed on the Concurrence Calendar.

* * *

On motion of Senator Suazo, the Senate voted to concur in the House amendments to **S.B. 188**, PROTECTION FOR CHILDREN AND ELDERLY. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Blackham M. Evans

S.B. 188 was returned to the House.

* * *

On motion of Senator Knudson, the Senate voted to reconsider its action, under suspension of the rules, on S.B. 50, HEALTH CARE BENEFITS - GRIEVANCE REVIEW PROCESS, and asks the House to recede from its amendments.

* * *

Mr. President: February 29, 2000

The House transmits 2nd Sub. H.B. 22, SCHOOL DISTRICT SIZE, by Representative D. Cox, for further consideration.

Report filed.

Carole E. Peterson, Chief Clerk

On motion of Senator Peterson, 2nd Sub. H.B. 22 was placed on the top of the Second Reading Calendar. On motion of Senator Peterson, the bill was circled.

* * *

On motion of Senator Valentine, the circle was removed from S.B. 220, BAIL AND BAIL BOND SURETY RELATED AMENDMENTS, and it was before the Senate. Senator Valentine explained the bill. On motion of Senator Valentine, the Senate voted to concur in the House amendments. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Dmitrich	Knudson	Poulton

S.B. 220 was returned to the House.

* * *

SECOND READING CALENDAR

H.B. 353, CONTROL SHARES ACQUISITION, was read the second time. There was no Senate Standing committee hearing on this bill. Senator Hillyard explained the bill. Senators Valentine and Hillyard commented. On motion of Senator Hillyard, the bill was circled.

* * *

1st Sub. H.B. 107, UTAH RESIDENTIAL MORTGAGE PRACTICES ACT, was read, under suspension of the rules, the second and third time. There was no Senate Standing committee hearing on this bill. Senator Mansell explained the bill. Senators B. Evans, E. Allen, Howell, and Mayne commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Spencer	Steele	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Poulton	Stephenson

1st Sub. H.B. 107 was signed by the President of the Senate in open session and returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 29, 2000

The House passed, upon reconsideration, as amended with the attached amendments, **S.B. 1**, APPROPRIATIONS ACT, by Senator D. Steele, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Steele, the bill was placed on the Concurrence Calendar.

* * *

On motion of Senator Steele, the Senate voted to concur in the House amendments to S.B. 1, APPROPRIATIONS ACT. The bill, as amended, passed on the following roll call:

Yeas, 15; Nays, 11; Absent, 3.

Voting in the affirmative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Hillyard	Jones	Knudson	Mansell
Montgomery	Muhlestein	Spencer	Steele
Valentine	Waddoups	Beattie	

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Howell	Hull	Julander
Mayne	Peterson	Suazo	

Absent or not voting were: Senators

Nielson	Poulton	Stephenson

S.B. 1 was returned to the House.

* * *

H.B. 114, BUSINESS ENTITY AMENDMENTS, was read for the second time. Senator Hillyard explained the bill. On motion of Senator Hillyard, the following substitute bill replaced the original bill.

BUSINESS ENTITY AMENDMENTS

Sub. H.B. 114 *Afton B. Bradshaw*

AN ACT RELATING TO CORPORATIONS AND PARTNERSHIPS; ADDRESSING NAMES OF BUSINESS ENTITIES; REPLACING A SUSPENSION PROCESS WITH A DELINQUENCY PROCESS FOR CERTAIN BUSINESS ENTITIES; ADDRESSING USE OF THE TERM SERVE; ADDRESSING DISSOLUTION AND REINSTATEMENT PROCESSES; AMENDING REPORTING REQUIREMENTS OF CERTAIN BUSINESS ENTITIES; AND MAKING TECHNICAL CHANGES.

On motion of Senator Hillyard and under suspension of the rules, 1st Sub. H.B. 114 was considered read for the third time and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Davis	Poulton

1st Sub. H.B. 114 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Steele, legislative staff was authorized to draft a bill regarding potential funding needs.

* * *

1st Sub. H.B. 320, PUBLIC UTILITY AMENDMENTS, was read the second time, under suspension of the rules. There was no Senate Standing committee hearing on this bill. Senator Blackham explained the bill. Senators Jones, Mayne, Suazo, Dmitrich, Montgomery, Knudson, Spencer, Hillyard, and Valentine commented. The bill passed on the following roll call:

Yeas, 16; Nays, 13; Absent, 0.

Voting in the affirmative were: Senators

Blackham	Dmitrich	B. Evans	Hellewell
Hillyard	Jones	Knudson	Mansell
Nielson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	M. Evans
Hale	Howell	Hull	Julander
Mayne	Montgomery	Muhlestein	Peterson
Suazo			

* * *

H.B. 389, DEPUTY SHERIFFS MERIT SYSTEM AMENDMENTS, was read, under suspension of the rules, the second time and third time. Senator Mayne explained the bill. There was no Senate Standing committee hearing on the bill. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 6.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hillyard	Howell	Hull	Jones
Julander	Mayne	Muhlestein	Nielson
Peterson	Steele	Stephenson	Suazo
Valentine	Beattie		

Voting in the negative was: Senator
Mansell

Absent or not voting were: Senators

Hellewell	Knudson	Montgomery	Poulton
Spencer	Waddoups		

H.B. 389 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 4, EXECUTIVE COMPENSATION, was read, under suspension of the rules, the second and third time. Senator Hillyard explained the bill. There was no Senate Standing committee hearing on this bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	Davis	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Jones	Julander	Knudson
Muhlestein	Nielson	Poulton	Spencer
Steele	Suazo	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

R. Allen	Stephenson		

Absent or not voting were: Senators

Blackham	Hull	Mansell	Mayne
Montgomery	Peterson		

H.B. 4 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 426, FUNDING OF PUBLIC EDUCATION TASK FORCE, was read, under suspension of the rules, for the second and third time. Senator Poulton explained the bill. There was no Senate Standing committee hearing on the bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Jones	Julander
Knudson	Mansell	Muhlestein	Nielson
Steele	Stephenson	Suazo	Valentine
Beattie			

Absent or not voting were: Senators

Blackham	Hull	Mayne	Montgomery
Peterson	Poulton	Spencer	Waddoups

H.B. 426 was signed by the President of the Senate in open session and returned to the House.

* * *

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 29, 2000

The House passed, as amended, S.B. 173, SPECIAL DISTRICT AND LOCAL DISTRICT GOVERNING BODY ISSUES, by Representative P. Buckner, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator R. Evans, the bill was placed on the Concurrence Calendar.

* * *

On motion of Senator R. Evans, the Senate voted to concur in the House amendments to S.B. 173, SPECIAL DISTRICT AND LOCAL DISTRICT GOVERNING BODY ISSUES. The bill, as amended, passed on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Poulton	Steele	Stephenson	Suazo
Waddoups	Beattie		

Voting in the negative was: Senator
Valentine

Absent or not voting were: Senators
Peterson Spencer

S.B. 173 was returned to the House.

* * *

Mr. President: February 29, 2000

The House refuses to recede from its amendments to S.B. 21, PATRIOTIC EDUCATION, by Senator L. Blackham, and has appointed a Conference Committee consisting of Reps. Bowman, Styler, and Buckner, 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, Muhlestein, and Hale to meet with the House Conference Committee.

* * *

On motion of Senator Howell, the circle was removed from H.B. 353, CONTROL SHARES ACQUISITION ACT, and it was before the Senate. Senator Howell explained the bill. There was no Senate Standing committee hearing on the bill. On motion of Senator Hillyard, the bill was considered read, under

suspension of the rules, the second and third time. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Peterson

H.B. 353 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 336, APPLIED TECHNOLOGY EDUCATION TASK FORCE, was read the second time. There was no Senate Standing committee hearing on this bill. On motion of Senator Valentine, the bill was circled.

* * *

H.B. 330, JUDICIAL AMENDMENTS, was read, under suspension of the rules, the second and third time. There was no Senate Standing committee hearing on the bill. Senator Hillyard explained the bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator Peterson

H.B. 330 was signed by the President of the Senate in open session and returned to the House.

* * *

1st Sub. H.B. 293, USE OF TOBACCO FUND PROCEEDS, was read the second time. Senator Mansell explained the bill. On motion of Senator Mansell, the bill was amended as follows:

1. Page 1, Line 9:
   Delete "AND" and after "DATE" insert "; AND PROVIDING A COORDINATION CLAUSE"

2. Page 1, Line 16:
   After "prevention." insert "reduction."

3. Page 1, Line 18:
   Delete "state" and insert "the Department of Health"

4. Page 2, Line 38
   House Floor Amendments
   2-18-2000:
   After "with the" delete the rest of line 38 and insert "Department of Health."

5. Page 2, Line 39
   House Floor Amendments
   2-18-2000:
   Delete "31 and as otherwise requested by the Legislature."

6. Page 2, Line 50c
   House Floor Amendments
   2-18-2000:
   Delete "and"

7. Page 2, Line 50e
   House Floor Amendments
   2-18-2000:
   After line 50e insert:
   "(D) Title 77, Chapter 39, Sale of Tobacco and Alcohol to Underaged Persons, in an amount not to exceed the state-level of funding in fiscal year 1999-2000 for enforcement of Title 77, Chapter 39; and"

8. Page 2a, Line 54
House Floor Amendments
2-18-2000:
Delete "Legislature" and insert "Department of Health"

9. Page 3, Line 58
House Floor Amendments
2-18-2000:
After line 58 insert:
"(3) The Department of Health shall annually report to the Health and Human Services Appropriations Subcommittee on the reviews conducted pursuant to Subsection (2)."
Renumber the remaining subsections accordingly.

10. Page 3, Line 66
House Floor Amendments
2-18-2000:
After line 66 insert:
"Section 3. Coordination clause.
If this bill and 3rd Sub. S.B. 15, Use of Tobacco Settlement Revenues, both pass, it is the intent of the Legislature that Section 63-97-103 in this bill be renumbered as Section 63-97-401."

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

1. Page 1, Line 15:
After "prevention" insert "reduction,"

Senators Howell, Hale, and E. Allen commented. The bill passed, as amended, on the following roll call:

Yeas, 25; Nays, 3; Absent, 1.

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

E. Allen	Howell	Julander

Absent or not voting was: Senator
Peterson

* * *

H.B. 272, RETIREMENT OFFICE AMENDMENTS, was read the second time. On motion of Senator B. Evans, the bill was circled.

* * *

H.B. 423, MOTOR VEHICLE LIABILITY COVERAGE, was read the second time, under suspension of the rules. Senator Hillyard explained the bill. Senators Hellewell, E. Allen, and Howell commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Muhlestein
Nielson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Dmitrich	Mayne	Montgomery	Peterson

* * *

RULES COMMITTEE REPORTS

To the Members of the Senate: February 29, 2000

The Rules Committee recommends that the following resolution and bill be placed at the top of the Second Reading Calendar:

S.J.R. 8	Resolution Amending Local Government Provisions (H. Nielson)
2nd Sub. H.B. 35	Catastrophic Mental Health Insurance Coverage (J. Buffmire) Beattie

and that the following bills and resolution be placed on the Second Reading Calendar below 1st Sub. H.B. 287:

1st Sub. H.B. 138	Public Attorneys Act Amendments (G. Curtis)
H.B. 362	Dispatcher Training and 911 Phone Charge Amendments (B. Chard)
1st Sub. H.B. 103	Amendments to Child Welfare (N. Stephens)
H.B. 292	Capital Projects Approval and Administration (G. Adair)
H.B. 315	Department of Community and Economic Development Amendments (G. Adair)
H.B. 88	Utah Income Tax Amendments (K. Bryson)
1st Sub. H.B. 77	Controlled Substances Amendments (R. Bigelow)
H.B. 285	Judicial Conduct Commission Amendments and Supreme Court Oversight of Judges (D. Ure)
H.B. 300	Providing Notice of Delinquent Property Tax (M. Dillree)
1st Sub. H.B. 102	Parental Rights Amendments (N. Stephens)
H.B. 400	Highway Sign Obstruction (J. Swallow)
H.B. 377	Waste Tire Recycling Fee (N. Hendrickson)
H.B. 407	Financial Assistance for Business Relocation in Rural Communities (M. Styler)
H.C.R. 10	Resolution Urging Health Study and Information about Nevada Test Site (L. Shurtliff)
2nd Sub. H.B. 357	School Trust Lands Modifications (M. Brown)
H.B. 339	Amendments to Insurance Law (L. Nelson)
H.B. 282	Life Insurance Guaranty Associations (L. Nelson)
H.B. 395	Private Prison Amendments (B. King)
H.B. 348	Unlawful Use of Theft Detection Devices (J. Hickman)
H.B. 396	Change of Date of Special District Election (S. Allen)
H.B. 390	Endowment Fund for Tobacco Settlement Monies (R. Walsh)
2nd Sub. H.B. 116	Subdivision of Land Amendments (J. Murray)
1st Sub. H.B. 26	Impounding Amendments (Goodfellow)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Hillyard, the committee report was adopted.

* * *

On motion of Senator L. Hillyard and at 7:15 p.m., the Senate adjourned until 8:00 a.m., Wednesday, March 1, 2000.

FORTY-FIFTH DAY

MORNING SESSION

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

Roll Call- All Senators present
Prayer - Spencer Greer, Former Mission President, Danish LDS Mission

READING OF TITLES OF BILLS AND RESOLUTIONS
(PLEASE REFER TO DAY 1, PAGE 78)

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 29, 2000

The Speaker of the House has signed 3rd Sub. S.B. 35, GOVERNMENT TORT LIABILITY AMENDMENTS, by Senator H. Stephenson, et al, and it is transmitted for the signature of the President; and

The Speaker of the House has signed S.B. 38, NOTARY PUBLIC QUALIFICATIONS, by Senator G. Davis, and it is transmitted for the signature of the President; and

The House passed, S.B. 39, EXPEDITED VISITATION ENFORCEMENT PROGRAM, by Senator M. Peterson, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, S.B. 43, MARRIAGE AND FAMILY THERAPIST LICENSING AMENDMENTS, by Senator K. Hale, 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. 48, OPTOMETRY LICENSING ACT AMENDMENTS, by Senator L. Mansell, and it is transmitted for the signature of the President; and

The House passed, S.B. 49, CHILD SUPPORT AMENDMENTS, by Senator L. Hillyard, 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. 61, REVISED NONPROFIT CORPORATION ACT, by Senator L. Hillyard, and it is transmitted for the signature of the President; and

The House passed, **S.B. 62**, WILDLIFE RESOURCES CODE - APPLICATION TO INDIANS, by Senator B. 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 **S.B. 126**, BUSINESS LICENSE FEE AMENDMENTS, by Senator J. Valentine, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 127**, COUNTY RECORDER 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. 146**, SCHOOL FEE WAIVERS AMENDMENTS, by Senator D. Steele, and it is transmitted for the signature of the President; and

The House passed, **S.B. 151**, JUSTICE COURT ACCOUNTABILITY, by Senator L. Hillyard, 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. 158**, FLUORINE ADDED TO WATER - EXPANSION TO SECOND CLASS COUNTIES, by Senator D. Allen, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 172**, SALES AND USE TAX MODIFICATIONS, by Senator L. Hillyard, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 179**, USE OF COUNTY NAME RESTRICTED, by Senator D. Steele, and it is transmitted for the signature of the President; and

The House passed, **S.B. 211**, OLYMPIC FINANCING 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. 221**, SHERIFF'S CLASSIFICATION OF JAIL INMATES AND JAIL FACILITIES, by Senator M. Waddoups, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 222**, FINANCIAL INSTITUTIONS AMENDMENTS, by Senator T. Spencer, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, S.B. 272, SALES AND USE TAXATION OF ADMISSIONS OR USER FEES - OLYMPIC WINTER GAMES OF 2002, by Senator J. Valentine, 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. 11, RESOLUTION ADDRESSING OLYMPIC FINANCING, by Senator L. Mansell, which has been signed by the Speaker and it is transmitted for the signature of the President.

The House passed, S.C.R. 3, RESOLUTION ON USE OF DEVEREAUX MANSION, by Senator P. Julander, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

3rd Sub. S.B. 35, S.B. 38, S.B. 39, S.B. 43, S.B. 48, S.B. 49, 1st Sub. S.B. 61, S.B. 62, S.B. 126, S.B. 127, S.B. 146, S.B. 151, S.B. 158, 1st Sub. S.B. 172, S.B. 179, S.B. 211, S.B. 221, S.B. 222, S.B. 272, 1st Sub. S.J.R. 11, and S.C.R. 3 were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: February 29, 2000

The House concurred in the Senate amendments and passed 2nd Sub. H.B. 7, RESTRICTION ON POLITICAL ACTIVITY OF MUNICIPAL EMPLOYEES, by Representative N. Hansen, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed H.B. 37, RURAL HEALTH CARE AMENDMENTS, by Representative B. Ferry, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed H.B. 197, RETIREMENT SYSTEM PARTICIPATION, by Representative R. Short, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed H.B. 227, COMMUNITY AND ECONOMIC DEVELOPMENT 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. 264, INSURANCE COVERAGE FOR CONDOMINIUMS, by Representative M. Dillree, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

2nd Sub. H.B. 7, H.B. 37, H.B. 197, H.B. 227, and **1st Sub. H.B. 264** were signed by the President of the Senate in open session. The bills will be returned to the House for filing and enrolling.

CONSENT CALENDAR

1st Sub. H.B. 158, ANIMAL SHELTER PET STERILIZATION ACT AMENDMENTS, 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Hull	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	M. Evans	Howell	Steele

1st Sub. H.B. 158 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 340, COST-OF-LIVING ADJUSTMENT FOR YOUTH CORRECTIONS PRIVATE PROVIDERS, was read the third time, explained by Senator Davis, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

M. Evans	Howell	Steele

H.B. 340 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 71, IMPLEMENTATION AND AUDIT OF BEST PRACTICES IN NEW PROGRAMS AND AGENCIES, 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

M. Evans	Howell	Steele

H.B. 71 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 267, TOBACCO MANUFACTURERS RESPONSIBILITY ACT 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

M. Evans	Howell	Steele

H.B. 267 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 397, INCENTIVES FOR ELEMENTARY READING PERFORMANCE, was read the third time. On motion of Senator Hillyard, the bill was circled.

* * *

H.C.R. 6, RESOLUTION ON COUNTY ANNEXATION, 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

E. Allen	R. Allen	Blackham	Davis
B. Evans	Hale	Hellewell	Hillyard
Hull	Jones	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Dmitrich	M. Evans	Howell	Julander

H.C.R. 6 was signed by the President of the Senate in open session and returned to the House.

* * *

1st Sub. H.B. 80, PENALTY FOR HARBORING A FUGITIVE, was read the third time, explained by Senator Suazo, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	Hale	Hellewell	Hillyard

Hull	Jones	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

Dmitrich	M. Evans	Howell	Julander

1st Sub. H.B. 80, as amended, was returned to the House.

* * *

On motion of Senator Steele, the circle was removed from **H.B. 397, INCENTIVES FOR ELEMENTARY READING PERFORMANCE,** and it was before the Senate. Senator Steele explained the bill.

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	Hale	Hellewell	Hillyard
Hull	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Dmitrich	M. Evans	Howell

H.B. 397 was signed by the President of the Senate in open session and returned to the House.

* * *

THIRD READING CALENDAR

H.B. 72, UTAH TELEHEALTH COMMISSION, was read the third time, explained by Senator Knudson, and passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell

Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
M. Evans Howell

H.B. 72 was signed by the President of the Senate in open session and returned to the House.

* * *

2nd Sub. H.B. 119, PUBLIC EDUCATION AMENDMENTS, was read the third time, explained by Senator Blackham, and passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	Hale	Hellewell	Hillyard
Howell	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators
Dmitrich Hull

Absent or not voting were: Senators
M. Evans Steele

2nd Sub. H.B. 119 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 177, ASSESSING, REPORTING, AND EVALUATING STUDENT PERFORMANCE, was read the third time and explained by Senator Stephenson. On motion of Senator Stephenson, the bill was amended as follows:

1. Page 2, Line 43:
Delete "charter schools"

Senators R. Allen and Steele commented. The bill passed, as amended, on the following roll call:

Yeas, 17; Nays, 11; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Hellewell	Hillyard	Howell
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hull	Jones
Julander	Mayne	Peterson	

Absent or not voting was: Senator
M. Evans

H.B. 177, as amended, was returned to the House.

* * *

3rd Sub. H.B. 372, AMENDING REQUIREMENTS FOR CONCEALED FIREARMS, was read the third time and explained by Senator Waddoups. Senators E. Allen and Beattie commented and the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	B. Evans
Hale	Hellewell	Hillyard	Howell
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

E. Allen	Dmitrich	M. Evans	Hull
Jones	Mansell	Peterson	Suazo

3rd Sub. H.B. 372, as amended, was returned to the House.

* * *

1st Sub. H.B. 320, PUBLIC UTILITIES AMENDMENTS, was read the third time and explained by Senator Blackham. Senators Peterson, Suazo, Mayne, Spencer, and Hellewell commented. The bill passed on the following roll call:

Yeas, 16; Nays, 12; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Dmitrich	B. Evans	Hellewell
Hillyard	Jones	Knudson	Mansell
Muhlestein	Nielson	Spencer	Steele
Stephenson	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	M. Evans
Hale	Howell	Hull	Julander
Mayne	Montgomery	Peterson	Suazo

Absent or not voting was: Senator
Poulton

1st Sub. H.B. 320 was signed by the President of the Senate in open session and returned to the House.

* * *

INTRODUCTION OF BILLS

SENATE RULES RESOLUTION - LEGISLATIVE QUASI-GOVERNMENTAL ENTITIES COMMITTEE

S.R. 5 *L. Alma Mansell*

A RESOLUTION OF THE SENATE REVISING SENATE RULES; CHANGING THE RETIREMENT STANDING COMMITTEE TO THE QUASI-GOVERNMENTAL ENTITIES STANDING COMMITTEE; MAKING TECHNICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE, was read for the first time and referred to the Rules Committee.

* * *

1st Sub. H.B. 293, USE OF TOBACCO FUND PROCEEDS, was read the third time and explained by Senator Mansell. Senators Hillyard, Mansell, and E. Allen commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Spencer	Steele	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Poulton	Stephenson

1st Sub. H.B. 293, as amended, was returned to the House.

* * *

H.B. 423, MOTOR VEHICLE LIABILITY COVERAGE, 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Spencer	Steele	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Poulton	Stephenson

H.B. 423 was signed by the President of the Senate in open session and returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2000

The House passed, **S.B. 41**, PRIVACY OF FINANCIAL INFORMATION, by Senator K. Hale, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S. B. 41 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Governor.

* * *

Mr. President: March 1, 2000

The House concurred in the Senate amendments and passed **H.B. 245**, IMPROVING SAFETY IN PUBLIC SCHOOLS, by Representative B. Wright, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 245 was signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: March 1, 2000

The House passed **H.B. 365**, UNENFORCEABLE AGREEMENTS - LIMITS ON RETENTION PROCEEDS, by Representative S. Koehn, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communication filed. **H.B. 365** was read the first time and referred to the Rules Committee.

* * *

On motion of Senator Hillyard, and at 9:25 a.m., the Senate recessed.

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

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2000

The Speaker of the House has signed **S.B. 1**, APPROPRIATIONS ACT, by Senator D. Steele, 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 AMENDMENTS, by Senator H. Stephenson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 23**, WORKERS COMPENSATION - EMPLOYEES WILLFUL MISCONDUCT, by Senator P. Hellewell, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 168**, UNIFORM COMMERCIAL CODE - ARTICLE 9 - SECURED TRANSACTIONS, by Senator L. Hillyard, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 173**, SPECIAL DISTRICT AND LOCAL DISTRICT GOVERNING BODY ISSUES, by Senator R. Evans, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 188**, PROTECTION FOR CHILDREN AND ELDERLY, by Senator P. Suazo, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 220**, BAIL AND BAIL BOND SURETY RELATED AMENDMENTS, by Senator L. Poulton, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 1, S.B. 3, S.B. 23, S.B. 168, S.B. 173, S.B. 188, and **S.B. 220** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: March 1, 2000

The House passed, as amended, **S.B. 55**, MINERAL LEASE ACT AMENDMENTS, by Senator L. Blackham, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Blackham, the bill was placed on the Concurrence Calendar.

On motion of Senator Hillyard, the bill was circled.

* * *

Mr. President: March 1, 2000

The House passed, as amended, **1st Sub. S.B. 189**, MOTOR VEHICLE INSURANCE POLICY COVERAGE, by Senator M. Waddoups, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Waddoups, the bill was placed on the Concurrence Calendar.

* * *

On motion of Senator Waddoups, the Senate voted to concur in the House amendments to **1st Sub. S.B. 189**, MOTOR VEHICLE INSURANCE POLICY COVERAGE. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Hellewell	Hillyard
Howell	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Beattie			

Absent or not voting were: Senators

Blackham	M. Evans	Hull	Valentine

S.B. 189 was returned to the House.

SECOND READING CALENDAR

S.J.R. 8, RESOLUTION AMENDING LOCAL GOVERNMENT PROVISIONS, was read the second time. There was no Senate committee hearing on this bill. Senator Nielson explained the bill. Senator Mansell commented. On motion of Senator Nielson, the bill was circled.

* * *

2nd Sub. H.B. 35, CATASTROPHIC MENTAL HEALTH INSURANCE COVERAGE, was read the second time. There was no Senate committee hearing on this bill. Senator Beattie explained the bill. On motion of Senator Beattie, the following substitute bill replaced the original bill.

CATASTROPHIC MENTAL HEALTH INSURANCE COVERAGE

3rd Sub. H.B. 35 *Judy Ann Buffmire*

AN ACT RELATING TO INSURANCE; DEFINING TERMS; REQUIRING INSURERS TO OFFER EMPLOYEES A CHOICE OF MENTAL HEALTH COVERAGE; CREATING AN EXEMPTION FROM THE RATING BANDS FOR EMPLOYERS OF 20 OR LESS WHO CHOOSE

CATASTROPHIC MENTAL HEALTH COVERAGE; PERMITTING INSURERS TO USE MANAGED CARE AND CLOSED PANELS IN PROVIDING CATASTROPHIC MENTAL HEALTH COVERAGE; EXTENDING RULEMAKING AUTHORITY TO THE INSURANCE COMMISSIONER; REQUIRING AN INTERIM REVIEW AND RECOMMENDATION; AND PROVIDING A REPEAL DATE.

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

1. Page 5, Line 128:
   Delete "does not" and insert "may"

2. Page 5, Line 138:
   Delete "does not" and insert "may"

3. Page 7, Line 196:
   Delete "(d)" and insert "(c)"

Senators Muhlestein, Montgomery, Nielson, Julander, Peterson, Mayne, R. Allen, R. Evans, commented. Senator Muhlestein, Peterson, and R. Evans declared a conflict of interest.

3rd Sub. H.B. 35 was read under suspension of the rules, for the third time. The bill passed, as substituted and amended, on the following roll call:

Yeas, 21; Nays, 7; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hillyard
Howell	Hull	Julander	Knudson
Mansell	Mayne	Montgomery	Nielson
Peterson	Steele	Suazo	Valentine
Beattie			

Voting in the negative were: Senators

M. Evans	Hellewell	Jones	Muhlestein
Spencer	Stephenson	Waddoups	

Absent or not voting was: Senator
Poulton

3rd Sub. H.B. 35, as amended, was returned to the House.

On motion of Senator Blackham, all bills currently on the Second Reading Calendar after H.B. 155 were returned to the Rules committee.

* * *

On motion of Senator Beattie, the following intent language was spread upon the pages of the journal:

INTENT LANGUAGE FOR 3RD SUB. H.B. 372

It is the intent of the Legislature that the cost of processing applications for concealed firearm permits for instate and out-of-state residents and instructor certifications be studied by the Law Enforcement and Criminal Justice Interim Committee in order that the fees would reflect the actual cost of processing.

* * *

On motion of Senator Peterson, the circle was removed from **2nd Sub. H.B. 22, SCHOOL DISTRICT SIZE,** and it was before the Senate. Senator Peterson explained the bill. On motion of Senator Peterson, the following substitute bill replaced the original bill.

SCHOOL DISTRICT SIZE

3rd Sub. H.B. 22 *Representative David N. Cox*

AN ACT RELATING TO PUBLIC EDUCATION; REQUIRING THE STATE BOARD OF EDUCATION TO CONDUCT A STUDY AND MAKE A REPORT ON WHETHER THERE SHOULD BE AN OPTIMUM SIZE FOR SCHOOLS AND SCHOOL DISTRICTS BASED ON STUDENT POPULATION.

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

1. Page 1, Line 24:
   After "scale" insert ", if they exist,"

Senators Waddoups and Steele commented. On motion of Senator Peterson, the bill was read, under suspension of the rules, for the second and third time. The bill passed on the following roll call:

Yeas, 18; Nays, 10; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Hale	Hellewell	Howell	Hull
Knudson	Mansell	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Stephenson	Suazo		

Voting in the negative were: Senators

Dmitrich	B. Evans	M. Evans	Hillyard
Jones	Julander	Mayne	Steele
Waddoups	Beattie		

Absent or not voting was: Senator
Valentine

3rd Sub. H.B. 22, as amended, was returned to the House.

* * *

On motion of Senator Nielson, the circle was removed from **S.J.R. 8**, RESOLUTION AMENDING LOCAL GOVERNMENT PROVISIONS, and it was before the Senate. Senator Nielson explained the bill. On motion of Senator Nielson, the following substitute bill replaced the original bill.

RESOLUTION AMENDING LOCAL GOVERNMENT PROVISIONS

2nd Sub. S.J.R. 8 *Senator Howard C. Nielson*

A JOINT RESOLUTION OF THE LEGISLATURE PROPOSING TO AMEND THE UTAH CONSTITUTION; CLARIFYING STATUS OF COUNTIES; PROVIDING LEGISLATIVE INTENT; DIRECTING THE LIEUTENANT GOVERNOR TO INCLUDE CHANGES MADE BY THIS JOINT RESOLUTION IN PREVIOUS JOINT RESOLUTION AND TO SUBMIT THE PREVIOUS JOINT RESOLUTION, AS MODIFIED, TO VOTERS; AND PROVIDING AN EFFECTIVE DATE.

Senator Hillyard commented. The bill was read, under suspension of the rules, for the second and third time. The bill passed, as substituted, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale

Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator Mansell

2nd Sub. S.J.R. 8, was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2000

The House passed, upon reconsideration, as amended, **2nd Sub. S.B. 15**, USE OF TOBACCO SETTLEMENT REVENUES, by Senator L. Poulton, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Poulton, the bill was placed on the Concurrence Calendar.

* * *

On motion of Senator Poulton, the Senate voted to concur in the House amendments to **2nd Sub. S.B. 15**, USE OF TOBACCO SETTLEMENT REVENUES. The bill, as amended, passed on the following roll call:

Yeas, 17; Nays, 10; Absent, 2.

Voting in the affirmative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Hillyard	Jones	Knudson	Montgomery
Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Howell	Hull	Mayne
Peterson	Suazo		

Absent or not voting were: Senators

Julander	Mansell

2nd Sub. S.B. 15 was returned to the House.

* * *

On motion of Senator Blackham, the circle was removed from **S.B. 55**, MINERAL LEASE ACT AMENDMENTS, and it was before the Senate. Senator Blackham explained the bill and the Senate voted to concur in the House amendments. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Knudson
Mayne	Montgomery	Muhlestein	Nielson
Poulton	Spencer	Stephenson	Valentine
Waddoups	Beattie		

Voting in the negative were: Senators

Davis	Howell	Peterson	Suazo

Absent or not voting were: Senators

Julander	Mansell	Steele

S.B. 55 was returned to the House.

* * *

1st Sub. H.B. 345, UNEMPLOYMENT INSURANCE AMENDMENTS, was read, under suspension of the rules, the second and third time. Senator Waddoups explained the bill. There was no Senate Standing committee hearing on this bill. Senator Mayne commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups			

Absent or not voting were: Senators
Blackham Julander Steele Beattie

1st Sub. H.B. 345 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Mayne, the following intent language was spread upon the pages of the journal:

INTENT LANGUAGE FOR 1ST SUB. H.B. 345

During the recessionary period of the early 1980's, business and labor worked together to support lowering the unemployment benefit from 65% to 60%. Today business and labor have come together during more prosperous times to increase the benefit back to 65%. It is the intent of the Legislature that if a significant economic downturn occurs, business and labor will again join forces to lower the benefit and increase premiums accordingly.

* * *

H.J.R. 14, JOINT RULES RESOLUTION - LEGISLATIVE QUASI - GOVERNMENTAL, was read the second time. Senator Waddoups explained the bill. On motion of Senator Waddoups, the bill was circled.

* * *

On motion of Senator Hillyard, **H.B. 118** was recalled and placed on the Second Reading Calendar above **S.J.R. 14**. **H.B. 118** was circled.

* * *

H.B. 324, CONTRACTOR LICENSING AMENDMENTS, was read, under suspension of the rules, the second and third time. There was no Senate Standing Committee hearing on this bill. Senators Waddoups explained the bill. On motion of Senator Waddoups, the bill was circled.

* * *

1st Sub. H.B. 275, SALES AND USE TAX ALLOCATION FOR SPECIES PROTECTION, was read, under suspension of the rules, for the second and third time. Senator Blackham explained the bill. Senators Davis and B. Evans commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups			

Absent or not voting were: Senators

M. Evans	Julander	Steele	Beattie

Sub. H.B. 275 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hillyard, all motions made today will be heard under suspension of the rules.

* * *

H.B. 262, NAVAJO TRUST FUND, was read, under suspension of the rules, the second and third 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Stephenson	Suazo	Valentine
Waddoups			

Absent or not voting were: Senators

M. Evans	Julander	Steele	Beattie

H.B. 262 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 364, COMMERCIAL DRIVER AGRICULTURAL EXEMPTION, was read, under suspension of the rules, the second and third time. Senator B. Evans explained the bill. Senator Muhlestein commented. 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Julander

H.B. 364 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 324, CONTRACTOR LICENSING AMENDMENTS, was uncircled. Senator Mayne explained the bill. On motion of Senator Waddoups, the bill was amended as follows:

1. Page 10, Line 299:
   Bracket "through" and insert "<u>, (2), (3), (9), (10), or</u>"

2. Page 10, Line 299:
   Bracket and delete ", (14)," <u>(15), or</u> (16)"

3. Page 10, Line 300
   House Floor Amendments
   dated 2-25-2000:Tab>Reinstate ", or who" and delete "<u>shall be issued a citation by the division, and if the person</u>"

4. Page 10, Line 300a
   House Floor Amendments
   dated 2-25-2000:
   Delete "<u>that person</u>"

5. Page 11, Line 318:
After "(3)," insert "(9), (10), (12)"

6. Page 11, Line 324:
After "(2)," bracket "or"

7. Page 11, Line 325:
After "(3)," insert "(9), (10), or (12),"

8. Page 11, Line 328:
Bracket "or"

9. Page 11, Line 328:
After "(3)" insert ", (9), (10), or (12)"

10. Page 12, Lines 338 - 338a
House Floor Amendments
dated 2-25-2000:
Bracket and delete lines 338 - 338a, and renumber the remaining subsections accordingly.

11. Page 12, Line 361:
After "(2)," bracket "or"

12. Page 12, Line 361:
After "(3)" insert ", (9), (10), or (12)"

13. Page 12, Line 367:
After "(2)," bracket "or"

14. Page 12, Line 367:
After "(3)" insert ", (9), (10), or (12)"

The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
M. Evans

H.B. 324, as amended, was returned to the House.

* * *

H.B. 128, DRIVING UNDER THE INFLUENCE REVISIONS, was read, under suspension of the rules, the second and third time. Senator Steele explained the bill. Senator Hillyard commented. On motion of Senator Hillyard, the bill was circled.

* * *

H.B. 139, UTAH CONTROLLED SUBSTANCES ACT AMENDMENTS, was read, under suspension of the rules, the second and third time. Senator E. Allen explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Mayne

H.B. 139 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 91, INDIVIDUAL INCOME TAX CREDIT FOR A RESIDENTIAL SECURITY CONTAINER, was read, under suspension of the rules, the second and third time. Senator Steele explained the bill. On motion of Senator Steele, the bill was placed on the Third Reading Table due to fiscal impact.

* * *

1st Sub. H.B. 185, HEALTH INSURERS - COVERAGE OF EMERGENCY MEDICAL SERVICES, was read, under suspension of the rules, the second and

third time. Senator Nielson explained the bill. Senator Montgomery commented. The bill passed on the following roll call:

Yeas, 19; Nays, 9; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	Hale	Howell	Hull
Jones	Julander	Knudson	Montgomery
Nielson	Peterson	Steele	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative were: Senators

B. Evans	M. Evans	Hellewell	Hillyard
Mansell	Muhlestein	Poulton	Spencer
Stephenson			

Absent or not voting was: Senator
Mayne

1st Sub. H.B. 185 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 156, EDUCATION ETHICS CODE, was read, under suspension of the rules, the second and third time. 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.B. 156 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 155, AMENDMENTS TO SCHOOL UNIFORM STANDARDS, was read, under suspension of the rules, the second and third time. Senator Hale explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.B. 155 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 **H.B. 128**, DRIVING UNDER THE INFLUENCE REVISIONS, and it was before the Senate. Senator Steele explained the bill. Senators Hellewell and Hillyard commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Waddoups	Beattie		

Absent or not voting were: Senators

B. Evans	Nielson	Valentine

H.B. 128 was signed by the President of the Senate in open session and returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2000

The House passed, **S.B. 157**, NURSING PRACTICE AMENDMENTS, by Senator P. Julander, which has been signed by the Speaker and it is transmitted for the signature of the President; and

Carole E. Peterson, Chief Clerk

S.B. 157 was signed by the President of the Senate in open session and transmitted to the Governor.

* * *

Mr. President: March 1, 2000

The House concurred in the Senate amendments and passed **1st Sub. H.B. 114**, BUSINESS ENTITY AMENDMENTS, by Representative A. Bradshaw, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 130**, COUNTY STATUTES RECODIFICATION, by Representative D. Gladwell, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 252**, CITY AND TOWN CAMPAIGN FINANCE, by Representative J. Hickman, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

1st H.B. 114, 1st Sub. H.B. 130, and H.B. 252 were signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: March 1, 2000

The House passed, as amended, **S.B. 56**, DIGITAL CERTIFICATES AND IDENTIFICATION AMENDMENTS, by Senator S. Howell, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Howell, the bill was placed on the Concurrence Calendar.

On motion of Senator Howell, the Senate voted to concur in the House amendments to **S.B. 56**, DIGITAL CERTIFICATES AND IDENTIFICATION AMENDMENTS. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	Dmitrich
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Waddoups
Beattie			

Absent or not voting were: Senators

R. Allen	B. Evans	Nielson	Valentine

S.B. 56 was returned to the House.

* * *

On motion of Senator Hillyard, and at 12:20 p.m., the Senate recessed.

AFTERNOON SESSION

The Senate reassembled at 2:00 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2000

The House passed, as amended, **S.B. 137**, SALVAGE VEHICLE BUYERS, by Senator J. Valentine, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Valentine, the bill was placed on the Concurrence Calendar.

On motion of Senator Valentine, the Senate voted to concur in the House amendments to **S.B. 137**, SALVAGE VEHICLE BUYERS. The bill, as amended, passed on the following roll call:

Yeas, 18; Nays, 4; Absent, 7.

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	B. Evans
M. Evans	Hellewell	Hillyard	Hull

Jones	Mansell	Mayne	Montgomery
Poulton	Spencer	Steele	Suazo
Valentine	Beattie		

Voting in the negative were: Senators

Muhlestein	Nielson	Stephenson	Waddoups

Absent or not voting were: Senators

E. Allen	Dmitrich	Hale	Howell
Julander	Knudson	Peterson	

S.B. 137 was returned to the House.

* * *

Mr. President: March 1, 2000

The House passed, as amended, **1st Sub. S.B. 183**, UTAH CORRECTIONAL INDUSTRIES BUSINESS PARK, by Senator L. Blackham, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Blackham, the bill was placed on the Concurrence Calendar.

On motion of Senator Blackham, the Senate refused to concur in the House amendments. **1st Sub. S.B. 183** was returned to the House.

INTRODUCTION OF BILLS

HIGHWAY BONDING

S.B. 273 *David H. Steele*

AN ACT RELATING TO FINANCING HIGHWAY CONSTRUCTION AND REPAIR; AUTHORIZING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS FOR HIGHWAYS AND RELATED FACILITIES; SPECIFYING THE USE OF BOND AND NOTE PROCEEDS AND THE MANNER OF ISSUANCE; IMPOSING AND ABATING A PROPERTY TAX; CREATING SINKING FUNDS; MODIFYING DEBT LIMIT REQUIREMENTS; AUTHORIZING CERTAIN OTHER HIGHWAY EXPENDITURES; PROVIDING FOR RELATED MATTERS; AND MAKING TECHNICAL CORRECTIONS, was read for the first time and referred to the rules committee.

* * *

On motion of Senator Mansell, legislative staff was authorized to draft a bill regarding a Senate resolution associated with **H.B. 118** and **H.J.R. 14**.

* * *

COMMUNICATION FROM THE HOUSE

Mr. President: March 1, 2000

The House passed, upon reconsideration, as amended, **3rd Sub. S.B. 15**, USE OF TOBACCO SETTLEMENT REVENUES, by Senator L. Poulton, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

* * *

On motion of Senator Poulton, the Senate voted to concur in the House amendments to **3rd Sub. S.B. 15**, TOBACCO SETTLEMENT REVENUES. The bill, as amended, passed on the following roll call:

Yeas, 16; Nays, 6; Absent, 7.

Voting in the affirmative were: Senators

Davis	B. Evans	M. Evans	Hillyard
Jones	Mansell	Montgomery	Muhlestein
Nielson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

R. Allen	Hale	Hull	Mayne
Peterson	Suazo		

Absent or not voting were: Senators

E. Allen	Blackham	Dmitrich	Hellewell
Howell	Julander	Knudson	

3rd Sub. S.B. 15 was returned to the House.

RULES COMMITTEE REPORTS

To the Members of the Senate: March 1, 2000

The Rules Committee recommends that the following bills and resolutions be placed on the Second Reading Calendar.

1st Sub. H.B. 138	Public Attorneys Act Amendments (G. Curtis)
H.B. 232	Reimbursement of Legal Fees and Costs to Educators (M. Throckmorton)
1st Sub. H.B. 103	Amendments to Child Welfare (N. Stephens)
H.B. 292	Capital Projects Approval and Administration (G. Adair)
H.B. 390	Endowment Fund for Tobacco Settlement Monies (R. Walsh)
H.B. 315	Department of Community and Economic Development Amendments (G. Adair)
2nd Sub. H.B. 76	Special Election Notice to Registered Voters (G. Way)
2nd Sub. H.B. 357	School Trust Lands Modifications (M. Brown)
H.B. 137	Impact Fee Amendments (G. Adair)
H.B. 88	Utah Income Tax Amendments (K. Bryson)
1st Sub. H.B. 77	Controlled Substances Amendments (R. Bigelow)
H.B. 285	Judicial Conduct Commission Amendments and Supreme Court Oversight of Judges (D. Ure)
2nd Sub. H.B. 244	Constitutional Defense Council Amendments (D. Iverson)
1st Sub. H.B. 287	Lobbyist Disclosure Act Amendments (J. Swallow)
H.B. 300	Providing Notice of Delinquent Property Tax (M. Dillree)
2nd Sub. H.B. 259	Pilot Program for Differentiated Responses to Child Abuse and Neglect Reports (M. Throckmorton)
H.J.R. 17	Resolution Urging Federal Constitutional Amendment to Protect the Life of the Unborn (G. Way)
1st Sub. H.B. 102	Parental Rights Amendments (N. Stephens)
H.B. 337	Immunity for Foster Care Referral (J. Swallow)
H.B. 400	Highway Sign Obstruction (J. Swallow)
H.B. 377	Waste Tire Recycling Fee (N. Hendrickson)
H.B. 407	Financial Assistance for Business Relocation in Rural Communities (M. Styler)
H.C.R. 10	Resolution Urging Health Study and Information about Nevada Test Site (L. Shurtliff)
H.B. 339	Amendments to Insurance Law (L. Nelson)
H.B. 282	Life Insurance Guaranty Associations (L. Nelson)
H.B. 395	Private Prison Amendments (B. King)
H.B. 348	Unlawful Use of Theft Detection Devices (J. Hickman)
H.B. 396	Change of Date of Special District Election (S. Allen)
2nd Sub. H.B. 116	Subdivision of Land Amendments (J. Murray)
1st Sub. H.B. 26	Impounding Amendments (B. Goodfellow)
1st Sub H.B. 46	Disease Testing Amendments (B. Goodfellow)

H.B. 100 Child Support for Children in State Custody
(E. Anderson)
H.B. 394 Injury of Child - Noncustodial Parent's Notification
(F. Fife)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

ADVISE AND CONSENT

Sandy Tenney read the communications from Governor Michael O. Leavitt dated February 15 and 17, 2000, containing proposed appointments to various positions within state government.

Mr. President: February 15, 2000

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

UTAH STATE BOARD OF EDUCATION

Greg W. Haws appointed to fill the unexpired term of John Watson, a term to expire December 31, 2002. Section 20A-1-507, Utah Code Annotated 1953, as amended.

CENTRAL UTAH WATER CONSERVANCY DISTRICT

Robert F. Weyher reappointed as a member of the Central Utah Water Conservancy District Board of Directors for a term to expire January 15, 2004. Section 17A-2-1409, Utah Code Annotated 1953, as amended.

UTAH ARTS COUNCIL BOARD OF DIRECTORS

Joanne F. Shiebler appointed to fill the unexpired term of Nancy Slitz on the Utah Arts Council Board of Directors, a term to expire July 1, 2001. Section 9-6-204, Utah Code Annotated 1953, as amended.

UTAH SUBSTANCE ABUSE AND ANTI-VIOLENCE COORDINATING COUNCIL

James O. Mason reappointed as a member of the Utah Substance Abuse and Anti-Violence Coordinating Council for a term to expire May 1, 2002. Section 63-25a-201, Utah Code Annotated 1953, as amended.

LABOR COMMISSION APPEALS BOARD

Patricia S. Drawe appointed to fill the unexpired term of Larry Bunkall on the Labor Commission Appeals Board, a term to expire March 1, 2001. Section 34A-1-205, Utah Code Annotated 1953, as amended.

UTAH SPORTS AUTHORITY BOARD

Paul F. Barber reappointed as a member of the Utah Sports Authority Board for a term to expire January 1, 2004. Section 63A-7-104, Utah Code Annotated 1953, as amended.

Kenneth H. Bullock reappointed as a member of the Utah Sports Authority Board for a term to expire January 1, 2004. Section 63A-7-104, Utah Code Annotated 1953, as amended.

Joan E. Guetschow reappointed as a member of the Utah Sports Authority Board for a term to expire January 1, 2004. Section 63A-7-104, Utah Code Annotated 1953, as amended.

Alan M. Lipman reappointed as a member of the Utah Sports Authority Board for a term to expire January 1, 2004. Section 63A-7-104, Utah Code Annotated 1953, as amended.

Mark Miller reappointed as a member of the Utah Sports Authority Board for a term to expire January 1, 2004. Section 63A-7-104, Utah Code Annotated 1953, as amended.

Jon Owen reappointed as a member of the Utah Sports Authority Board for a term to expire January 1, 2004. Section 63A-7-104, Utah Code Annotated 1953, as amended.

James C. Robinson reappointed as a member of the Utah Sports Authority Board for a term to expire January 1, 2004. Section 63A-7-104, Utah Code Annotated 1953, as amended.

Jim T. Young reappointed as a member of the Utah Sports Authority Board for a term to expire January 1, 2004. Section 63A-7-104, Utah Code Annotated 1953, as amended.

YOUTH PAROLE AUTHORITY

Doyle E. Talbot appointed to fill the unexpired term of Swen Nielsen on the Youth Parole Authority, a term to expire April 1, 2003. Section 62A-7-109, Utah Code Annotated 1953, as amended.

RURAL DEVELOPMENT FUND BOARD

Mayor Milton Taft reappointed as a member of the Rural Development Fund Board for a term to expire January 1, 2003. Section 9-13-103, Utah Code Annotated 1953, as amended.

HEALTH DATA COMMITTEE

Clark B. Hinckley appointed to fill the unexpired term of Eugene Chapman on the Health Data Committee, a term to expire June 30, 2001. Section 26-33a-103, Utah Code Annotated 1953, as amended.

Robert P. Huefner appointed to fill the unexpired term of J. Brett Lazar on the Health Data Committee, a term to expire June 30, 2002. Section 26-33a-103, Utah Code Annotated 1953, as amended.

Gregory P. Poulsen appointed to fill the unexpired term of H. Gary Pehrson on the Health Data Committee, a term to expire June 30, 2001. Section 26-33a-103, Utah Code Annotated 1953, as amended.

Andrew B. Bowler appointed to fill the unexpired term of Lee K. Brinton on the Health Data Committee, a term to expire June 30, 2002. Section 26-33a-103, Utah Code Annotated 1953, as amended.

BOARD OF STATE HISTORY

Wallace A. Wright appointed to fill the unexpired term of Lori Hunsaker on the Board of State History, a term to expire April 1, 2001. Section 9-8-204, Utah Code Annotated 1953, as amended.

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

Sincerely,
Michael O. Leavitt
Governor

* * *

Mr. President: February 17, 2000

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

YOUTH PAROLE AUTHORITY

Calvin Clegg appointed to fill the unexpired term of Leonard C. Romney on the Youth Parole Authority, a term to expire April 1, 2001. Section 62A-7-109, Utah Code Annotated 1953, as amended.

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

Sincerely,
Michael O. Leavitt
Governor

On motion of Senator Hillyard, the Senate, pursuant to Section 67-1-2 of the Utah Code, voted to waive the 15 - day requirement on the submittal dated February 17, 2000, for purposes of acting on gubernatorial nominees.

On motion of Senator Jones, the Senate voted to consent to the Governor's appointments as listed on his communications dated February 15 and 17, 2000, as read by Sandy Tenney, on the following roll call:

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

Voting in the affirmative were: Senators

R. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

E. Allen Knudson

* * *

On motion of Senator Waddoups, the circle was removed from **H.B. 411**, PUBLIC EDUCATION CURRICULUM AMENDMENTS, and it was before the Senate. Senator Waddoups explained the bill. Senators R. Allen, Davis, Suazo, Hale, and Hillyard commented. On motion of Senator Steele, the bill was amended as follows:

1. Page 2, Line 30:
   Lilac House Floor Amendments date 2-25-2000
   After "fidelity" and insert "; and"

2. Page 2, Line 32 and 32a:
   Lilac House Floor Amendments dated 2-25-2000
   Delete lines 32 and 32a and insert "(C) the consequences of premarital sexual activities for adolescent with respect to criminal conduct, pregnancy, AIDS, and other sexually transmitted diseases, and the failure of contraceptives as a protective strategy."

3. Page 2, Line 34d:
   Lilac House Floor Amendments dated 2-25-2000
   Delete "REDUCES" insert "eliminates"

4. Page 2, Line 34l and 34m:
Lilac House Amendments dated 2-25-2000
Delete lines 34l and 34m and insert "determined by local school boards with an advisory committee including parents with children in the school system."

Senator Montgomery, Steele, Hellewell, Julander, Montgomery, E. Allen, and Beattie commented. The bill passed, as amended, on the following roll call:

Yeas, 16; Nays, 13; Absent, 0.

Voting in the affirmative were: Senators

Blackham	M. Evans	Hellewell	Hillyard
Jones	Knudson	Mansell	Muhlestein
Nielson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	Hale	Howell	Hull
Julander	Mayne	Montgomery	Peterson
Suazo			

H.B. 411, as amended, was returned to the House.

* * *

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2000

The House passed, as amended, S.B. 163, SALE OF MOTOR VEHICLE, by Senator P. Julander, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Julander, the bill was placed on the Concurrence Calendar.

On motion of Senator Julander, the Senate voted to concur in the House amendments to S.B. 163, SALE OF MOTOR VEHICLE. The bill, as amended, passed on the following roll call:

Yeas, 21; Nays, 4; Absent, 4.

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	Dmitrich
B. Evans	M. Evans	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Mansell	Mayne	Nielson	Poulton
Steele	Stephenson	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

R. Allen	Hale	Muhlestein	Spencer

Absent or not voting were: Senators

Knudson	Montgomery	Peterson	Suazo

S.B. 163 was returned to the House.

* * *

Mr. President: March 1, 2000

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 22**, SCHOOL DISTRICT SIZE, by Representative D. Cox, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 80**, PENALTY FOR HARBORING A FUGITIVE, by Representative P. Buckner, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 293**, USE OF TOBACCO FUND PROCEEDS, by Representative R. Short, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 372**, AMENDING REQUIREMENTS FOR CONCEALED FIREARMS, by Representative G. Cox, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

3rd Sub. H.B. 22, 1st Sub. H.B. 80, 1st Sub. H.B. 293, and **3rd Sub. H.B. 372** was signed by the President of the Senate in open session and returned to the House.

* * *

1st Sub. H.B. 138, PUBLIC ATTORNEYS ACT AMENDMENTS, was read, under suspension of the rules, the second and third time. Senator Hillyard

explained the bill. Senators R. Allen and Davis commented. The bill passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Beattie	

Voting in the negative was: Senator
Davis

Absent or not voting was: Senator
Suazo

1st Sub. H.B. 138 was signed by the President of the Senate in open session and returned to the House.

On motion of Senator Hillyard, the following intent language was spread upon the pages of the journal:

INTENT LANGUAGE FOR 1ST SUB. H.B. 138

Proposed Subsection 67-5-17(5) allows the governor to "appear in any civil legal action involving the state and appoint legal counsel to advise or appear on behalf of the governor."

This subsection is consistent with Art. VII, Sec. 5(4) of the Constitution of Utah, which allows the governor to appoint legal counsel to advise the governor." Inherent in the concept of providing legal advice is the ability to appear on behalf of a client and perform all other functions of an attorney that may be performed within the attorney-client relationship. This interpretation is consistent with the language in Article VII, Sec. 16 of the Constitution, which declares that the attorney general is the "legal adviser of state officers. It has long been established that the attorney general's role as legal advisor includes the ability to appear in court for executive department officers and their agencies. Likewise, therefore, the governors' legal advisor is also authorized to appear in court for the governor. Subsection 67-5-17(5) makes this authorization clear.

The fact that the subsection allows the governor to "appear in any civil legal action involving the state" does not necessarily indicate that the governor is a party in interest. Rather, it recognizes that the governor, as the officer in whom the executive authority of the state is vested, may at times have a different interest or point of view to defend than that put forward by the attorney general on behalf of the state. Allowing a separate appearance by the governor allows the governor to make that point of view known to the court.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2000

The Speaker of the House has signed **S.B. 55**, MINERAL LEASE ACT AMENDMENTS, by Senator L. Blackham, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 56**, DIGITAL CERTIFICATES AND IDENTIFICATION AMENDMENTS, by Senator S. Howell, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 137**, SALVAGE VEHICLE BUYERS, by Senator J. Valentine, and it is transmitted for the signature of the President; and

The House passed, **S.B. 164**, MEDICAL EXCLUSIONS IN INDIVIDUAL HEALTH INSURANCE POLICIES, by Senator H. Nielson, 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. 189**, MOTOR VEHICLE INSURANCE POLICY COVERAGE, by Senator M. Waddoups, and it is transmitted for the signature of the President; and

The House passed, **2nd Sub. S.J.R. 14**, RESOLUTION CREATING CONSTITUTIONAL TRUST FUND, 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. 55, S.B. 56, S.B. 137, S.B. 164, 1st Sub. S.B. 189, and 2nd Sub. S.J.R. 14 were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: March 1, 2000

The House passed, as amended, **1st Sub. S.B. 249**, ROADS ON PUBLIC LANDS, by Senator L. Blackham, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Blackham, the bill was placed on the Concurrence Calendar.

On motion of Senator Blackham, the Senate voted to concur in the House amendments to **1st Sub. S.B. 249**, ROADS ON PUBLIC LANDS. The bill, as amended, passed on the following roll call:

Yeas, 23; Nays, 3; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hellewell	Hillyard
Howell	Jones	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Poulton	Spencer	Steele	Stephenson
Valentine	Waddoups	Beattie	

Voting in the negative were: Senators

Davis	Hale	Peterson

Absent or not voting were: Senators

Hull	Julander	Suazo

1st Sub. S.B. 249 was returned to the House.

* * *

H.B. 118, QUASI-GOVERNMENTAL ENTITIES AMENDMENTS, was uncircled and, under suspension of the rules, considered read the third time. Senator Mansell explained the bill passed on the following roll call:

Yeas, 25; Nays, 2; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators
Hale Peterson

Absent or not voting were: Senators
Montgomery Suazo

H.B. 118, as amended, was returned to the House.

* * *

H.J.R. 14, JOINT RULES RESOLUTION - LEGISLATIVE QUASI-GOVERNMENTAL, was read, under suspension of the rules, for the third time. Senator Waddoups explained the bill and it passed on the following roll call:

Yeas, 16; Nays, 11; Absent, 2.

Voting in the affirmative were: Senators

Blackham	B. Evans	M. Evans	Hellewell
Jones	Knudson	Mansell	Muhlestein
Nielson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
Hale	Howell	Hull	Julander
Mayne	Peterson	Suazo	

Absent or not voting were: Senators
Hillyard Montgomery

H.J.R. 14 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Mansell, **S.R. 5** was lifted from Rules Committee to the top of the Second Reading Calendar.

* * *

S.R. 5, SENATE RULES RESOLUTION - LEGISLATIVE QUASI-GOVERNMENTAL, was read, under suspension of the rules, the second and third time. Senator Mansell explained the bill and it passed on the following roll call.

Yeas, 25; Nays, 3; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	B. Evans
M. Evans	Hellewell	Hillyard	Howell
Hull	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

Dmitrich	Hale	Peterson

Absent or not voting was: Senator
Blackham

S.R. 5 was signed by the President of the Senate in open session. The bill will be enrolled and transmitted to the Lt. Governor.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2000

The House refuses to recede from its amendments to S.B. 50, HEALTH CARE BENEFITS - GRIEVANCE REVIEW PROCESS, by Senator P. Knudson, and has appointed a Conference Committee, consisting of Rep. Carlson, Rep. Hogue, and Rep. Seitz, to meet with a like committee from the Senate on this bill.

President Beattie appointed Senators Knudson, Nielson, and Peterson to meet with a like committee from the House.

* * *

H.B. 232, REIMBURSEMENT OF LEGAL FEES AND COSTS TO EDUCATORS, was read, under suspension of the rules, the second and third time. Senator Stephenson explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Mansell	Mayne	Montgomery

Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Dmitrich Knudson

H.B. 232 was signed by the President of the Senate in open session and returned to the House.

* * *

1st Sub. H.B. 103, AMENDMENTS TO CHILD WELFARE, was read the second time. Senator Valentine explained the bill. On motion of Senator Valentine, the following substitute bill replaced the original bill.

AMENDMENTS TO CHILD WELFARE

3rd Sub. H.B. 103 *Nora B. Stephens*

AN ACT RELATING TO CHILD WELFARE AND ADOPTION; REQUIRING THE CONSUMER HEARING PANEL TO ESTABLISH DEFINED PROCEDURES; AMENDING PROCEDURES RELATING TO FOSTER CARE CITIZEN REVIEW BOARDS; REQUIRING COURT REPORTS TO FOSTER CARE CITIZEN REVIEW STEERING COMMITTEE; LIMITING WHO MAY ADOPT; PROVIDING A SPECIFIED PREFERENCE REGARDING FOSTER CARE AND ADOPTIVE PLACEMENTS OF CHILDREN IN DCFS CUSTODY; DESCRIBING THE DCFS POLICY BOARD'S AUTHORITY REGARDING ADOPTION AND FOSTER CARE PLACEMENT; AND PROVIDING AN EFFECTIVE DATE.

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

1. Page 4, Lines 93-94:
Delete lines 93 through 94 and insert:
"(7) The board shall adopt and maintain rules and policies regarding placement for adoption or foster care that are consistent with, and no more restrictive than, applicable statutory provisions."

2. Page 9, Line 254:
After "adopted by" bracket "any other" and insert "another"

3. Page 9, Line 258:
After "each other" insert "in accordance with the laws of this state"

Senators Howell and Nielson commented. On motion of Senator Valentine, the bill was circled.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2000

The House passed, **S.B. 187**, CHILD SUPPORT GUIDELINES, 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. 209**, SALES AND USE TAXES - NOTICE AND EFFECTIVE DATE, by Senator J. Valentine, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 187 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. 292, CAPITAL PROJECTS APPROVAL AND ADMINISTRATION, was read, under suspension of the rules, was read the second and third time. Senator B. Evans explained the bill. On motion of Senator R. Evans, the bill was amended as follows:

1. Page 1, Line 10:
   After "PROJECTS;" insert "DIRECTING DISPOSITION OF CERTAIN LANDS;"

2. Page 26, Line 798:
   After Line 798 insert:
   "(8) In order to ensure that the land referred to in this section is preserved as open land, the division shall, as soon as practicable, place the land under a perpetual conservation easement in favor of an independent party such as a reputable land conservation organization or a state or local government agency with experience in conservation easements."

Senators Knudson and Stephenson commented. The bill passed, as amended, on the following roll call:

Yeas, 20; Nays, 1; Absent, 8.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell

Hull	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Stephenson	Waddoups	Beattie

Voting in the negative was: Senator Jones

Absent or not voting were: Senators

Blackham	Hillyard	Howell	Julander
Mansell	Steele	Suazo	Valentine

H.B. 292, as amended, was returned to the House.

* * *

H.B. 272, RETIREMENT OFFICE AMENDMENTS, was read, under suspension of the rules, the second and third time. Senator B. Evans explained the bill. Senator R. Evans commented. The bill passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 10.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Dmitrich	B. Evans
M. Evans	Hale	Hellewell	Jones
Knudson	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Stephenson	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Davis	Hillyard	Howell
Hull	Julander	Mansell	Steele
Suazo	Valentine		

H.B. 272, as amended, was returned to the House.

* * *

On motion of Senator Dmitrich, the following intent language was spread on the pages of the journal.

INTENT LANGUAGE FOR H.B. 272

It is the intent of the Legislature that during the 2001 legislative session, 2nd Sub. S.B. 252 "Firefighter Retirement Amendments" shall be repealed effective

June 30, 2001, and in its place language shall be adopted to insure that, in the event of a contribution rate adjustment in either the firefighters or public safety retirement systems, that this adjustment shall be used for the sole purpose of determining compensation and benefit adjustments.

* * *

On motion of Senator Peterson, and at 4:20 p.m., the Senate sauntered.

The Senate was called to order at 4:45 p.m., with President Beattie presiding.

* * *

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2000

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 35**, CATASTROPHIC MENTAL HEALTH INSURANCE COVERAGE, by Representative J. Buffmire, and it is transmitted for the signature of the President.

Carol E. Peterson, Chief Clerk

3rd Sub. H.B. 35 was signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: March 1, 2000

The House passed, as amended, **S.B. 215**, REAL ESTATE RECORDING LAW AMENDMENTS, by Senator R. Allen, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator R. Allen, the bill was placed on the Concurrence Calendar.

* * *

On motion of Senator E. Allen, the Senate voted to concur in the House amendments to **S.B. 215**, REAL ESTATE RECORDING LAW AMENDMENTS. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hellewell	Hillyard
Hull	Jones	Julander	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Spencer	Steele	Suazo
Valentine	Beattie		

Absent or not voting were: Senators

M. Evans	Hale	Howell	Knudson
Poulton	Stephenson	Waddoups	

S.B. 215 was returned to the House.

* * *

Mr. President: March 1, 2000

The House adopted the Joint Conference Committee Report dated March 1, 2000, and passed **1st Sub. S.B. 21**, PATRIOTIC EDUCATION, by Senator L. Blackham, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Communications filed.

Mr. President: March 1, 2000

The Joint Conference Committee comprised of Sens. Blackham, Muhlestein, and Hale, and Reps. Bowman, Styler, and Buckner, recommends **S.B. 21**, PATRIOTIC EDUCATION, by Senator L. Blackham, be replaced and favorably recommends **1st Sub. S.B. 21**, PATRIOTIC EDUCATION.

Sen. Blackham, Senate Chair,
Conference Committee
Rep. Bowman, House Chair,
Conference Committee

On motion of Senator Blackham, the Senate voted to concur with the Joint Conference Committee report on **1st Sub. S.B. 21**, PATRIOTIC EDUCATION. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hellewell
Hillyard	Hull	Jones	Julander

Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Spencer
Steele	Valentine	Beattie	

Absent or not voting were: Senators

Hale	Howell	Poulton	Stephenson
Suazo	Waddoups		

1st Sub. S.B. 21 was returned to the House.

* * *

Mr. President: March 1, 2000

The House substituted, amended, and passed, **2nd Sub. S.B. 238**, PERSONNEL MANAGEMENT ACT AMENDMENTS, by Senator T. Spencer, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Spencer, the bill was placed on the Concurrence Calendar.

On motion of Senator Spencer, the Senate voted to concur in the House amendments to **2nd Sub. S.B. 238**, PERSONNEL MANAGEMENT ACT AMENDMENTS. Senator R. Evans declared a conflict of interest. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Hale	Howell	Suazo

2nd Sub. S.B. 238 was returned to the House.

* * *

On motion of Senator Valentine, the circle was removed from **3rd Sub. H.B. 103**, AMENDMENTS TO CHILD WELFARE, and, under suspension of the

rules, was read the third time. Senator Valentine explained the bill and it passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hellewell
Hillyard	Howell	Hull	Jones
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative was: Senator
Julander

Absent or not voting was: Senator
Hale

3rd Sub. H.B. 103, as amended, was returned to the House.

* * *

On motion of Senator Valentine, the following intent language was spread upon the pages of the Senate journal:

INTENT LANGUAGE FOR 3RD SUB. H.B. 103

With regard to statutes that existed prior to the passage of 3rd Substitute H.B. 103, the Legislature did not intend that children be placed for adoption with persons who were cohabiting in a relationship that did not constitute a legally valid and binding marriage under the laws of this state. The term "cohabiting" means residing with another person and being involved in a sexual relationship with that person.

However, nothing in this intent language may be used to disrupt the placement of a child that took place prior to May 1, 2000, the effective date of 3rd Substitute H.B. 103.

* * *

On motion of Senator Valentine, the circle was removed from **H.B. 336**, EDUCATION TASK FORCE, and, under suspension of the rules, was read the

third time. Senator Valentine explained the bill. On motion of Senator Valentine, the bill was amended as follows:

1. Page 1, Line 27
House Committee Amendments
dated 2-25-2000:
After "(3)" delete the rest of line 27 and insert "In conducting its business, the task force shall comply with the rules of the legislative interim committees."

2. Page 2, Line 28
House Committee Amendments
dated 2-25-2000:
Delete line 28

Senators Davis commented. The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Suazo

H.B. 336, as amended, was returned to the House.

* * *

H.B. 390, ENDOWMENT FUND FOR TOBACCO SETTLEMENT MONIES, under suspension of the rules, was read the second and third time. There was no Senate Standing Committee hearing on this bill. Senator Poulton explained the bill. On motion of Senator Poulton, the bill was amended as follows:

1. Page 4, Line 91x
House Floor Amendments
2-25-2000:
Delete "2nd" and insert "3rd"

The bill passed, as amended, on the following roll call:

Yeas, 25; Nays, 1; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	Dmitrich
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Suazo	Waddoups
Beattie			

Voting in the negative was: Senator
R. Allen

Absent or not voting were: Senators

B. Evans	Stephenson	Valentine

H.B. 390, as amended, was returned to the House.

RULES COMMITTEE REPORTS

To the Members of the Senate: March 1, 2000

The Rules Committee recommends that **1st Sub. H.B.102, H.B. 337,** and **H.B. 400** be placed under **H.B. 259** on the Second Reading Calendar and that the following bills and resolution be placed after **H.B. 400**:

H.B. 281	Appropriation for Drug Courts and Drug Board Pilot Project (J. Swallow)
H.B. 146	Special Education Amendments (K. Holdaway)
1st Sub H.B. 194	Appropriation and Spending Limitation Cap - Centennial Highway Fund (M. Stephens)
H.B. 296	Prevention of Retaliatory Lawsuits (R. Lockhart)
H.B. 193	Tuition Waivers for Children in Long-term Foster Care (R. Siddoway)
H.B. 323	Incentives to Purchase Clean Fuel Vehicles (W. Harper)
H.B. 241	Annual Leave Accrual for State Employees (J. Gowans)
1st Sub. H.B. 89	Professional Licensing Amendments (M. Dayton)
H.B. 260	Tuition Assistance for Service Members (B. Chard)
H.B. 148	Food Safety Certificate (J. Gowans)
H.B. 388	Utah Product Liability Act Amendments (K. Morgan)
H.B. 312	Division of Child and Family Services Amendments (W. Harper)

H.B. 81	Controlled Substances Precursor Amendments (A. Tyler)
H.B. 87	Corporate Franchise and Income Tax and Individual Income Tax Credits for Low-income Housing (A. Bradshaw)
H.B. 362	Dispatcher Training and 911 Phone Charge Amendments (B. Chard)
H.B. 298	Budget Reserve Account and Money Management Act Amendments (L. Frandsen)
1st Sub. H.B. 331	Crime Victims' Reparations Act Amendments (A. Bradshaw)
H.C.R. 5	Resolution on West Desert Wilderness (D. Iverson)
H.B. 371	Driver Education Tests (M. Brown)
H.B. 379	Water Conservancy Districts - Technical Amendments (C. Duckworth)

And that 1st Sub. H.B. 46, H.B. 100, and H.B. 394 be placed under H.B. 379.

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

* * *

On motion of Senator Hillyard, and at 5:15 p.m., the Senate recessed.

The Senate reassembled at 6:25 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2000

The House passed, as amended, 1st Sub. S.J.R. 9, RESOLUTION ON FUNDING THE ARTS IN PUBLIC SCHOOLS, by Senator K. Hale, et al, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Hale, the bill was placed on the Concurrence Calendar.

On motion of Senator Hale, the Senate voted to concur in the House amendments to 1st Sub. S.J.R. 9, RESOLUTION ON FUNDING THE ARTS IN PUBLIC SCHOOLS. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	Blackham	B. Evans	M. Evans
Hale	Hellewell	Hillyard	Howell
Hull	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

R. Allen	Davis	Dmitrich	Jones

1st Sub. S.J.R. 9 was returned to the House.

* * *

The House passed, as amended, **S.B. 226**, ACCOUNTANCY PRACTICE ACT, by Senator J. Valentine, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Valentine, the bill was placed on the Concurrence Calendar.

On motion of Senator Valentine, the Senate voted to concur in the House amendments to **S.B. 226**, ACCOUNTANCY PRACTICE ACT. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Dmitrich	Jones

S.B. 226 was returned to the House.

* * *

The House adopted the Joint Conference Committee Report dated March 1, 2000, and passed **S.B. 50**, HEALTH CARE BENEFITS - GRIEVANCE REVIEW PROCESS, by Senator P. Knudson, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

Mr. President: March 1, 2000

The Joint Conference Committee comprised of Sens. Knudson, Peterson, and Nielson, and Reps. Carlson, Seitz, and Hogue, recommends **S.B. 50**, HEALTH CARE BENEFITS - GRIEVANCE REVIEW PROCESS, by Senator Knudson, with the following amendments:

1. Adopt the House amendments on Page 3 of the House Committee Amendments dated 2-22-2000.

2. Also include the following amendments:
   Page 3 , Line 62:
   House Committee Amendments 2-22-2000:
   Reinstate "in connection with" and after "with" insert "or"

Sen. Knudson, Senate Chair
Rep. Carlson, House Chair

On motion of Senator Knudson, the bill was placed on the Concurrence Calendar.

On motion of Senator Knudson, the Senate voted to concur with the Conference Committee report.

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Dmitrich

S.B. 50 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

The House passed, **S.B. 270**, SEX OFFENDER REGISTRY, by Senator M. Waddoups, 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. 155**, UNLAWFUL USE OF LASER POINTER, by Senator D. Allen, which has been signed by the Speaker and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

S.B. 270 and **1st Sub. S.B. 155** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: March 1, 2000

The House has rejected **S.B. 176**, HIGHWAY IMPROVEMENT FUNDING, by Senator L. Beattie, and it is transmitted for filing.

Report filed.

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On motion of Senator Hillyard, **S.J.R. 12** was lifted from Rules Committee and placed on the top of the Second Reading Calendar and circled.

* * *

H.B. 315, DEPARTMENT OF COMMUNITY AND ECONOMIC AMENDMENTS, was read, under suspension of the rules, the second and third time. Senator Mansell explained the bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Waddoups	Beattie

Absent or not voting was: Senator
Valentine

H.B. 315 was signed by the President of the Senate in open session and returned to the House.

* * *

2nd Sub. H.B. 76, SPECIAL ELECTION NOTICE TO REGISTERED VOTERS, was read, under suspension of the rules, the second and third time. Senator Mansell explained the bill. Senator Hillyard commented. The bill failed on the following roll call:

Yeas, 12; Nays, 16; Absent, 1.

Voting in the affirmative were: Senators

M. Evans	Hellewell	Mansell	Muhlestein
Nielson	Poulton	Spencer	Steele
Stephenson	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hillyard
Howell	Hull	Jones	Julander
Knudson	Montgomery	Peterson	Suazo

Absent or not voting was: Senator
Mayne

2nd Sub. H.B. 76 was returned to the House for filing.

* * *

2nd Sub. H.B. 357, SCHOOL TRUST LANDS MODIFICATIONS, was read the second and third time, under suspension of the rules. Senator Steele explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

Yeas, 26; Nays, 2; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Julander	Knudson	Montgomery	Muhlestein

Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Voting in the negative were: Senators

Jones	Mansell

Absent or not voting was: Senator
Mayne

2nd Sub. H.B. 357 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 137, IMPACT FEE AMENDMENTS, was read, under suspension of the rules, the second and third time. 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.B. 137 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 88, UTAH INCOME TAX AMENDMENTS, was read, under suspension of the rules, the second and third 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale

Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Mayne

H.B. 88 was signed by the President of the Senate in open session and returned to the House.

* * *

1st Sub. H.B. 77, CONTROLLED SUBSTANCES AMENDMENTS, was read, under suspension of the rules, the second and third time. Senator Montgomery 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

1st Sub. H.B. 77 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Hillyard, the Senate honored retiring Senators Robert F. Montgomery, Robert M. Muhlestein, and Howard C. Nielson. A citation was read to acknowledge the accomplishments of each of the retiring Senators.

* * *

On motion of Senator Blackham, the Senate voted to recall and reconsider its action on **2nd Sub. H.B 76.**

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2000

The House passed, as amended, **2nd Sub. S.B. 132**, MASSAGE PRACTICE ACT AMENDMENTS, by Senator R. Evans, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator R. Evans, the bill was placed on the Concurrence Calendar.

On motion of Senator R. Evans, the Senate voted to concur in the House amendments to **2nd Sub. S.B. 132**. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Nielson

2nd Sub. S.B. 132 was returned to the House.

* * *

The House substituted and passed, **3rd Sub. S.B. 230**, REDEVELOPMENT AGENCY AMENDMENT, by Senator J. Valentine, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Valentine, the bill was placed on the Concurrence Calendar.

On motion of Senator Valentine, the Senate voted to concur in the House amendments to **3rd Sub. S.B. 230**. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

3rd Sub. S.B. 230 was returned to the House.

* * *

Mr. President: March 1, 2000

The House refuses to recede from its amendments to **1st Sub. S.B. 183**, UTAH CORRECTIONAL INDUSTRIES BUSINESS PARK, by Senator L. Blackham, and has appointed a Conference Committee consisting of Reps. Chard, Hogue, and Anderson, to meet with a like committee from the Senate on this bill.

Carole E. Peterson, Chief Clerk

President Beattie assigned Senators Blackham, B. Evans, and Suazo to meet with the House Conference committee.

* * *

The House refused to concur with the Senate Amendments to **H.B. 272**, RETIREMENT OFFICE AMENDMENTS, by Representative R. Short, and requests the Senate recede from its amendments.

Carole E. Peterson, Chief Clerk

On motion of Senator B. Evans, the bill was placed on the Concurrence Calendar.

On motion of Senator B. Evans, the Senate refused to concur in the House amendments. **H.B. 272** was returned to the House. President Beattie assigned Senators Waddoups, Dmitrich, B. Evans to meet with a like conference committee from the House.

* * *

The House concurred in the Senate amendments and passed **H.B. 118**, QUASI - GOVERNMENTAL ENTITIES AMENDMENTS, 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. 292**, CAPITAL PROJECTS APPROVAL AND ADMINISTRATION, 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. 411**, PUBLIC EDUCATION CURRICULUM AMENDMENTS, by Representative B. Wright, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 324**, CONTRACTOR LICENSING AMENDMENTS, by Representative D. Ure, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 118, H.B. 292, H.B. 411, and **H.B. 324** were signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: March 1, 2000

The Speaker of the House has signed **3rd Sub. S.B. 15**, USE OF TOBACCO SETTLEMENT REVENUES, by Senator L. Poulton, and it is transmitted for the signature of the President; and

The House passed, **S.B. 115**, TRAUMA SYSTEM 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. 145**, NOTARY PUBLIC REQUIREMENTS, by Senator J. Valentine, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 160**, UNINSURED EMPLOYERS' FUND AMENDMENTS, 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 **S.B. 163**, SALE OF MOTOR VEHICLE, by Senator P. Julander, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **2nd Sub. S.B. 238**, PERSONNEL MANAGEMENT ACT AMENDMENTS, by Senator T. Spencer, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **1st Sub. S.B. 249**, ROADS ON PUBLIC LANDS, by Senator L. Blackham, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

3rd Sub. S.B. 15, S.B. 115, 1st Sub. S.B. 145, S.B. 160, S.B. 163, 2nd Sub. S.B. 238, and **1st Sub. S.B. 249** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

SECOND READING CALENDAR

H.B. 285, JUDICIAL CONDUCT COMMISSION AMENDMENTS AND SUPREME COURT, was read, under suspension of the rules, the second and third time. Senator Waddoups explained the bill. Senator Suazo commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Hillyard

H.B. 285 was signed by the President of the Senate in open session and returned to the House.

* * *

2nd Sub. H.B. 244, CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS, under suspension of the rules, was read the second and third time. Senator Blackham explained the bill. On motion of Senator Blackham, the following substitute bill replaced the original bill.

CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS

3rd Sub. H.B. 244 *Dennis H. Iverson*

AN ACT RELATING TO STATE BOARDS AND COMMISSIONS; MODIFYING MEMBERSHIP ON THE CONSTITUTIONAL DEFENSE

COUNCIL; CLARIFYING MEETING REQUIREMENTS AND THE POWERS OF THE CHAIR AND THE MEMBERS; EXPANDING USES OF AVAILABLE FUNDS; PROVIDING FOR A PLAN FOR R.S. 2477 RIGHTS; MAKING TECHNICAL CORRECTIONS; AND PROVIDING A COORDINATION CLAUSE.

The bill passed on the following roll call:

Yeas, 18; Nays, 6; Absent, 5.

Voting in the affirmative were: Senators

E. Allen	Blackham	M. Evans	Hellewell
Hillyard	Howell	Hull	Jones
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Spencer	Stephenson
Valentine	Beattie		

Voting in the negative were: Senators

R. Allen	Davis	Hale	Julander
Peterson	Suazo		

Absent or not voting were: Senators

Dmitrich	B. Evans	Poulton	Steele
Waddoups			

3rd Sub. H.B. 244, as substituted by the Senate, was returned to the House.

* * *

1st Sub. H.B. 287, LOBBYIST DISCLOSURE ACT AMENDMENTS, was read, under suspension of the rules, the second and third time. Senator Hillyard explained the bill. Senator Hull commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Beattie		

Absent or not voting were: Senators
Dmitrich B. Evans Waddoups

1st Sub. H.B. 287 was returned to the House.

* * *

H.B. 300, PROVIDING NOTICE OF DELINQUENT PROPERTY TAX, was read, under suspension of the rules, the second and third time. Senator Steele explained the bill. Senator Valentine commented. On motion of Senator Steele, the bill was circled.

* * *

2nd Sub. H.B. 259, PILOT PROGRAM FOR DIFFERENTIATED RESPONSES TO CHILD ABUSE AND NEGLECT REPORTS, was read, under suspension of the rules, the second and third time. Senator Hillyard explained the bill. On motion of Senator Steele, the bill was amended as follows:

1. Page 5, Line 143:
   After Line 143 insert "(c) work within the FACT initiative to identify community partnerships to facilitate delivery of services based on family assessments;"
   Renumber remaining subsections accordingly.

2. Page 5, Line 144:
   Delete "regularly" and after "review" insert "no less than twice each month"

The bill passed, as amended, on the following roll call:

Yeas, 26; Nays, 1; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Voting in the negative was: Senator
Peterson

Absent or not voting were: Senators
Dmitrich B. Evans

2nd Sub. H.B. 259, as amended, was returned to the House.

* * *

On motion of Senator Steele, **S.B. 273** was moved to the top of the Second Reading Calendar.

* * *

S.B. 273, HIGHWAY BONDING, was read, under suspension of the rules, the second and third time. Senator Steele explained the bill. On motion of Senator Steele, the following substitute bill replaced the original bill.

HIGHWAY BONDING

Sub. S.B. 273 *David H. Steele*

AN ACT RELATING TO BONDS; AUTHORIZING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS FOR CERTAIN HIGHWAYS AND RELATED FACILITIES; SPECIFYING THE USE OF BOND AND NOTE PROCESS AND THE MANNER OF ISSUANCE; IMPOSING AND ABATING A PROPERTY TAX; CREATING SINKING FUNDS; MODIFYING DEBT LIMIT REQUIREMENTS; AUTHORIZING CERTAIN OTHER HIGHWAY EXPENDITURES; PROVIDING FOR RELATED MATTERS; REQUIRING THE DEPARTMENT OF TRANSPORTATION TO ENTER AN AGREEMENT; AND MAKING TECHNICAL CORRECTIONS.

The bill passed, as substituted, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	B. Evans	Suazo

1st Sub. S.B. 273 was transmitted to the House.

* * *

1st Sub. H.B. 102, PARENTAL RIGHTS AMENDMENTS, was read, under suspension of the rules, the second and third time. Senator Mansell explained the bill. On motion of Senator Mansell, the following substitute bill replaced the original bill.

PARENTAL RIGHTS AMENDMENTS

2nd Sub. H.B. 102 *Nora B. Stephens*

AN ACT RELATING TO CHILD WELFARE AND EDUCATION; REQUIRING PARENTAL PERMISSION FOR SPECIFIED IN-HOME PRESCHOOL PROGRAMS; REQUIRING DCFS TO ESTABLISH FAMILY IMPACT STATEMENTS WITH REGARD TO EACH OF ITS POLICIES OR RULES; DESCRIBING PARENTAL RIGHTS; LIMITING CERTAIN INVESTIGATIONS OF DCFS; REQUIRING SPECIALIZED REVIEW PRIOR TO REMOVAL OF CHILDREN UNDER CERTAIN CIRCUMSTANCES; AMENDING PARENTAL NOTIFICATION REQUIREMENTS; CLARIFYING THAT SPECIFIED INVESTIGATION STANDARDS ARE INTENDED TO BE POST-REMOVAL; AMENDING PROVISIONS REGARDING PARENT AND FOSTER PARENT INPUT IN TREATMENT PLANS; AMENDING SHELTER HEARING PROVISIONS; AND PROVIDING AN EFFECTIVE DATE.

Senators Spencer and Mansell commented. On motion of Senator Mansell, the bill was circled.

* * *

H.B. 337, IMMUNITY FOR FOSTER CARE REFERRAL, was read, under suspension of the rules, the second and third time. 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Steele	Stephenson	Suazo	Waddoups
Beattie			

Voting in the negative was: Senator
Spencer

Absent or not voting were: Senators
Blackham Howell Valentine

H.B. 337 was signed by the President of the Senate in open session and returned to the House.

CHAIRMAN OF THE RULES COMMITTEE REPORT

To the Members of the Senate: March 1, 2000

The Committee Chair of the Rules Committee recommends that the following bills and resolution be placed under H.B. 146 on the Second Reading Calendar:

H.B. 201	Population Standards for Redistricting (M. Throckmorton)
H.B. 226	Public Education Revisions (S. Allen)
H.B. 407	Financial Assistance for Business Relocation in Rural Communities (M. Styler)
H.B. 331	Crime Victims' Reparations Act Amendments (A. Bradshaw)
H.B. 396	Change of Date of Special District Election (S. Allen)
H.J.R. 17	Resolution Urging Federal Constitutional Amendment to Protect the Life of the Unborn (G. Way)
1st Sub. H.B. 89	Professional Licensing Amendments (M. Dayton)
3rd Sub. H.B. 176	Weapons Restrictions for Mentally Ill Persons (G. Cox)
2nd Sub. H.B. 116	Subdivision of Land Amendments (J. Murray)
H.B. 323	Incentives to Purchase Clean Fuel Vehicles (W. Harper)

Steven Poulton
Rules Committee Chair

Report filed. On motion of Senator Poulton, the committee report was adopted.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2000

The House concurred in the Senate amendments and passed **H.B. 336**, APPLIED TECHNOLOGY EDUCATION TASK FORCE, by Representative J. Alexander, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 103**, AMENDMENTS TO CHILD WELFARE, by Representative N. Stephens, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 390**, ENDOWMENT FUND FOR TOBACCO SETTLEMENT MONIES, by Representative R. Walsh, and it is transmitted for the signature of the President.

Carol E. Peterson, Chief Clerk

H.B. 336, 3rd Sub. H.B. 103, and **H.B. 390** were signed by the President of the Senate in open session and returned to the House.

* * *

Mr. President: March 1, 2000

The Speaker of the House has signed **1st Sub. S.B. 21**, PATRIOTIC EDUCATION, by Senator L. Blackham, and it is transmitted for the signature of the President; and

The House passed, **S.B. 147**, ONLINE COURT ASSISTANCE, by Senator M. Waddoups, which has been signed by the Speaker and it is transmitted for the signature of the President; and

The House passed, **S.B. 159**, PRIVATE COLLECTION OF DELINQUENT TAXES, by Senator H. Stephenson, 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. 215**, REAL ESTATE RECORDING LAW AMENDMENTS, by Senator R. Allen, and it is transmitted for the signature of the President; and

The House passed, **S.B. 234**, PENALTIES FOR OFFENSES AGAINST POLICE SERVICE ANIMALS, by Senator P. Knudson, 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.J.R. 9**, RESOLUTION ON FUNDING THE ARTS IN PUBLIC SCHOOLS, by Senator K. Hale, et al, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

1st Sub. S.B. 21, S.B. 147, S.B. 159, S.B. 215, S.B. 234, and **1st Sub. 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.

* * *

On motion of Senator Mansell, the circle was removed from **2nd Sub. H.B. 102**, PARENTAL RIGHTS AMENDMENTS, and it was before the Senate.

Senator Mansell explained the bill. On motion of Senator Mansell, the bill was amended as follows:

1. Page11, Line 324:
   After "interview" insert ", not to exceed fifteen minutes."

2. Page 11, Line 328:
   Delete "and"

3. Page 11, Line 330:
   After "child" delete "." and insert "; and"

4. Page 11, Line 330:
   After line 330 insert:
   "(f) the child shall be allowed to have a support person of the child's choice present. That support person:(i) may include, but is not limited to, a school teacher or administrator , guidance counselor, or child care provider; and(ii) may not be a person who is alleged to be, or potentially may be, the perpetrator."

Senator Davis commented. The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Howell

2nd Sub. H.B. 102, as amended, was returned to the House.

* * *

On motion of Senator Hillyard, the circle was removed from **S.J.R. 12**, MASTER STUDY RESOLUTION, and it was before the Senate. The bill was read, under suspension of the rules, for the second and third time. 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

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Blackham

S.J.R. 12 was transmitted to the House.

* * *

H.B. 400, HIGHWAY SIGN OBSTRUCTION, was read, under suspension of the rules, the second and third time. There was no Senate Standing Committee hearing on this bill. Senator Mansell explained the bill. On motion of Senator Mayne, the bill was amended as follows:

1. Page 1, line 6:
   Delete "INSTALLATION OF"

2. Page 1, Line 7:
   After "ABATEMENT" insert "OR SAFETY" and after ""MEASURES" insert ", GRADE CHANGES, CONSTRUCTION, OR WIDENING"

3. Page 1, Line 16:
   Delete "because of the installation of" and insert "due to" and after "noise abatement" insert "or safety" and after "measure" insert ", grade change, construction, or widening"

Senator Hale commented. The bill passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hellewell
Hillyard	Howell	Hull	Jones

Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative was: Senator
Hale

Absent or not voting was: Senator
Spencer

H.B. 400, as amended, was returned to the House.

* * *

On motion of Senator Steele, the circle was removed from **H.B. 300**, PROVIDING NOTICE OF DELINQUENT PROPERTY TAX, and it was before the Senate. Senator Steele explained the bill. On motion of Senator Valentine, the bill was amended as follows:

1. Page 1, Line 19:
   After "taxpayer" insert ", record lien holder, and other interested parties requesting notice"

Senators Julander and Hillyard commented. The bill passed, as amended, on the following roll call:

Yeas, 16; Nays, 13; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	Blackham	M. Evans	Hellewell
Hillyard	Jones	Knudson	Mansell
Montgomery	Muhlestein	Nielson	Poulton
Spencer	Steele	Waddoups	Beattie

Voting in the negative were: Senators

R. Allen	Davis	Dmitrich	B. Evans
Hale	Howell	Hull	Julander
Mayne	Peterson	Stephenson	Suazo
Valentine			

H.B. 300, as amended, was returned to the House.

* * *

H.B. 281, APPROPRIATION FOR DRUG COURTS AND DRUG BOARD PILOT PROJECT, was read the second time. There was no Senate Standing

Committee hearing on this bill. Senator Montgomery explained the bill. On motion of Senator Montgomery, the following substitute bill replaced the original bill.

DRUG COURTS AND DRUG BOARD PILOT PROJECT

Sub. H.B. 281 *John E. Swallow*

AN ACT RELATING TO DRUG COURTS AND THE DRUG BOARD PILOT PROJECT; DEFINING A DRUG COURT AND DRUG BOARD; PROVIDING DRUG COURT AND DRUG BOARD PARTICIPANTS SCREENING CRITERIA; AND PROVIDING REPORTING REQUIREMENTS

The bill was read, under suspension of the rules, for the third time and it passed, as substituted, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Beattie

Absent or not voting was: Senator Waddoups

Sub. H.B. 281 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2000

The Speaker of the House has appointed a Conference Committee consisting of Reps. Short, Curtis, and Goodfellow, to meet with a like committee from the Senate to consider or amend **H.B. 272**, RETIREMENT OFFICE AMENDMENTS, by Representative R. Short.

Carole E. Peterson, Chief Clerk

Communication filed.

CONFERENCE COMMITTEE REPORT

Mr. President: March 1, 2000

The Joint Conference Committee comprised of Sens. B. Evans, M. Waddoups, and M. Dmitrich, and Reps. R. Short, G. Curtis, and B. Goodfellow,

recommends **H.B. 272**, RETIREMENT OFFICE AMENDMENTS, by Representative R. Short, with the following amendments:

1. Include the House amendments on Page 4, Lines 100 and 103a - 103e, of the House Committee Amendments dated 2-16-2000.

2. Include the House amendments on Page 7, Lines 195 - 198a, of the House Committee Amendments dated 2-16-2000.

3. Include the House amendments on Page 8, Lines 236-236d of the House Committee Amendments dated 2-16-200

Senator Beverly A. Evans,
Senate Chair
Representative R. Short,
House Chair

On motion of Senator B. Evans, the Senate voted to concur in the Conference Report and it passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative was: Senator
M. Evans

Absent or not voting was: Senator
Hellewell

H.B. 272 was returned to the House.

CHAIRMAN OF THE RULES COMMITTEE REPORT

On motion of Senator Poulton, **H.J.R. 17** was returned to Rules. **H.B. 371, H.B. 348, H.B. 395, H.B. 420,** and **H.B. 365** were placed on the Second Reading Calendar underneath **H.B. 194**. **H.B. 201** was placed on the Second Reading Calendar underneath **H.B. 365**.

SECOND READING CALENDAR

H.B. 146, SPECIAL EDUCATION AMENDMENTS, was read, under suspension of the rules, the second and third 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Hull	Jones
Julander	Knudson	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Howell	Mansell

H.B. 146 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Peterson, and at 9:00 p.m., the Senate sauntered.

The Senate was called to order at 9:15 p.m., with President Beattie presiding.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2000

The House passed **H.B. 3**, SUPPLEMENTAL APPROPRIATIONS II, by Representative J. Alexander, and it is transmitted for consideration with the following amendments:

1. Page 6, Line 206:
   After line 206 insert:
   "IT IS THE INTENT OF THE LEGISLATURE THAT THE TWO NEW TROOPERS BE ASSIGNED TO ADD TO THE HIGHWAY PATROL COVERAGE ON STATE ROUTE 6 BETWEEN SPANISH FORK AND PRICE, UTAH, UNTIL THE ROAD IS RECONSTRUCTED."
2. Page 7, Line 215:
   After line 215 insert:
   "IT IS THE INTENT OF THE LEGISLATURE THAT THESE FUNDS SUPPORT RURAL GOVERNMENT ACQUISITION OF

DIGITAL GEOGRAPHIC DATA, INTEGRATING SYSTEMS, AND SUPPORTING ACTIVITIES. DISTRIBUTION OF FUNDS BY THE AUTOMATED GEOGRAPHIC REFERENCE CENTER WILL BE BASED ON THE RECOMMENDATIONS DEVELOPED AFTER CONSULTATION WITH THE RURAL PARTNERSHIP BOARD AND THE UTAH ASSOCIATION OF COUNTIES."

3. Page 12, Line 420:
Delete "form" and insert "from"

4. Page 23, Line 793:
After line 793 insert:
"INTENT LANGUAGE FOR CONSIDERATION BY EXECUTIVE APPROPRIATIONS IT IS THE INTENT OF THE LEGISLATURE THAT THE STATE SYSTEMS OF PUBLIC AND HIGHER EDUCATION SHOULD INCLUDE IN THEIR CONSIDERATIONS AND NEGOTIATIONS FOR HEALTH INSURANCE BENEFITS THE OPTION OF A BENEFITS PLAN COMPRISED OF HIGH DEDUCTIBLE MAJOR MEDICAL COVERAGE, A MINIMUM OF $1,000, AN EMPLOYER SPONSORED MEDICAL REIMBURSEMENT OR SAVINGS PLAN, AND ANY OTHER SECONDARY HEALTH INSURANCE PLANS THAT ARE NECESSARY AND APPROPRIATE TO COVER ROUTINE MEDICAL EXPENSES INCURRED UP TO THE MAJOR MEDICAL DEDUCTIBLE. IT IS THE FURTHER INTENT OF THE LEGISLATURE THAT THE STATE SYSTEMS OF PUBLIC AND HIGHER EDUCATION AND THE PUBLIC EMPLOYEES ADMINISTRATION REVIEW THEIR HEALTH BENEFIT PLANS ANNUALLY AND SUBMIT THOSE PLANS FOR COMPETITIVE BIDDING AT LEAST ONCE EVERY THREE YEARS."

Carole E. Peterson, Chief Clerk

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H.B. 3, SUPPLEMENTAL APPROPRIATIONS ACT II, was read for the first time. On motion of Senator Blackham, **H.B. 3** was placed on the top of the Second Reading Calendar.

* * *

Mr. President: March 1, 2000

The House passed **2nd Sub. S.B. 186**, REDEVELOPMENT AGENCY TAX INCREMENT CHANGES, by Senator H. Stephenson, with the following amendments:

1. Page 3, Line 70
Senate 3rd Reading
Amendments, 2-23-2000:
After "(iii)(A)" delete "Each" and insert "(I) Except as provided in Subsection (3)(a)(iii)(A)(II), each"

2. Page 3, Line 70a
Senate 3rd Reading
Amendments, 2-23-2000:
After "2000" insert "that provides for more than $100,000 of annual tax increment to be collected by the agency"

3. Page 3, Line 70b
Senate 3rd Reading
Amendments, 2-23-2000:
After line 70b insert:
"(II) The 20% requirement of Subsection (3)(a)(iii)(A)(I) may be waived in whole or in part by the mutual consent of the Olene Walker Housing Trust Fund Board, established under Title 9, Chapter 4, Part 7, Olene Walker Housing Trust Fund, and the taxing agency committee upon their determination that 20% of tax increment is more than is needed to address the community's need for affordable housing, as defined in Section 17A-2-1264."

4. Page 3, Line 70d
Senate 3rd Reading
Amendments, 2-23-2000:
After "2000" insert "that is required under Subsection (3)(a)(iii) to allocate tax increment for housing"

5. Page 3, Line 77
Senate 3rd Reading
Amendments, 2-23-2000:
After "allocates" delete "20% or more of"

6. Page 8, Line 215:
After "allocate" bracket "20% of the"

7. Page 8, Line 218:
After "allocates" bracket "20% of"

and returns it to the Senate for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Blackham, the bill was circled.

* * *

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 244**, CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS, by Representative D. Iverson, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

3rd Sub. H.B. 244 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 3, SUPPLEMENTAL APPROPRIATIONS II, was read, under suspension of the rules, the second and third time. Senator Steele explained the bill. Senator Steele moved to delete the House amendment 4 on the lilac copy dated 3-1-2000, 8:16 p.m.

Senators R. Allen Stephenson, B. Evans, and Valentine commented. Senator R. Evans declared a conflict of interest. On motion of Senator Steele, the bill was amended as follows:

1. Page 21, Line 728:
   After line 728 insert:
   "ITEM 135 To Governor's Office of Planning and Budget
   It is the intent of the Legislature that the underfunded compensation for Adult Corrections, the Division of Youth Corrections, the Courts, and the Board of Pardons receive high priority for supplemental funding for fiscal year 2001. In addition, the Governor's Office of Planning and Budget shall include the amount in the fiscal year 2002 beginning base budgets."
   Renumber remaining items accordingly.

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

1. Page 8, Line 254:
   After "Senate Bill" delete "77" and insert "132"

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

1. Page 13, Line 425:
   After "General Fund" delete "147,900" and insert "529,800"

2. Page 13, Line 428:
After "Education and General" delete "381,900" and insert "763,800"

3. Page 13, Line 430:
After "General Fund" delete "16,400" and insert "58,900"

4. Page 13, Line 433:
After "School of Medicine" delete "42,500" and insert "85,000"

5. Page 13, Line 435:
After "General Fund" delete "200" and insert "600"

6. Page 13, Line 438:
After "Regional Dental Education Program" delete "400" and insert "800"

7. Page 13, Line 440:
After "General Fund" delete "200" and insert "700"

8. Page 13, Line 443:
After "Area Health Education Center" delete "500" and insert "1,000"

9. Page 13, Line 445:
After "General Fund" delete "2,500" and insert "9,000"

10. Page 13, Line 448:
After "Research and Training" delete "6,500" and insert "13,000"

11. Page 13, Line 450:
After "General Fund" delete "800" and insert "3,400"

12. Page 13, Line 453:
After "Mineral Lease Research" delete "2,100" and insert "4,200"

13. Page 13, Line 455:
After "General Fund" delete "1,000" and insert "3,500"

14. Page 14, Line 458:
After "Center for Economic Development" delete "300" and insert "600"

15. Page 14, Line 459:
After "Seismographic Station" delete "700" and insert "1,400"

16. Page 14, Line 460:
After "Museum of Natural History" delete "1,300" and insert "2,600"

17. Page 14, Line 461:
After "State Arboretum" delete "200" and insert "400"

18. Page 14, Line 463:
After "General Fund" delete "2,100" and insert "7,500"

19. Page 14, Line 466:
After "Statewide TV Administration" delete "4,900" and insert "9,800"

20. Page 14, Line 467:
After "Public Broadcasting" delete "500" and insert "1,000"

21. Page 14, Line 469:
After "General Fund" delete "400" and insert "1,400"

22. Page 14, Line 472:
After "Educationally Disadvantaged" delete "1,000" and insert "2,000"

23. Page 14, Line 474:
After "General Fund" delete "3,500" and insert "12,600"

24. Page 14, Line 477:
After "University Hospital" delete "8,800" and insert "17,600"

25. Page 14, Line 478:
After "Miners Hospital" delete "300" and insert "600"

26. Page 14, Line 480:
After "General Fund" delete "82,600" and insert "296,900"

27. Page 14, Line 483:
After "Education and General" delete "214,300" and insert "428,600"

28. Page 14, Line 485:
After "General Fund" delete "2,300" and insert "8,200"

29. Page 14, Line 488:
After "Uintah Basin Continuing Education" delete "5,900" and insert "11,800"

30. Page 14, Line 490:
After "General Fund" delete "600" and insert "2,100"

31. Page 15, Line 493:
After "Southeastern Utah Continuing Education" delete "1,500" and insert "3,000"

32. Page 15, Line 495:
After "General Fund" delete "8,400" and insert "30,100"

33. Page 15, Line 498:
After "Agriculture Experiment Station" delete "21,700" and insert "43,400"

34. Page 15, Line 500:
After "General Fund" delete "1,700" and insert "6,100"

35. Page 15, Line 503:
After "Water Research Laboratory" delete "4,400" and insert "8,800"

36. Page 15, Line 505:
After "General Fund" delete "600" and insert "2,200"

37. Page 15, Line 508:
After "Ecology Center" delete "1,600" and insert "3,200"

38. Page 15, Line 510:
After "General Fund" delete "600" and insert "2,200"

39. Page 15, Line 513:
After "Research and Training" delete "1,600" and insert "3,200"

40. Page 15, Line 515:
After "General Fund" delete "700" and insert "2,500"

41. Page 15, Line 518:
After "Mineral Lease Research" delete "1,800" and insert "3,600"

42. Page 15, Line 520:
After "General Fund" delete "8,900" and insert "31,900"

43. Page 15, Line 523:
After "Coop Extension" delete "23,000" and insert "46,000"

44. Page 15, Line 525:
After "General Fund" delete "300" and insert "1,000"

45. Page 16, Line 528:
After "Production Center" delete "700" and insert "1,400"

46. Page 16, Line 530:
After "General Fund" delete "100" and insert "400"

47. Page 16, Line 533:
After "Man and His Bread Museum" delete "300" and insert "600"

48. Page 16, Line 535:
After "General Fund" delete "100" and insert "400"

49. Page 16, Line 538:
After "Educationally Disadvantaged" delete "300" and insert "600"

50. Page 16, Line 540:
After "General Fund" delete "53,200" and insert "190,800"

51. Page 16, Line 543:
After "Education and General" delete "137,600" and insert "275,200"

52. Page 16, Line 545:
After "General Fund" delete "300" and insert "1,000"

53. Page 16, Line 548:
After "Educationally Disadvantaged" delete "700" and insert "1,400"

54. Page 16, Line 550:
After "General Fund" delete "25,000" and insert "89,600"

55. Page 16, Line 553:
After "Education and General" delete "64,600" and insert "129,200"

56. Page 16, Line 554:
After line 554 insert "From General Fund 100"

57. Page 16, Line 557:
After "Educationally Disadvantaged" delete "100" and insert "200"

58. Page 16, Line 559:
After "General Fund" delete "12,100" and insert "113,900"

59. Page 16, Line 562:
After "Education and General" delete "101,800" and insert "203,600"

60. Page 17, Line 564:
After "General Fund" delete "4,000" and insert "8,000"

61. Page 17, Line 566:
After "Education and General" delete "4,000" and insert "8,000"

62. Page 17, Line 568:
After "General Fund" delete "15,000" and insert "134,600"

63. Page 17, Line 571:
After "Education and General" delete "119,600" and insert "239,200"

64. Page 17, Line 573:
After "General Fund" delete "100" and insert "300"

65. Page 17, Line 576:
After "Zion Amphitheater" delete "200" and insert "400"

66. Page 17, Line 578:
After "General Fund" delete "9,800" and insert "86,100"

67. Page 17, Line 581:
After "Education and General" delete "76,300" and insert "152,600"

68. Page 17, Line 583:
After "General Fund" delete "2,000" and insert "18,200"

69. Page 17, Line 586:
After "San Juan Center" delete "16,200" and insert "32,400"

70. Page 17, Line 588:
After "General Fund" delete "200" and insert "700"

71. Page 17, Line 591:
After "Prehistoric Museum" delete "500" and insert "1,000"

72. Page 17, Line 593:
After "General Fund" delete "100" and insert "300"

73. Page 17, Line 596:
After "Educationally Disadvantaged" delete "200" and insert "400"

74. Page 18, Line 598:
After "General Fund" delete "40,700" and insert "146,000"

75. Page 18, Line 601:
After "Education and General" delete "105,300" and insert "210,600"

76. Page 18, Line 603:
After "General Fund" delete "100" and insert "400"

77. Page 18, Line 606:
After "Educationally Disadvantaged" delete "300" and insert "600"

78. Page 18, Line 608:
After "General Fund" delete "45,300" and insert "162,500"

79. Page 18, Line 611:
After "Education and General" delete "117,200" and insert "234,400"

80. Page 18, Line 613:
After "General Fund" delete "3,700" and insert "13,200"

81. Page 18, Line 616:
After "Skill Center" delete "9,500" and insert "19,000"

82. Page 18, Line 618:
After "General Fund" delete "1,600" and insert "5,800"

83. Page 18, Line 621:
After "Administration" delete "4,200" and insert "8,400"

84. Page 18, Line 623:
After "General Fund" delete "900" and insert "3,300"

85. Page 18, Line 626:
After "Applied Technology Service Regions" delete "2,400" and insert "4,800"

86. Page 18, Line 628:
After "General Fund" delete "100" and insert "300"

87. Page 18, Line 631:
After "Teacher Scholarships" delete "200" and insert "400"

88. Page 19, Line 633:
After "General Fund" delete "200" and insert "700"

89. Page 19, Line 636:
After "Apprenticeship" delete "500" and insert "1,000"

90. Page 19, Line 638:
After "General Fund" delete "100" and insert "400"

91. Page 19, Line 641:
After "University Centers" delete "300" and insert "600"

92. Page 19, Line 643:
After "General Fund" delete "100" and insert "300"

93. Page 19, Line 646:
After "Electronic Colleges" delete "200" and insert "400"

94. Page 19, Line 648:
After "General Fund" delete "200" and insert "700"

95. Page 19, Line 651:
After "Training for Sensory Impaired" delete "500" and insert "1,000"

96. Page 19, Line 653:
After "General Fund" delete "100" and insert "400"

97. Page 19, Line 656:
After "Star Schools" delete "300" and insert "600"

98. Page 19, Line 658:
After "General Fund" delete "100" and insert "400"

99. Page 19, Line 661:
After "Satellite - Utah State University" delete "300" and insert "600"

100. Page 19, Line 663:
After "General Fund" delete "3,100" and insert "11,100"

101. Page 19, Line 666:
After "Utah LINK" delete "8,000" and insert "16,000"

102. Page 21, Line 710:
After line 710 insert:
"Item 132 To Department of Transportation - Centennial Highway Program
From General Fund (1,500,000)
Schedule of Programs:
Centennial Highway Program (1,500,000)
Renumber remaining sections accordingly.

Senators Hull, Waddoups, Beattie, Muhlestein, Hillyard, Montgomery, and Julander commented.

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

1. Page 6, Line 188:
After line 188 insert:
"ITEM 135 To Department of Public Safety - Fire Marshal
From General Fund, Restricted - Fire Academy Support Account
50,000 Schedule of Programs:
Fire Academy 50,000"
Renumber remaining items accordingly.

Senators Dmitrich and Blackham commented.

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

1. Page 13, Line 423:
After line 423 insert:
"It is the intent of the Legislature that monies appropriated to the Division of Aging and Adult Services in S.B. 1, Annual Appropriation Act, 2000 General Session, be made nonlapsing. It is further the intent of the Legislature that these nonlapsing monies be used for transportation of meals and for senior transportation."

Senators Muhlestein, Dmitrich, Nielson, Hellewell, and Valentine commented.

The bill passed, under suspension of the rules, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

M. Evans	Stephenson

H.B. 3, as amended, was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2000

The House passed, as amended, S.B. 223, CHILD PROTECTION AMENDMENTS, by Senator L. Poulton, and it is transmitted for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Poulton, the bill was placed on the Concurrence Calendar.

On motion of Senator Poulton, the Senate voted to concur in the House amendments to S.B. 223. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hale	Hellewell
Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

B. Evans	Howell

S.B. 223 was returned to the House.

* * *

On motion of Senator Stephenson, the circle was removed from 2nd Sub. S.B. 186, REDEVELOPMENT AGENCY TAX INCREMENT CHANGES, and it was before the Senate. On motion of Senator Stephenson, the Senate voted to concur in the House amendments. The bill passed on the following roll call:

Yeas, 26; Nays, 2; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
B. Evans	M. Evans	Hale	Hellewell

Hillyard	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Voting in the negative were: Senators
Dmitrich Hull

Absent or not voting was: Senator
Howell

2nd Sub. S.B. 186 was returned to the House.

* * *

Mr. President: March 1, 2000

The House passed **1st Sub. S.B. 165**, VICTIM REPRESENTATION AT AN EXECUTION, by Senator D. Allen, with the following amendments:

1. Page 2, Line 46b
   Goldenrod Senate 2nd Reading Amendments 2-7-2000:
   After Line 46b insert:
   "(c) The department shall permanently destroy the recording made under Subsection (5)(b) not later than 24 hours after the completion of the execution."

2. Page 2, Line 47
   Goldenrod Senate 2nd Reading Amendments 2-7-2000:
   Delete "(c)" and insert "(d)"

and returns it to the Senate for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator E. Allen, the bill was placed on the Concurrence Calendar.

On motion of Senator E. Allen, 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

E. Allen	R. Allen	Blackham	Dmitrich
B. Evans	M. Evans	Hale	Hellewell

Hillyard	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Davis Howell

1st Sub. S.B. 165 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2000

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 102**, PARENTAL RIGHTS 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 **H.B. 272**, RETIREMENT OFFICE AMENDMENTS, by Representative R. Short, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 281**, DRUG COURTS AND DRUG BOARD PILOT PROJECT, by Representative J. Swallow, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **1st Sub. H.B. 287**, LOBBYIST DISCLOSURE ACT AMENDMENTS, by Representative J. Swallow, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 400**, HIGHWAY SIGN OBSTRUCTION, by Representative J. Swallow, and it is transmitted for the signature of the President.

Carol E. Peterson, Chief Clerk

2nd H.B. 102, H.B. 272, 1st Sub. H.B. 281, 1st Sub. H.B. 287, and **H.B. 400** were signed by the President of the Senate in open session and returned to the House.

• • •

H.B. 226, PUBLIC EDUCATION REVISIONS, was read, under suspension of the rules, the second and third time. There was no Senate Standing Committee

hearing on this bill. 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.B. 226 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 407, FINANCIAL ASSISTANCE FOR BUSINESS RELOCATION IN RURAL COMMUNITIES, was read, under suspension of the rules, the second and third time. There was no Senate Standing Committee hearing on this bill. Senator Nielson explained the bill. Senator Blackham commented. The bill passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.B. 407 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 reconsider its action on **2nd Sub. H.B. 76**, SPECIAL ELECTION NOTICE TO REGISTERED

VOTERS. The bill was read, under suspension of the rules, the second and third time and passed on the following roll call:

Yeas, 18; Nays, 10; Absent, 1.

Voting in the affirmative were: Senators

Blackham	Dmitrich	B. Evans	M. Evans
Hellewell	Hillyard	Jones	Knudson
Mansell	Montgomery	Muhlestein	Poulton
Spencer	Steele	Stephenson	Valentine
Waddoups	Beattie		

Voting in the negative were: Senators

E. Allen	R. Allen	Davis	Hale
Howell	Hull	Julander	Mayne
Peterson	Suazo		

Absent or not voting was: Senator
Nielson

2nd Sub. H.B. 76 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Peterson, and at 10:05 p.m., the Senate sauntered.

The Senate was called to order at 10:15 p.m., with President Beattie presiding.

* * *

1st Sub. H.B. 331, REPARATION ACT AMENDMENTS, was read, under suspension of the rules, the second and third time. Senator Hull explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hale	Hellewell
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Muhlestein
Nielson	Peterson	Poulton	Steele
Stephenson	Suazo	Beattie	

Absent or not voting were: Senators

B. Evans	Hillyard	Montgomery	Spencer
Valentine	Waddoups		

1st Sub. H.B. 331 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 396, CHANGE OF DATE TO SPECIAL DISTRICT ELECTION, was read, under suspension of the rules, the second and third time. On motion of Senator Blackham, the bill was circled.

* * *

1st Sub. H.B. 89, PROFESSIONAL LICENSING AMENDMENTS, was read, under suspension of the rules, the second and third time. There was no Senate Standing Committee hearing on this bill. Senator E. Allen explained the bill. Senator Hellewell and Mayne commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R.0Allen	Blackham	Davis
Dmitrich	Hale	Hellewell	Howell
Hull	Jones	Julander	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Peterson	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting were: Senators

B. Evans	M. Evans	Hillyard	Nielson
Poulton			

1st Sub. H.B. 89 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Steele, **H.B. 241** was lifted from the Rules Committee and placed on the top of the Second Reading Calendar.

H.B. 241, ANNUAL LEAVE ACCRUAL FOR STATE EMPLOYEES, was read, under suspension of the rules, the second and third time. 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Peterson	Poulton
Spencer	Steele	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

B. Evans	Nielson	Stephenson

H.B. 241, as amended, was returned to the House.

* * *

On motion of Senator Hillyard, the circle was removed from **H.B. 396**, SPECIAL DISTRICT ELECTION, and it was before the Senate. Senator Hillyard explained the bill. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Peterson	Poulton	Spencer
Steele	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

M. Evans	Julander	Nielson	Stephenson

H.B. 396 was signed by the President of the Senate in open session and returned to the House.

* * *

3rd Sub. H.B. 176, WEAPONS RESTRICTIONS FOR MENTALLY ILL PERSONS, was read, under suspension of the rules, the second and third time. Senator R. Allen explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Muhlestein	Peterson	Poulton	Spencer
Steele	Suazo	Valentine	Waddoups
Beattie			

Absent or not voting were: Senators

M. Evans	Montgomery	Nielson	Stephenson

3rd Sub. H.B. 176, as amended, was returned to the House.

* * *

2nd Sub. H.B. 116, SUBDIVISION OF LAND AMENDMENTS, was read, under suspension of the rules, the second and third time. Senator Mansell explained the bill. Senator Beattie commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Nielson

2nd Sub. H.B. 116 was signed by the President of the Senate in open session and returned to the House.

H.B. 323, INCENTIVES TO PURCHASE CLEAN FUEL VEHICLES, was read, under suspension of the rules, the second and third time. Senator Valentine explained the bill. On motion of Senator Valentine, the bill was circled.

* * *

Mr. President: March 1, 2000

The House passed S.J.R. 12, MASTER STUDY RESOLUTION, by Senator L. Hillyard, with the following amendments:

1. Page 4, Line 108:
   After "school" insert "and reduction of elective classes
2. Page 15, Line 445:
   After line 445 insert
   "201. Retirement Policy - to study the post retirement work - same agency.
   202. Mandatory Probation - to study mandatory probation for DUI offenders.
   203. Review requirements and definitions for classifications of cities and towns.
   204. Study the continuing education requirements for insurance sales.
   205. Potential of broadcasting legislative proceedings over the internet.
   206. Study the 211 program.
   207. H.B. 45 Telemarketing Solicitations.
   208. H.B. 96 Rural Healthcare Amendments.
   209. Review code - to require restitution by burglars or thieves for auto impound fees or insurance claims.
3. Page 8, Line 233:
   Delete line 233
4. Page 10, Line 305:
   Delete line 305
5. Page 6, Line 176:
   After line 176 insert "To study if the existing capital foundation and emergency school building aid formula is equitable"
6. Page 14, Line 407:
   Delete "(S.B. 136)" and insert "(H.B. 136 and H.J.R. 11)"
7. Page 10, Line 284:
   After "203" insert "and H.B. 34"

and returns it to the Senate for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Hillyard, the bill was placed on the Concurrence Calendar.

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, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Muhlestein	Peterson	Poulton	Spencer
Steele	Stephenson	Suazo	Valentine
Waddoups	Beattie		

Absent or not voting were: Senators

Blackham	Montgomery	Nielson

S.J.R. 12 was returned to the House.

* * *

Sub. H.B. 194, APPROPRIATION AND SPEEDING LIMITATION CAP - CENTENNIAL HIGHWAY FUND, was read the third time. On motion of Senator Hillyard, the following substitute bill replaced the original bill.

APPROPRIATION AND SPEEDING LIMITATION CAP - CENTENNIAL HIGHWAY FUND

2nd Sub. H.B. 194 *Martin R. Stephens*

AN ACT RELATING TO APPROPRIATIONS AND TAX LIMITATION; INCLUDING APPROPRIATIONS TO THE CENTENNIAL HIGHWAY FUND FOR THE PURPOSE OF CALCULATING APPROPRIATION LIMITS; MAKING TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

The substitute bill passed on the following roll call:

Yeas, 17; Nays, 9; Absent, 3.

Voting in the affirmative were: Senators

R. Allen	Davis	B. Evans	M. Evans
Hellewell	Hillyard	Knudson	Mansell

Mayne	Muhlestein	Peterson	Poulton
Spencer	Steele	Valentine	Waddoups
Beattie			

Voting in the negative were: Senators

E. Allen	Dmitrich	Hale	Howell
Hull	Jones	Julander	Stephenson
Suazo			

Absent or not voting were: Senators

Blackham	Montgomery	Nielson

2nd Sub. H.B. 194 was returned to the House.

* * *

H.B. 371, DRIVER'S EDUCATION TEST, was read, under suspension of the rules, the second and third time. There was no Senate Standing Committee hearing on this bill. Senator Waddoups explained the bill. Senator Valentine commented. On motion of Senator Waddoups, the bill was circled.

* * *

H.B. 348, UNLAWFUL USE OF THEFT DETECTION DEVICES, was read, under suspension of the rules, the second and third time. There was no Senate Standing Committee hearing on this bill. On motion of Senator Blackham, the bill was circled.

* * *

H.B. 395, PRIVATE PRISON AMENDMENTS, was read, under suspension of the rules, the second and third time. 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Peterson
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Nielson Poulton

H.B. 395 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 **H.B. 348**, UNLAWFUL USE OF THEFT DETECTION DEVICES, and it was before the Senate. Senator Hillyard explained the bill. Senator Hull commented. The bill passed on the following roll call:

Yeas, 27; Nays, 1; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative was: Senator
Hull

Absent or not voting was: Senator
Nielson

H.B. 348 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Waddoups, the circle was removed from **H.B. 371**, DRIVER EDUCATION TESTS, and it was before the Senate. Senator Waddoups explained the bill. Senator Valentine commented. The bill passed on the following roll call:

Yeas, 24; Nays, 4; Absent, 1.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Dmitrich	B. Evans
M. Evans	Hellewell	Hillyard	Howell

Jones	Julander	Knudson	Mansell
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

Davis	Hale	Hull	Mayne

Absent or not voting was: Senator
Blackham

H.B. 371 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Valentine, the circle was removed from **H.B. 323**, INCENTIVES FOR PURCHASE OF CLEAN FUEL VEHICLES, and it was before the Senate. Senator Valentine explained the bill. On motion of Senator Valentine, the bill was circled.

* * *

On motion of Senator Peterson, and at 10:50 p.m., the Senate sauntered.

The Senate was called to order at 11:15 p.m., with President Beattie presiding.

* * *

On motion of Senator Hillyard, **H.B. 3** was placed on top of the Second Reading Calendar.

On motion of Senator Steele, the Senate voted to reconsider its action on **H.B. 3**. On motion of Senator Steele, the bill was amended as follows:

1. Page 12, Lines 393 and 394:
   Delete Lines 393 and 394

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

1. Delete Senate amendments #6 dated 3-1-2000, 8:26 p.m.

H.B. 3 SUPPLEMENTAL APPROPRIATIONS ACT II, passed, as amended, on the following roll call:

Yeas, 16; Nays, 12; Absent, 1.

Voting in the affirmative were: Senators

R. Allen	Blackham	B. Evans	M. Evans
Hellewell	Hillyard	Jones	Knudson
Mansell	Muhlestein	Poulton	Spencer
Steele	Stephenson	Valentine	Beattie

Voting in the negative were: Senators

E. Allen	Davis	Dmitrich	Hale
Howell	Hull	Julander	Mayne
Montgomery	Nielson	Peterson	Suazo

Absent or not voting was: Senator
Waddoups

H.B. 3, as amended, was returned to the House.

* * *

On motion of Senator Valentine, the circle was removed from **H.B. 323, INCENTIVES TO PURCHASE CLEAN FUEL VEHICLES, and it was before the Senate. Senator Valentine explained the bill. Senator Hull commented. On motion of Senator Valentine, the bill was amended as follows:**

1. **Page 1, Line 15:**
   Delete "AND" and insert "IMPOSING A SURCHARGE ON CLEAN SPECIAL FUEL CERTIFICATES;"

2. **Page 1, Line 16:**
   After "DATE" insert "; AND PROVIDING A COORDINATION CLAUSE"

3. **Page 1, Line 23:**
   After line 23 insert:
   "**59-13-304**, as last amended by Chapters 271 and 272, Laws of Utah 1997"

4. **Page 11, Line 337:**
   After line 337 insert:
   "Section 6. Section 59-13-304 is amended to read:

59-13-304. Exemptions from special fuel tax -- Certificate required -- Fees for certificates -- Inspection of vehicles.
(1) (a) A user of special fuel who owns a vehicle powered by a clean fuel as defined under Section 59-13-102, shall pay a clean special fuel tax as provided under this section for use of clean special fuel.
(b) A user who qualifies for the clean special fuel tax shall annually purchase from the commission a clean special fuel certificate for each vehicle owned that is described under Subsection (1)(a).
(c) Clean special fuel certificates are provided to encourage the use of clean fuels to reduce air pollution.
(2) (a) The fee for a clean special fuel certificate is:
(i) 70/.19 of the tax per gallon imposed under Subsection 59-13-201(1)(a), rounded up to the nearest dollar, for qualified motor vehicles as defined under Section 59-13-102; and
(ii) 36/.19 of the tax per gallon imposed under Subsection 59-13-201(1)(a), rounded up to the nearest dollar, for other vehicles.
(b) The commission may require each vehicle to be inspected for safe operation before issuing the certificate.
(c) Each vehicle shall be equipped with an approved and properly installed carburetion system if it is powered by a fuel that is gaseous at standard atmospheric conditions.
(3)(a) Beginning January 1, 2001 through December 31, 2005, there is imposed a surcharge of $35 on each clean fuel certificate issued under this section.
(b) Surcharges imposed under Subsection (3)(a) shall be deposited into the Centennial Highway Fund created under Section 72-2-118."
Renumber remaining sections accordingly.

5. Page 12, Line 339:
After line 339 insert:
"Section 8. Coordination clause.
"It is the intent of the Legislature that if this bill and S.B. 1, Appropriations Act, both pass, S.B. 1 shall be amended to reduce the General Fund appropriation to the Centennial Highway Fund by $104,000 and a General Fund appropriation shall be made to the Uniform School Fund of $104,000."

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

1. Page 2, Line 55:
After "authority." insert "a school district." The bill passed, as amended, on the following roll call:

Yeas, 19; Nays, 8; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	Blackham	Davis	B. Evans
M. Evans	Hale	Hellewell	Howell
Jones	Knudson	Mansell	Mayne
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Voting in the negative were: Senators

R. Allen	Dmitrich	Hillyard	Hull
Montgomery	Muhlestein	Nielson	Peterson

Absent or not voting were: Senators

Julander	Poulton

H.B. 323, as amended, was returned to the House.

* * *

H.B. 420, UTAH COMMISSION ON VOLUNTEERS AMENDMENT, was read, under suspension of the rules, the second and third time. There was no Senate Standing Committee hearing on this bill. 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.B. 420 was signed by the President of the Senate in open session and returned to the House.

* * *

H.B. 365, UNENFORCEABLE AGREEMENTS - LIMITS ON RETENTION PROCEEDS, was read, under suspension of the rules, the second and third time. There was no Senate Standing Committee hearing on this bill. Senator Valentine explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.B. 365 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Poulton, **H.B. 87** was placed on the top of the Second Reading Calendar. **H.C.R. 5** and **H.B. 312** were placed underneath H.B. 87.

* * *

H.B. 87, CORPORATE FRANCHISE AND INCOME TAX AND INDIVIDUAL INCOME TAX, was read, under suspension of the rules, the second and third time. Senator Valentine explained the bill and it passed on the following roll call:

Yeas, 29; Nays, 0; Absent, 0.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Steele
Stephenson	Suazo	Valentine	Waddoups
Beattie			

H.B. 87 was signed by the President of the Senate in open session and returned to the House.

* * *

H.C.R. 5, RESOLUTION ON WEST DESERT WILDERNESS, was read, under suspension of the rules, the second and third time. Senator Dmitrich explained the bill and it passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hellewell	Hillyard
Howell	Hull	Jones	Knudson
Mansell	Mayne	Montgomery	Muhlestein
Nielson	Peterson	Poulton	Steele
Stephenson	Valentine	Waddoups	Beattie

Voting in the negative were: Senators

Hale	Julander	Suazo

Absent or not voting were: Senators

Blackham	Spencer

H.C.R. 5, as amended, was returned to the House.

* * *

On motion of Senator R. Evans, under suspension of the rules, H.B. 312, DIVISION OF CHILD AND FAMILY SERVICES AMENDMENTS, was read the second and third times. Senator R. Evans explained the bill. On motion of Senator Steele, the bill was amended as follows:

1. Page 5, Line 137:
   Delete "90" and insert "120" and after "hearing" insert "." and delete the remainder of line 137.

2. Page 5, Line 138:
   Delete "from the date of adjudication."

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators
Blackham Spencer

H.B. 312, as amended, was returned to the House.

* * *

On motion of Senator Davis, under suspension of the rules, **H.B. 100**, CHILD SUPPORT FOR CHILDREN IN STATE CUSTODY, was read the second and third times. Senator Davis explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	Dmitrich
B. Evans	M. Evans	Hale	Hellewell
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mansell	Mayne
Montgomery	Muhlestein	Nielson	Peterson
Poulton	Spencer	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Blackham

H.B. 100, as amended, was returned to the House.

* * *

On motion of Senator Poulton, **H.B. 26, H.B. 145, H.B. 338, H.B. 81,** and **H.B. 101** were placed underneath **H.B. 201** on the Second Reading Calendar.

* * *

On motion of Senator Nielson, under suspension of the rules, **H.B. 201**, POPULATION STANDARDS FOR REDISTRICTING, was read the second and

third time. Senator Nielson explained the bill. Senator Mayne commented. On motion of Senator Mayne, the bill was circled.

* * *

On motion of Senator R. Evans, the Senate voted to reconsider its action on H.B. 312. On motion of Senator Steele, the bill was amended as follows:

1. Page 5, Line 37:
   Delete "the latter of 90"

The bill passed, as amended, on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Spencer

H.B. 312, as amended, was returned to the House.

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Senator Nielson made a motion to uncircle H.B. 201. President Beattie commented. The motion to uncircle failed on a voice vote.

* * *

Sub. H.B. 26, IMPOUNDING AMENDMENTS, was read, under suspension of the rules, the second and third time. Senator Dmitrich explained the bill. On motion of Senator Hillyard, the bill was circled.

* * *

H.B. 145, PEACE CORPS VOLUNTEER SPECIAL LICENSE PLATES, was read, under suspension of the rules, the second and third time. Senator explained the bill. On motion of Senator Hillyard, the bill was circled.

* * *

On motion of Senator Hillyard, under suspension of the rules, **H.B. 388**, UTAH PRODUCT LIABILITY ACT AMENDMENTS, was read, under suspension of the rules, for the second and third time. There was no Senate Standing Committee hearing on this bill. On motion of Senator Hillyard, the bill was circled.

* * *

On motion of Senator Waddoups, under suspension of the rules, **H.B. 81**, CONTROLLED SUBSTANCES PRECURSOR AMENDMENTS, was read the second and third times. There was no Senate Standing Committee hearing on this bill. Senator Waddoups explained the bill. Senator Hillyard commented. The bill passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Steele	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting was: Senator
Spencer

H.B. 81 was signed by the President of the Senate in open session and returned to the House.

* * *

On motion of Senator Howell, the circle was removed from **H.B. 388**, UTAH PRODUCT LIABILITY ACT AMENDMENTS, and it was before the Senate. Senator Howell explained the bill. The bill passed on the following roll call:

Yeas, 19; Nays, 8; Absent, 2.

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	B. Evans
M. Evans	Hale	Hillyard	Howell
Hull	Jones	Julander	Knudson
Mayne	Montgomery	Nielson	Peterson
Poulton	Suazo	Beattie	

Voting in the negative were: Senators

Blackham	Hellewell	Mansell	Muhlestein
Steele	Stephenson	Valentine	Waddoups

Absent or not voting were: Senators

Dmitrich	Spencer

H.B. 388 was signed by the President of the Senate in open session and returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President March 1, 2000

The House passed **4th Sub. S.B. 72**, CRIMINAL CODE - RESTRICTED PERSONS, by Senator T. Spencer, with the following amendments:

1. Page 7, Line 190:
   After "possession of a" insert "Schedule I"

2. Page 7, Line 193:
   Delete line 193
   Renumber remaining subsections accordingly.

3. Page 7, Line 194:
   After "defective" insert " as provided in the Brady Handgun Violence Prevention Act, Pub.L. No. 103-159, 107 Stat. 1536 (1993), or has been committed to a mental institution"

4. Page 1, Line 9:
   At the beginning of the line delete "AND" and after "CHANGES" insert ": AND PROVIDING A COORDINATING CLAUSE"

5. Page 13, Line 371:
   After line 371 insert:
   "Section 11. Coordination clause.
   If this bill and H.B. 176, Weapons Restrictions for Mentally Ill Persons, both pass, it is the intent of the Legislature that the amendments in Subsection 53-10-208.1(1) read as follows:
   (1) all dispositions of criminal matters, including:
   (a) guilty pleas;
   (b) convictions;
   (c) dismissals;
   (d) acquittals;
   (e) pleas held in abeyance;

(f) judgments of not guilty by reason of insanity for a violation of:
(i) a felony offense;
(ii) Title 76, Chapter 5, Offenses Against the Person; or
(iii) Title 76, Chapter 10, Part 5, Weapons;
(g) judgments of guilty and mentally ill;
(h) finding of mental incompetence to stand trial for a violation of:
(i) a felony offense;
(ii) Title 76, Chapter 5, Offenses Against the Person; or
(iii) Title 76, Chapter 10, Part 5, Weapons; or
(i) probations granted; and"

and returns it to the Senate for further consideration.

Carole E. Peterson, Chief Clerk

On motion of Senator Spencer, the bill was placed on the Concurrence Calendar.

On motion of Senator Spencer, the Senate voted to concur in the House amendments to **4th Sub. S.B. 72**, CRIMINAL CODE - RESTRICTED PERSONS,. The bill, as amended, passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Davis	B. Evans
M. Evans	Hale	Hellewell	Hillyard
Howell	Hull	Jones	Julander
Knudson	Mansell	Mayne	Montgomery
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Valentine	Waddoups	Beattie	

Absent or not voting were: Senators

Blackham	Dmitrich

4th Sub. S.B. 72 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 1, 2000

The House concurred in the Senate amendments and passed **H.B. 3**, SUPPLEMENTAL APPROPRIATIONS II, by Representative J. Alexander, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **3rd Sub. H.B. 176**, WEAPONS RESTRICTIONS FOR MENTALLY ILL PERSONS, by Representative G. Cox, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 194**, APPROPRIATION AND SPENDING LIMITATION CAP - CENTENNIAL HIGHWAY FUND, by Representative M. Stephens, and it is transmitted for the signature of the President; and

The House concurred in the Senate amendments and passed **H.B. 241**, ANNUAL LEAVE ACCRUAL FOR STATE EMPLOYEES, 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.C.R. 5**, RESOLUTION ON WEST DESERT WILDERNESS, by Representative D. Iverson, and it is transmitted for the signature of the President.

H.B. 3, 3rd Sub. H.B. 176, 2nd Sub. H.B. 194, H.B. 241, and **H.C.R. 5** was signed by the President of the Senate in open session and returned to the House.

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Mr. President: March 1, 2000

The House passed, **1st Sub. S.B. 106**, RETIREMENT BENEFIT ENHANCEMENT, by Senator H. Nielson, 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. 165**, VICTIM REPRESENTATION AT AN EXECUTION, by Senator D. Allen, and it is transmitted for the signature of the President; and

The House passed, **S.B. 175**, MENTAL HEALTH AND CORRECTIONS LAW AMENDMENTS, by Senator R. Montgomery, 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 **2nd Sub. S.B. 186**, REDEVELOPMENT AGENCY TAX INCREMENT CHANGES, by Senator H. Stephenson, and it is transmitted for the signature of the President; and

The Speaker of the House has signed **S.B. 223**, CHILD PROTECTION AMENDMENTS, by Senator L. Poulton, and it is transmitted for the signature of the President; and

The House passed, **1st Sub. S.B. 273**, HIGHWAY BONDING, 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, **2nd Sub. S.J.R. 8**, RESOLUTION AMENDING LOCAL GOVERNMENT PROVISIONS, by Senator H. Nielson, 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.J.R. 12**, MASTER STUDY RESOLUTION, by Senator L. Hillyard, and it is transmitted for the signature of the President.

The Speaker of the House has signed **4th Sub. S.B. 72**, CRIMINAL CODE - RESTRICTED PERSONS, by Senator T. Spencer, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

1st Sub. S.B. 106, 1st Sub. S.B. 165, S.B. 175, 2nd Sub. S.B. 186, S.B. 223, 1st Sub. S.B. 273, 2nd Sub. S.J.R. 8, S.J.R. 12, and **4th Sub. S.B. 72** were signed by the President of the Senate in open session. The bills will be enrolled and transmitted to the Governor.

* * *

Mr. President: March 1, 2000

The House concurred in the Senate amendments and passed **H.B. 100**, CHILD SUPPORT FOR CHILDREN IN STATE CUSTODY, 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. 323**, INCENTIVES TO PURCHASE CLEAN FUEL VEHICLES, by Representative W. Harper, and it is transmitted for the signature of the President.

The House concurred in the Senate amendments and passed **2nd Sub. H.B. 259**, PILOT PROGRAM FOR DIFFERENTIATED RESPONSES TO CHILD ABUSE AND NEGLECT REPORTS, by Representative M. Throckmorton, and it is transmitted for the signature of the President.

The House concurred in the Senate amendments and passed **H.B. 300**, PROVIDING NOTICE OF DELINQUENT PROPERTY TAX, by Representative M. Dillree, and it is transmitted for the signature of the President.

The House concurred in the Senate amendments and passed **H.B. 312**, DIVISION OF CHILD AND FAMILY SERVICES AMENDMENTS, by Representative W. Harper, and it is transmitted for the signature of the President.

Carole E. Peterson, Chief Clerk

H.B. 100, 2nd Sub. H.B. 259, H.B. 300, H.B. 312, and **H.B. 323** were signed by the President of the Senate in open session and returned to the House.

SENATE STRUCK ENACTING CLAUSE (HOUSE BILLS AND RESOLUTIONS)

Mr. President: March 1, 2000

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. 6	FUNDING FOR CAPITAL IMPROVEMENT PROJECTS - Gerry A. Adair
H.B. 17	APPROPRIATION FOR SCHOOL FUNDING - Michael R. Styler
2nd Sub H.B. 19	ENGLISH IMMERSION PROGRAMS IN PUBLIC SCHOOLS - Michael R. Styler
H.B. 24	FINANCING OF PUBLIC EDUCATION - Kory M. Holdaway
H.B. 25	APPROPRIATION FOR ENVIRONMENTAL LITERACY - Dennis H. Iverson
1st Sub H.B. 26	IMPOUNDING AMENDMENTS - Brent H. Goodfellow
H.B. 32	OLD IRONTOWN AS STATE PARK - DelMar Bud Bowman
H.B. 34	REILLY CIVIL STALKING AMENDMENTS - Lawanna Shurtliff
2nd Sub H.B. 45	TELEPHONE SOLICITATION REGULATION - E. Olsen
1st Sub H.B. 46	DISEASE TESTING AMENDMENTS - Brent H. Goodfellow
H.B. 50	SALES AND USE TAX - SALES RELATING - Bradley T. Johnson
H.B. 51	INSERVICE FOR SCHOOL ADMINISTRATORS - Lawanna Shurtliff
H.B. 67	TASK FORCE ON FAMILY CONFLICT RESOLUTION - A. Lamont Tyler
1st Sub H.B. 70	PERSONAL INFORMATION PRIVACY TASK FORCE - Evan L. Olsen
H.B. 73	INSURANCE COMPANIES NOTIFICATION IN DIVORCE SITUATIONS - Trisha S. Beck
H.B. 82	CONSUMER PROTECTION AMENDMENTS - Jackie Biskupski
H.B. 85	PROPERTY CRIMES AMENDMENTS - Nora. B. Stephens

H.B. 91	INDIVIDUAL INCOME TAX CREDIT FOR A RESIDENTIAL SECURITY CONTAINER - Chad E. Bennion
H.B. 98	APPROPRIATION TO ILLEGAL DRUG MANUFACTURING AND STORAGE SITE DECONTAMINATION FUND - A. Lamont Tyler
H.B. 101	PERSONS WITH A DISABILITY - TECHNICAL AMENDMENTS - Jackie Biskupski
3rd Sub H.B. 106	TRAFFIC STOPS STATISTICS - Duane E. Bourdeaux
H.B. 110	INFORMATION RELATING TO OLYMPIC SECURITY - Gary F. Cox
H.B. 117	INDIVIDUAL INCOME TAX - ESTIMATED TAX PAYMENTS AND USE OF REVENUES FOR EDUCATION - Patrice M. Arent
H.B. 143	CLARIFICATION OF RESPONSIBILITY AND APPROPRIATION FOR DOMESTIC VIOLENCE SHELTERS - Loraine T. Pace
H.B. 145	PEACE CORPS VOLUNTEER SPECIAL LICENSE PLATES - Loretta Baca
H.B. 147	RESTRUCTURING FAMILIES, AGENCIES, AND COMMUNITIES TOGETHER - Duane E. Bourdeaux
H.B. 148	FOOD SAFETY CERTIFICATE - James R. Gowans
H.B. 151	LOBBYIST LAW AMENDMENTS - Brad King
H.B. 152	JUSTICE COURT JUDGE AMENDMENT - Brad King
4th Sub H.B. 162	STANDARDS FOR ILLEGAL DRUG LAB DECONTAMINATION - A. Lamont Tyler
H.B. 172	LIQUOR PACKAGE AGENCY CONTRACTS - Michael R. Styler
H.B. 179	PRIVATIZATION OF ADOPTION OF CHILDREN IN STATE CUSTODY - Nora B. Stephens
H.B. 193	TUITION WAIVERS FOR CHILDREN IN LONG-TERM FOSTER CARE - Richard M. Siddoway
H.B. 201	POPULATION STANDARDS FOR REDISTRICTING - Matt Throckmorton
H.B. 205	APPROPRIATION FOR INTERVENER SERVICES - Gerry A. Adair
H.B. 212	LIMITATION ON REIMBURSEMENT OF LEGAL FEES AND COSTS TO OFFICERS AND EMPLOYEES - Chad E. Bennion
H.B. 214	APPROPRIATION FOR CENTENNIAL TRAILS - A. Lamont Tyler

2nd Sub H.B. 220	INITIATIVE PROCESS AMENDMENTS - Tammy J. Rowan
H.B. 230	INSURANCE DEPARTMENT - HEALTH POLICY RESPONSIBILITIES - Rebecca D. Lockhart
H.B. 240	APPROPRIATION FOR LAND USE PLANNING - Dennis H. Iverson
H.B. 246	APPROPRIATION TO ARCHIVE RECORDS FROM FORMER GOVERNORS - Loraine T. Pace
H.B. 251	APPROPRIATION FOR UTAH BOTANICAL CENTER - Marda Dillree
H.B. 253	HIGHER EDUCATION TUITION AND FEES EXEMPTION - Jordan Tanner
1st Sub H.B 254	INSURANCE DEPARTMENT - HEALTH INSURANCE REPORTING REQUIREMENTS - Rebecca D. Lockhart
H.B. 255	SALES AND USE TAX ON PUBLIC ACCOMMODATIONS AND SERVICES TAXED BY TRIBES - Keele Johnson
H.B. 260	TUITION ASSISTANCE FOR SERVICE MEMBERS - Blake D. Chart
H.B. 266	UTAH TOMORROW STRATEGIC PLANNING COMMITTEE AMENDMENTS - Lloyd W. Frandsen
H.B. 271	REPEAL OF HOSPITAL PROVIDER ASSESSMENT - Margaret Dayton
H.B. 274	FIRE PREVENTION AMENDMENTS - Katherine M. Bryson
2nd Sub H.B. 276	UTILITY REGULATION AMENDMENTS - David Ure
H.B. 282	LIFE INSURANCE GUARANTY ASSOCIATIONS - Lowell A. Nelson
H.B. 284	MOTOR AND SPECIAL FUEL TAXES - NAVAJO NATION TAXES - Keele Johnson
H.B. 291	SALES AND USE TAX EXEMPTION - SCRAP RECYCLERS - Susan J. Koehn
H.B. 294	MEDICAL MALPRACTICE AMENDMENTS - Bryan D. Holladay
H.B. 296	PREVENTION OF RETALIATORY LAWSUITS - Rebecca D. Lockhart
H.B. 298	BUDGET RESERVE ACCOUNT AND MONEY MANAGEMENT ACT AMENDMENTS - Lloyd W. Frandsen
H.B. 313	GENERAL GOVERNMENT AMENDMENTS - Trisha S. Beck

H.B. 314	SALVAGE VEHICLE AMENDMENTS - Lowell A. Nelson
H.B. 322	CRIMINAL FINES SURCHARGE AMENDMENTS - Blake D. Chard
H.B. 327	SEARCH WARRANT AMENDMENT - DeMar Bud Bowman
H.B. 339	AMENDMENTS TO INSURANCE LAW - Lowell A. Nelson
H.B. 344	UTAH HORSE PROMOTION - Blake D. Chard
H.B. 354	RECOVERY OF SPECIAL DAMAGES FOR INJURIES - A. Lamont Tyler
H.B. 359	APPROPRIATION FOR PROJECTS TO IMPROVE PRIVATE GRAZING LANDS - James R. Gowans
H.B. 362	DISPATCHER TRAINING AND 911 PHONE CHARGE AMENDMENTS - Blake D. Chard
H.B. 373	LOBBYIST REPORTING REQUIREMENTS - Perry L. Buckner
H.B. 377	WASTE TIRE RECYCLING FEE - Neal B. Hendrickson
H.B. 379	WATER CONSERVANCY DISTRICTS - TECHNICAL AMENDMENTS - Carl W. Duckworth
H.B. 387	STATE RISK MANAGEMENT REVIEW OF STATE EMPLOYEE TERMINATIONS - Keele Johnson
H.B. 394	INJURY OF CHILD - NONCUSTODIAL PARENT'S NOTIFICATION - Fred J. Fife
1st Sub H.B. 405	SCHOOL BOARD COMPENSATION - Neil A. Hansen
H.C.R. 10	RESOLUTION URGING HEALTH STUDY AND INFORMATION ABOUT NEVADA TEST SITE - Lawanna Shurtliff
H.J.R. 1	RESOLUTION CHANGING STATE ELECTION CYCLE - David L. Zolman
H.J.R. 3	RESOLUTION PROVIDING FOR SPECIAL SESSIONS OF THE LEGISLATURE - Richard L. Walsh
H.J.R. 11	JOINT RESOLUTION FOR INCREASING TOURISM MARKET SHARE - Sheryl L. Allen
H.J.R. 17	RESOLUTION URGING FEDERAL CONSTITUTIONAL AMENDMENT TO PROTECT THE LIFE OF THE UNBORN - Glenn L. Way

Annette B. Moore
Secretary of the Senate

Report filed.

HOUSE STRUCK ENACTING CLAUSE (SENATE BILLS AND RESOLUTIONS)

Mr. President: March 1, 2000

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:

1st Sub S.B. 8	Investigation of Polygamist (Ron Allen)
S.B. 14	Penalty for Hate Crimes (Pete Suazo)
S.B. 24	Individual Income Tax - Bracket Adjustments (Howard C. Nielson)
S.B. 33	Appropriation for the Arts (Loren V. Jones)
S.B. 37	Public Schools Surveys Amendments (Robert F. Montgomery)
S.B. 42	Rental Application Fees (Michael G. Waddoups)
S.B. 46	Motor Fuel Marketing Amendments (Parley Hellewell)
S.B. 63	Adoption Procedures (Howard C. Nielson)
S.B. 64	Residential Exemption - Secondary Residences (Ed P. Mayne)
1st Sub. S.B. 98	Education Budget Reserve Account (Lyle W. Hillyard)
S.B. 96	Medical Claims Amendments (Robert F. Montgomery)
S.B. 116	Appropriation for On-Site Wastewater Treatment Systems Training (Leonard Blackham)
S.B. 118	Appropriation to Memory Grove Foundation (Pete Suazo)
S.B. 122	Appropriation to State Fire Museum (Ron Allen)
S.B. 148	Appropriation for Youth Leadership Summit (Beverly Ann Evans)
2nd Sub. S.B. 156	Property Tax - Governing Body Approval (L. Steven Poulton)
1st Sub. S.B. 170	Local Governmental Peace Officer Examinations (Scott N. Howell)
S.B. 178	Income Tax Amendments (Howard C. Nielson)
2nd Sub. S.B. 183	Utah Correctional Industries Business Park (Leonard M. Blackham)
S.B. 200	Mental Health Commitment Amendments (Robert F. Montgomery)
1st Sub. S.B. 204	Study of Health Insurance Industry (Peter C. Knudson)
S.B. 264	Medicaid Fraud Unit (Howard C. Nielson)
1st Sub. S.B. 271	Public Safety Noncontributory Retirement Amendments (Scott N. Howell)

1st Sub. S.J.R. 1 Joint Rules Resolution - Appropriations Process (Leonard M. Blackham)

Rep. Susan J. Koehn, Chair

Report filed.

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Mr. President: March 1, 2000

The Rules Committee recommends the enacting clause be stricken on the following Senate Bills and Resolutions and they be filed:

S.B. 9	EQUITY IN PRESCRIPTION COVERAGE - Paula F. Julander
S.B. 16	CHILD FIREARM ACCESS PREVENTION AMENDMENTS - Paula F. Julander
S.B. 18	PUBLIC UTILITIES - SEWER LINES - Gene Davis
S.B. 22	WATER COMPANIES AND ASSOCIATIONS - ASSESSMENT AND VOTING RIGHTS - Mike Dmitrich
S.B. 27	PROCUREMENT CODE REQUIREMENTS OF HEALTH CARE BENEFITS - Ed P. Mayne
S.B. 30	PROPERTY TAX - UNIFORM FEES ON RECREATIONAL VEHICLES - Parley Hellewell
S.B. 31	COMMERCIAL HISTORIC BUILDING REHABILITATION - CORPORATE FRANCHISE AND INCOME TAX AND INDIVIDUAL INCOME TAX CREDITS - Beverly Ann Evans
S.B. 32	CONCEALED PERMIT HOLDERS REQUIREMENTS - Ron Allen
S.B. 44	BACKGROUND CHECK ON PRIVATE HANDGUN TRANSFERS - Millie M. Peterson
S.B. 45	TOBACCO SETTLEMENT ACCOUNT APPROPRIATION - Robert F. Montgomery
S.B. 51	SALES AND USE TAX EXEMPTION - CERTAIN PURCHASES OR LEASES BY A MANUFACTURER - Howard A. Stephenson
S.B. 52	CHARTER SCHOOL AMENDMENTS - Howard A. Stephenson
S.B. 54	DIRECTIVES FOR MEDICAL SERVICES - Karen Hale

S.B. 59	SALES AND USE TAX EXEMPTION FOR FOOD - Michael G. Waddoups
S.B. 60	CONSUMER REPORTS - PROTECTION OF ACCURACY OF INFORMATION - Gene Davis
S.B. 65	SENSITIVE SPECIES DESIGNATION AND WILDLIFE HABITAT CLASSIFICATIONS - Beverly Ann Evans
S.B. 67	PUBLIC SAFETY SALARY RECOMMENDATIONS - Scott N. Howell
S.B. 71	RETIREMENT DEFERRED COMPENSATION EMPLOYER MATCH - Gene Davis
S.B. 87	FIREARM AMENDMENTS - HOUSES OF WORSHIP AND PRIVATE RESIDENCES - Millie M. Peterson
S.B. 90	ICE CREAM AND MILK DISPENSER REQUIREMENTS - Gene Davis
S.B. 112	AVIATION FUEL TAX - Lyle W. Hillyard
S.B. 117	UTAH DEPARTMENT OF TRANSPORTATION CONSTRUCTION AND MAINTENANCE BID LIMIT - Ed P. Mayne
S.B. 128	FLOURIDE OPTION FOR SECOND CLASS COUNTIES - Robert F. Montgomery
S.B. 134	PUBLIC SAFETY RETIREES - COST OF LIVING ALLOWANCE - Mike Dmitrich
S.B. 143	CERTIFIED SHORTHAND REPORTERS LICENSING ACT AMENDMENTS - Terry R. Spencer
S.B. 153	CRIMINAL PENALTY AMENDMENTS - Terry R. Spencer
S.B. 154	APPROPRIATION FOR SOLDIER HOLLOW DAY LODGE AND HEBER VALLEY RAILROAD - Beverly Ann Evans
1st Sub S.B 161	RESTRICTIONS ON WEAPONS - ELEMENTARY AND SECONDARY SCHOOLS - Lane Beattie
1st Sub S.B 162	RESTRICTIONS ON WEAPONS - HOUSES OF WORSHIP - Lane Beattie
S.B. 169	ELECTRONIC MAIL REGULATIONS - John L. Valentine
S.B. 180	TAX PENALTIES - John L. Valentine
S.B. 184	REQUIREMENTS FOR RENTALS - Michael G. Waddoups
S.B. 185	OFFICE OF GUARDIAN AD LITEM AMENDMENTS - David Steele
S.B. 192	AMENDMENTS FOR WEAPONS - Beverly Ann Evans

S.B. 193	RESIDENTIAL LIEN RECOVERY FUND - Scott N. Howell
S.B. 194	WINERY AMENDMENTS - Leonard M. Blackham
S.B. 195	VOLUNTEER IMMUNITY ACT - L. Steven Poulton
S.B. 197	CORPORATE FRANCHISE AND INCOME TAXES - MINIMUM TAX - Ron Allen
S.B. 198	CORPORATE FRANCHISE AND INCOME TAXES - RATE INCREASE - Ron Allen
S.B. 201	PROPERTY TAXATION OF MOVIEMAKING EQUIPMENT - Mike Dmitrich
S.B. 202	PROPERTY TAX APPORTIONMENT OF ASSESSMENTS OF CERTAIN AIRLINE PROPERTY - John L. Valentine
S.B. 203	SALES AND USE TAX AND INCOME TAX REVISIONS - Millie M. Peterson
S.B. 205	COHABITANT ABUSE ACT AMENDMENTS - Terry R. Spencer
S.B. 207	OFFENSES AGAINST PERSONS IN CUSTODY - Paula F. Julander
S.B. 208	FRANCHISE TAX AMENDMENTS - John L. Valentine
S.B. 210	ADOPTION LAW AMENDMENTS - Terry R. Spencer
S.B. 212	EXEMPTION FROM WATERCRAFT LICENSURE - Pete Suazo
S.B. 216	PLACEMENT OF GROUP HOMES - LOCAL GOVERNMENT CONTROLS - L. Alma Mansell
S.B. 217	LOCAL HEALTH DEPARTMENT FEE AUTHORITY - David Steele
S.B. 219	DRINKING WATER TECHNICIAN CERTIFICATION - Howard C. Nielson
S.B. 224	COMMISSION OF DOMESTIC VIOLENCE IN THE PRESENCE OF A CHILD AMENDMENTS - David Steele
S.B. 225	COMMITTEE ON CRIMINAL JUSTICE FOR YOUTH AND ADULTS WITH MENTAL RETARDATION - Lyle W. Hillyard
S.B. 227	REGULATION OF TELECOMMUNICATIONS - Beverly Ann Evans
S.B. 229	SAN RAFAEL LEGACY AUTHORITY - Mike Dmitrich
S.B. 231	ELECTRIC RESTRUCTURING - Leonard M. Blackham

S.B. 232	TAX COLLECTION AMENDMENTS - Beverly Ann Evans
S.B. 233	AMENDMENTS TO PUBLIC UTILITY LAWS - Leonard M. Blackham
S.B. 236	WEAPONS RESTRICTIONS FOR THE MENTALLY ILL - Terry Spencer
S.B. 237	STRUCTURING ELECTRICAL UTILITY DEREGULATION - Michael G. Waddoups
S.B. 239	DISEASE TESTING FOR EMS PROVIDERS AND VOLUNTEERS - Millie M. Peterson
S.B. 241	CIVIL PROCESS EX PARTE CONTACT WITH PHYSICIAN - John L. Valentine
S.B. 243	MINOR'S ACCESS TO HARMFUL MATERIAL ON THE INTERNET - Scott N. Howell
S.B. 247	DRAMSHOP LIABILITY - Scott N. Howell
1st Sub S.B. 253	UTAH BOXING COMMISSION APPROPRIATION - Pete Suazo
S.B. 255	JUVENILE CURFEW AUTHORITY - Ed P. Mayne
S.B. 256	OPTIONAL COUNTY AFFORDABLE HOUSING FUNDS ACT - Karen Hale
S.B. 257	DEBT COLLECTION AMENDMENTS - Beverly Ann Evans
S.B. 258	HEALTH CARE AMENDMENTS - Paula F. Julander
S.B. 261	PROVIDING GENERAL GOVERNMENTS AMENDMENTS - Gene Davis
S.B. 262	AMENDMENTS TO GENERAL GOVERNMENT - Gene Davis
S.B. 265	RESIDENTIAL LIEN RECOVERY FUND AMENDMENTS - Lane Beattie
S.B. 266	ARCHITECTS LICENSING ACT AMENDMENTS - John L. Valentine
S.B. 267	REPEAL OF HOSPITAL PROVIDERS ASSESSMENT - Howard C. Nielson
S.B. 268	SAFE DRINKING WATER ACT AMENDMENTS - Parley Hellewell
S.B. 269	UNEMPLOYMENT INSURANCE - Ed P. Mayne
S.C.R. 2	STUDENTS IN LARGE HIGH SCHOOLS RESOLUTION - Millie M. Peterson
S.J.R. 3	RESOLUTION ON RENT MORATORIUM DURING OLYMPICS - Ron Allen

S.J.R. 5	RESOLUTION AMENDING NUMBER OF SENATORS - Howard C. Nielson
S.J.R. 7	RESOLUTION ON TIME OF GENERAL SESSIONS - Pete Suazo
S.J.R. 10	RESOLUTION ENCOURAGING REVIEW OF INDIAN SITES PRIOR TO CONSTRUCTION OF BEAR RIVER DEVELOPMENT PROJECT - Pete Suazo
S.J.R. 13	RESOLUTION ON TAX REDUCTION AND SIMPLIFICATION - John L. Valentine

The Rules Committee also recommends the enacting clause be stricken on the following bills that failed:

1st Sub S.B. 17	MINIMUM SCHOOL LEVY MODIFICATIONS - Lorin V. Jones
S.B. 29	INDIVIDUAL INCOME TAX - PERSONAL EXEMPTIONS - Howard C. Nielson
S.B. 93	GRADUATED DRIVER LICENSE AMENDMENTS - Robert F. Montgomery
1st Sub S.B. 101	STATE BUILDING OWNERSHIP AUTHORITY AMENDMENTS - Peter C. Knudson
S.B. 171	INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX CREDITS - CONTRIBUTIONS TO PROVIDERS OF SERVICES TO PERSONS WITH DISABILITIES - Robert F. Montgomery
S.B. 176	HIGHWAY IMPROVEMENT FUNDING - Lane Beattie

L. Steven Poulton
Senate Rules Committee Chair

Report filed.

* * *

On motion of Senator Lyle Hillyard, the Senate struck the enacting clause on all House bills and resolutions remaining on the Senate calendar and with the Rules Committee.

On motion of Senator Lyle Hillyard, the Senate struck the enacting clause on all Senate bills and resolutions remaining on the calendar and with the Rules Committee and ordered them filed.

President 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 2000 General Session of the Fifty-Third Legislature.

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

President Beattie appointed Senators John Valentine, Robert Muhlestein, and Ron Allen to notify the House of Representatives that the Senate has concluded its business and is ready to adjourn sine die.

On motion of Senator Robert Montgomery, the Senate voted to give each member of the Senate staff an additional 16 hours' compensation at the rates established for each employee.

Senator Robert Montgomery, Chairman of the Employee Committee, asked that all Senate employees stand and receive the thanks of the senators. He also expressed thanks to all the legislative employees serving in the Office of Legislative Research and General Counsel, Fiscal Analyst, Auditor General, and Legislative Printing.

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

Senator Nielson reported that his committee, with a like committee from the House of Representatives, had notified the Governor. The Governor asked that the committee convey to each house that he has no further business to bring before the legislature but that he would like to speak before each house prior to their adjournment sine die.

Governor Leavitt made closing remarks and expressed appreciation to the Senate.

President Beattie expressed appreciation to Senator David Steele for his excellent service as Appropriations Chairman and to Senator John Valentine for his service as Appropriations Vice-Chairman.

Senator Robert Montgomery also expressed appreciation to the Senate interns for the exceptional work they have done throughout the session.

Senator Hillyard and Senator Howell expressed appreciation to the opposite party.

On motion of Senator Hillyard, the Senate adjourned sine die.

COMMUNICATIONS FROM THE GOVERNOR

Mr. President March 1, 2000

This is to inform you that on March 18, 2000, I decided, after careful consideration and study, to veto **H. B. 223**, SCHOOL AND INSTITUTIONAL TRUST LANDS AMENDMENTS, and have transmitted it to the Lieutenant Governor for filing.

House Bill 223 makes various improvements to the law governing the administration of School and Institutional Trust Lands. However, after the bill passed, it came to my attention that some of the language in the final version of the bill deleted an important part of the law that sets up a presumption about the passage of constructive title to trust land purchasers and also created a potential for problems in the manner in which patents are issued. After conferring with authorities administering the trust lands, they requested that I veto the bill; and

This is to inform you that on March 17, 2000, I decided to veto **H.B. 241**, ANNUAL LEAVE ACCRUAL FOR STATE EMPLOYEES, and have transmitted it to the Lieutenant Governor for filing.

House Bill 241 begins a new program where a state employee can convert annual leave to a 401(k) program. The program is restricted to annual leave hours that an employee will lose at the end of the year. However, the program was not funded by the legislature and requires agencies to pay for the cost from existing budgets.

While I agree with the concept that employees should receive a benefit for annual leave that they cannot use, the program should be funded with appropriations; and

This is to inform you that on March 17, 2000, I decided to veto **H.B. 257**, CAPITOL PRESERVATION BOARD DUTIES AND RESPONSIBILITIES, and have transmitted it to the Lieutenant Governor for filing.

House Bill 257 shifts control of the Capitol Hill greenhouses from DFCM to the Capitol Preservation Board, and it allows the Capitol Preservation Board to select a vice chair from its members. These provisions seem to be good policy; however, the bill does not allow the governor to alter the budget for the Capitol Preservation Board once the Board submits its annual budget request.

I believe this last provision was unintentionally left in the bill, but it restricts the budgetary process. All submitted budget requests should be subject to

scrutiny, taking into account the many factors involved in developing a budget. The Capitol Preservation Board's budget should face the same scrutiny as all other budget requests; and

This is to inform you that on March 18, 2000, I decided, after careful consideration and study, to veto H.B. 411, PUBLIC EDUCATION CURRICULUM AMENDMENTS, and have transmitted it to the Lieutenant Governor for filing.

House Bill 411 amends the health curriculum taught in the state System of Public Education. Specifically, the bill indicates what teachers are permitted to instruct about "sexual activity."

This area of instruction demands a high degree of parental discretion and involvement. Educators must take most seriously their role of public trust and approach this subject with the utmost sensitivity for values taught in the home. Public schools should not be the forum for establishing a child's sense of the morals of intimacy, nor should schools undermine parental teachings on this topic.

While the intent of this legislation is worthy, the bill as drafted includes inconsistencies and uncertainties that could make administration and interpretation of the law confusing.

The current Core Curriculum in Health Education is based on the presumption of abstinence before marriage and fidelity after marriage. The curriculum has been developed with a great deal of public involvement and reviewed in numerous public hearings. Current state statute and State Board of Education rule define limits in this area of instruction and do not permit the advocacy or encouragement of the use of contraceptive methods by unmarried minors.

Perhaps the most important aspect of the existing curriculum and policy is that parents have the final say regarding their children's participation in classes that provide instruction in human sexuality. Schools must disclose to parents the topics that will be addressed, and parents must be notified and give permission for their children to participate in a class that addresses this topic. The permission granted by parents for their children to participate is very high. In fact, one large urban district informed me that 97% of parents give permission for their children to participate in these classes. As a parent I have been contacted by my children's school and been informed as to what would be taught and required to give my permission for each child to receive any instruction in this area. I might add that my own experiences with schools dealing with this subject have been positive.

However, I understand there have been some violations of the requirements of the law and curriculum policies. Such incidents are neither acceptable nor should they be tolerated. I have worked with the State Board of Education and have received their agreement that the board will implement, at minimum, the rule changes below:

1. Requiring professional development for all newly hired teachers and all administrators on the law and policies related to health instruction, and requiring school districts to provide similar training ever third year of an educator's employment.

2. Requiring every school district to form a review committee, to include parents, health professionals, school health educators and district administrators, with at least as many parents as school employees. The committee will review and approve all guest speakers or presenters and materials to be used in any course related to human sexuality.

3. Requiring all districts, schools and teachers to use common parental notification documents approved by the State Board of Education, and disseminate and collect these documents within a common time period.

4. Requiring all human sexuality instructional programs not developed by the State Board of Education to be reviewed and recommended by the State Textbook Commission and approved by the State Board of Education.

5. Directing school districts to refer educators who willfully violate these provisions to the Utah Professional Practices Advisory Commission for possible disciplinary actions, including the potential loss of license.

6. Establishing an accountability system whereby schools, school districts and the State Office of Education track, resolve and report any complaints or concerns parents may have resulting from student participation in human sexuality instruction.

I call on the State Board of Education to ensure that all rules and policies are followed. I reiterate, any teacher found to willfully violate these policies will be subject to potential termination of their teaching contract. Schools will be accountable for addressing and reporting the concerns of parents.

This bill has sparked meaningful discussion and provided the opportunity to address some concerns related to how our schools deal with this sensitive and important topic. We cannot take this matter lightly. Parents must be involved. Abstinence and fidelity are the essential core of instruction for our students.

Although I am vetoing this bill, there will be positive changes of policy that will ensure state law and that curriculum policy is followed; and

This is to inform you that on March 17, 2000, I decided to veto S.B. 252, FIREFIGHTER RETIREMENT AMENDMENTS, and have transmitted it to the Lieutenant Governor for filing.

This bill creates a guaranteed 401(k) benefit for state and local government firefighters that is automatically funded with reduced retirement rates beginning July 1, 2000 and thereafter.

Language in the Senate Journal for March 1, 2000, makes it known that 'It is the intent of the Legislature that during the 2001 legislative session 2nd Sub. SB 252 'Firefighter Retirement Amendments' shall be repealed effective June 30, 2001, and in its place language shall be adopted to insure that, in the event of a contribution rate adjustment in either the firefighters or public safety retirement systems, that this adjustment shall be used for the sole purpose of determining compensation and benefit adjustments.'

I believe that the cost savings for future retirement rate reductions should be evaluated on a yearly basis. The firefighters and their local government employees may use this for a 401(k) benefit or other worthy benefits. In addition, if this benefit is going to be repealed in the next Legislative Session, it should not be implemented.

Michael O. Leavitt, Governor

Communications filed.

SUMMARY OF LEGISLATION
2000 GENERAL SESSION

	House	Senate	Total
Bills Introduced	427	273	700
Bills Passed	203	157	360
Bills Vetoed	4	1	5
Line Items Vetoed	1	0	1
Total Bills Enacted	***199***	**156**	**355**
Joint Resolutions Introduced	17	14	31
Concurrent Resolutions Introduced	10	3	13
House & Senate Resolutions Introduced	5	5	10
Total Resolutions Introduced	***26***	***18***	**44**
Joint Resolutions Passed	7	8	15
Concurrent Resolutions Passed	8	2	10
House & Senate Resolutions Passed	3	5	8

STATISTICAL SUMMARY OF GENERAL SESSIONS
1994-2000

	1994	1995	1996	1997	1998	1999	2000
Bills Introduced	810	760	797	668	691	640	700
Bills Passed	330	361	353	400	425	384	360
Bills Vetoed	4	6	5	6	7	5	5
Vetos Overridden	0	0	0	0	0	0	0
Joint Resolutions Introduced	44	34	45	37	37	25	31
Joint Resolutions Passed	9	20	17	23	17	12	15
Concurrent Resolutions Introduced	27	20	17	14	19	10	13
Concurrent Resolutions Passed	12	15	11	9	15	7	10
House & Senate Resolutions Introduced	8	7	7	12	7	9	10
House & Senate Resolutions Passed	5	7	5	9	6	8	8

GOVERNOR'S ACTION ON LEGISLATION
2000 GENERAL SESSION

Veto

HB 223 School and Institutional Trust Lands Amendments
HB 241 Annual Leave Accrual for State Employees
HB 257 Capitol Preservation Board Duties and Responsibilities
HB 411 Public Education Curriculum Amendments
SB 252 Firefighter Retirement Amendments

Line Item Veto

HB 3 Supplemental Appropriations II Item 137

Law Without Signature

HB 320 Public Utility Amendments
SB106 Retirement Benefit Enhancement
SB 273 Highway Bonding

Signed with a Letter

SB 235 Bonding for State Fairpark Corporation

SUBJECT INDEX

ALL SENATE AND HOUSE BILLS

AND RESOLUTIONS

(P) - Passed & (F) - Failed

2000 GENERAL SESSION

FIFTY-THIRD LEGISLATURE

January 17 through March 1, 2000

SUBJECT INDEX TITLES

ABORTION

Abortion by Gynecologist, Throckmorton, M. ..... HB0237 (F)
Resolution Urging Federal Constitutional Amendment to Protect the Life of the Unborn, Way, G. ..... HJR017 (F)

ABUSE

Child Abuse Database Information, Valentine, J. ..... SB0109 (P)
Child Abuse Homicide, Snow, G. ..... HB0056 (P)
Child Protection Revisions, Throckmorton, M. ..... HB0122 (F)
Cohabitant Abuse Act Amendments, Spencer, T. ..... SB0205 (F)
Commission of Domestic Violence in the Presence of a Child Amendments, Steele, D. ..... SB0224 (F)
Pilot Program for Differentiated Responses to Child Abuse and Neglect Reports, Throckmorton, M. ..... HB0259 (P)
Proceeding to Terminate Parental Rights, Throckmorton, M. .... HB0295 (F)
Sexual Offenses Against Minors, Beck, T. ..... HB0074 (P)

ADMINISTRATIVE RULES AND PROCEDURES

Civil Process Ex Parte Contact with Physician, Valentine, J. ..... SB0241 (F)
Judicial Review of Final Agency Actions, Snow, G. ..... HB0269 (F)
Reauthorization of Administrative Rules, Stephenson, H. ..... SB0085 (P)

ADMINISTRATIVE SERVICES

Capital Projects Approval and Administration, Adair, G. ..... HB0292 (P)
Debt Collection Amendments, Evans, B. ..... SB0257 (F)
Procurement Code Requirements of Health Care Benefits, Mayne, E. ..... SB0027 (F)
Quality Assurance on Construction of Public Buildings, Mayne, E. ..... SB0105 (P)

ADOPTION

Adoptee Access to Birth Records, Zolman, D. ..... HB0346 (F)
Adoption Act Amendments, Hillyard, L. ..... SB0124 (P)
Adoption Law Amendments, Spencer, T. ..... SB0210 (F)
Adoption Procedures, Nielson, H. ..... SB0063 (F)
Maternity Insurance Coverage for Adoptive Parents, Mayne, E. ..... SB0254 (P)

Notice to Potential Adoptive Parents, Stephens, N. ..... HB0192 (P)
Postadoption Contract Between Child and Birth Parent, Stephens, N. ..... HB0309 (F)
Privatization of Adoption of Children in State Custody, Stephens, N. ..... HB0179 (F)

AERONAUTICS

Appropriation for Airport Authority, Hillyard, L. ..... SB0150 (P)
Aviation Fuel Tax, Hillyard, L. ..... SB0112 (F)

AGRICULTURE

Agriculture Act Amendments, Olsen, E. ..... HB0216 (P)
Appropriation for Projects to Improve Private Grazing Lands, Gowans, J. ..... HB0359 (F)
Appropriation for Soil Conservation Districts, Gowans, J. ..... HB0015 (P)
Commercial Driver Agricultural Exemption, Iverson, D. ..... HB0364 (P)
Deer Management Within Domesticated Elk Facilities, Wright, B. ..... HB0328 (F)
Elk Ranching Enclosure Amendments, Wright, B. ..... HB0283 (F)
Ice Cream and Milk Dispenser Requirements, Davis, G. ..... SB0090 (F)
Insect Infestation Funding, Gowans, J. ..... HB0375 (F)
Resolution Urging Federal Funding to Fight Grasshopper and Cricket Infestation, Gowans, J. ..... HCR001 (P)
Trespass Across Cultivated Land, Buttars, C. ..... HB0041 (P)
Trichomoniasis Prevention and Control, Johnson, B. ..... HB0234 (P)
Utah Horse Promotion, Chard, B. ..... HB0344 (F)

AIRPORTS

Property Tax Resolution - Airline Property Taxes, Harper, W. ... HJR013 (F)
Smoke Free Airports, Tanner, J. ..... HB0190 (F)

ALCOHOLIC BEVERAGE CONTROL

Alcoholic Beverage Control Amendments, Koehn, S. ..... HB0286 (F)
Joint Resolution Encouraging Study of Alcoholic Beverage Server Training, Saunders, C. ..... HJR012 (P)
Winery Amendments, Blackham, L. ..... SB0194 (F)

ALCOHOLIC BEVERAGES

Alcoholic Beverage Control Amendments, Koehn, S. ..... HB0286 (F)
Dramshop Liability, Howell, S. ..... SB0247 (F)

Dramshop Modifications, Hillyard, L. ..... SB0251 (P)
Driving Under the Influence Amendments, Stephens, N. ..... HB0209 (P)
Enhanced Penalties for High Blood Alcohol
Content in Drivers, Stephens, N. ..... HB0208 (P)
Joint Resolution Encouraging Study of Alcoholic
Beverage Server Training, Saunders, C. ..... HJR012 (P)
Liquor Package Agency Contracts, Styler, M. ..... HB0172 (F)
Winery Amendments, Blackham, L. ..... SB0194 (F)

APPROPRIATIONS

Applied Technology Education Task Force, Alexander, J. ..... HB0336 (P)
Appropriation and Spending Limitation Cap -
Centennial Highway Fund, Stephens, M. ..... HB0194 (P)
Appropriation for Airport Authority, Hillyard, L. ..... SB0150 (P)
Appropriation for Assistive Technology, Montgomery, R. ..... SB0131 (P)
Appropriation for Centennial Trails, Tyler, A. ..... HB0214 (F)
Appropriation for Children's Museum, Koehn, S. ..... HB0341 (F)
Appropriation for Environmental Literacy, Iverson, D. ..... HB0025 (F)
Appropriation for Higher Education Extension
Programs At County Jails, Pace, L. ..... HB0068 (P)
Appropriation for Land Use Planning, Iverson, D. ..... HB0240 (F)
Appropriation for Mapping and Documentation
of R.S. 2477 Rights-of-Way, Johnson, B. ..... HB0154 (P)
Appropriation for National High School Rodeo
Competitions, Hatch, T. ..... HB0381 (F)
Appropriation for On-site Wastewater Treatment Systems
Training, Blackham, L. ..... SB0116 (F)
Appropriation for Projects to Improve Private Grazing
Lands, Gowans, J. ..... HB0359 (F)
Appropriation for Purchase of Freedom Shrine Documents,
Mayne, E. ..... SB0026 (P)
Appropriation for Salt Lake Community College,
Duckworth, C. ..... HB0413 (F)
Appropriation for School Funding, Styler, M. ..... HB0017 (F)
Appropriation for Soil Conservation Districts, Gowans, J. ..... HB0015 (P)
Appropriation for Soldier Hollow, Snow, G. ..... HB0092 (P)
Appropriation for Soldier Hollow Day Lodge and Heber
Valley Railroad, Evans, B. ..... SB0154 (F)
Appropriation for Special Prosecutor and Investigator,
Bigelow, R. ..... HB0062 (F)
Appropriation for the Arts, Jones, L. ..... SB0033 (F)

Appropriation for Utah Botanical Center, Dillree, M. ..... HB0251 (F)
Appropriation for Utah State Fairpark, Suazo, P. ..... SB0136 (P)
Appropriation for Wildlife Damage Management, Hatch, T. ..... HB0236 (P)
Appropriation for Winners of History Contests, Siddoway, R. ..... HB0235 (P)
Appropriation for Youth Leadership Summit, Evans, B. ..... SB0148 (F)
Appropriation to Archive Records from
Former Governors, Pace, L. ..... HB0246 (F)
Appropriation to Memory Grove Foundation, Suazo, P. ..... SB0118 (F)
Appropriation to State Fire Museum, Allen, R. ..... SB0122 (F)
Appropriations Act, Steele, D. ..... SB0001 (P)
Associations of Governments Appropriation, Dmitrich, M. ..... SB0011 (P)
Canal Safety Program, Ferry, B. ..... HB0021 (F)
Clarification of Responsibility and Appropriation for
Domestic Violence Shelters, Pace, L. ..... HB0143 (F)
Classroom Supplies, Bigelow, R. ..... HB0189 (P)
Education Budget Reserve Account, Hillyard, L. ..... SB0098 (F)
Endowment Fund for Tobacco Settlement Monies, Walsh, R. ..... HB0390 (P)
Funding for Capital Improvement Projects, Adair, G. ..... HB0006 (F)
Higher Education Archeological Instruction
Program, Johnson, K. ..... HB0247 (P)
Incentives for Elementary Reading Performance, Bigelow, R. ..... HB0397 (P)
Insect Infestation Funding, Gowans, J. ..... HB0375 (F)
Investigation of Polygamist Activities, Allen, R. ..... SB0008 (F)
Joint Rules Resolution - Appropriations
Process, Blackham, L. ..... SJR001 (F)
Management Plan for Tobacco Settlement
Proceeds, Alexander, J. ..... HB0408 (F)
Obscenity and Pornography Complaints
Ombudsman, Olsen, E. ..... HB0343 (P)
Olene Walker Housing Trust Fund Appropriation, Harper, W. ..... HB0054 (P)
Professional Development Instruction for
Educators, Throckmorton, M. ..... HB0231 (F)
Public Education Textbook Funding, Johnson, K. ..... HB0391 (F)
Repeal of Hospital Provider Assessment, Dayton, M. ..... HB0271 (F)
Supplemental Appropriations Act, Alexander, J. ..... HB0001 (P)
Supplemental Appropriations II, Alexander, J. ..... HB0003 (P)
Tobacco Prevention and Treatment Endowment, Allen, D. ..... SB0140 (F)
Tobacco Settlement Account Appropriation, Montgomery, R. ..... SB0045 (F)
Use of Constitutional Defense Council
Restricted Account, Hatch, T. ..... HB0207 (P)

Use of Settlement Proceeds for Tobacco Prevention, Morgan, K. ..... HB0012 (F)
Use of Tobacco Fund Proceeds, Short, R. ..... HB0293 (P)
Use of Tobacco Funds for Smoking Cessation, Hansen, N. ..... HB0094 (F)
Use of Tobacco Settlement Revenues, Poulton, L. ..... SB0015 (P)
Utah Boxing Commission Appropriation, Suazo, P. ..... SB0253 (F)
Utah Heritage Highway Appropriation, Blackham, L. ..... SB0123 (P)

ARCHIVES

Appropriation to Archive Records from Former Governors, Pace, L. ..... HB0246 (F)

ARTS

Fine Arts Curriculum in Public Schools, Olsen, E. ..... HB0325 (P)
Resolution on Funding the Arts in Public Schools, Hale, K. ..... SJR009 (P)

ATTORNEYS

Attorney Lien Law, Hogue, D. ..... HB0150 (F)
Background Checks for Bar Applicants, Arent, P. ..... HB0075 (P)
Investigation of Polygamist Activities, Allen, R. ..... SB0008 (F)
Office of Guardian Ad Litem Amendments, Steele, D. ..... SB0185 (F)
Provision for Special Prosecutor and Investigator for Bigamy, Bigelow, R. ..... HB0422 (F)

BENEFITS/CLAIMS

Defined Contribution Option, Rowan, T. ..... HB0109 (P)
Retirement Benefit Enhancement, Nielson, H. ..... SB0106 (P)
Retirement Office Amendments, Short, R. ..... HB0272 (P)

BOARD OF PARDONS AND PAROLE

Board of Pardons and Parole Amendments, Cox, G. ..... HB0366 (F)

BONDS

2000 Bond Bill and Capital Facilities Authorizations, Adair, G. ..... HB0002 (P)
Bond Anticipation Notes, Throckmorton, M. ..... HB0421 (F)
Bonding for State Fairpark Corporation, Suazo, P. ..... SB0235 (P)
Higher Education Revenue Bond, Alexander, J. ..... HB0210 (P)
Highway Bonding, Steele, D. ..... SB0273 (P)
Highway Improvement Funding, Beattie, L. ..... SB0176 (F)

Revenue Bonds for Municipalities, Montgomery, R. ..... SB0110 (P)
Special Districts - Bonding Limitation, Bennion, C. ..... HB0350 (F)
Special Election Notice to Registered Voters, Way, G. ..... HB0076 (P)

BUSINESS

Accountancy Practice Act, Valentine, J. ..... SB0226 (P)
Alcoholic Beverage Control Amendments, Koehn, S. ..... HB0286 (F)
Amendments to Digital Signature Act, Steele, D. ..... SB0076 (P)
Amendments to Insurance Law, Nelson, L. ..... HB0339 (F)
Amendments to Public Assistance, Frandsen, L. ..... HB0029 (P)
Appropriation for Soldier Hollow, Snow, G. ..... HB0092 (P)
Architects Licensing Act Amendments, Valentine, J. ..... SB0266 (F)
Background Check on Private Handgun Transfers, Peterson, M. ..... SB0044 (F)
Bail and Bail Bond Surety Related Amendments, Poulton, L. ... SB0220 (P)
Burglar Alarm Licensure Revisions, Mansell, L. ..... SB0196 (P)
Business Entity Amendments, Bradshaw, A. ..... HB0114 (P)
Business License Fee Amendments, Valentine, J. ..... SB0126 (P)
Chief Information Officer Amendments, Steele, D. ..... SB0077 (P)
Condominium Privacy, Holladay, B. ..... HB0115 (P)
Consumer Protection Amendments, Biskupski, J. ..... HB0082 (F)
Consumer Reports - Protection of Accuracy of Information, Davis, G. ..... SB0060 (F)
Contractor Licensing Amendments, Ure, D. ..... HB0324 (P)
Control Shares Acquisition, Swallow, J. ..... HB0353 (P)
Cosmetologist/ Barbers Licensure Exemptions, Evans, B. ..... SB0152 (P)
Department of Community and Economic Development Amendments, Adair, G. ..... HB0315 (P)
Digital Certificates and Identification Amendments, Howell, S. ..... SB0056 (P)
Dramshop Liability, Howell, S. ..... SB0247 (F)
Dramshop Modifications, Hillyard, L. ..... SB0251 (P)
Drinking Water Technician Certification, Nielson, H. ..... SB0219 (F)
Electric Deregulation and Customer Choice Task Force Amendments, Waddoups, M. ..... SB0250 (P)
Electric Restructuring, Blackham, L. ..... SB0231 (F)
Electronic Mail Regulations, Valentine, J. ..... SB0169 (F)
Equity in Prescription Coverage, Julander, P. ..... SB0009 (F)
Financial Assistance for Business Relocation in Rural Communities, Styler, M. ..... HB0407 (P)
Financial Institutions Amendments, Spencer, T. ..... SB0222 (P)

Financial Institutions Modernization Act, Hickman, J. ..... HB0370 (F)
Health Care Benefits - Grievance Review Process,
Knudson, P. ..... SB0050 (P)
Health Insurance Provisions - Interim Review, Lockhart, R. ..... HB0228 (P)
Health Insurers - Coverage of Emergency Medical Services,
Carlson, M. ..... HB0185 (P)
Health Insurers - Referral to Specialist Process, Carlson, M. .... HB0186 (P)
Hearing Aid Approval and Return Period, Siddoway, R. ..... HB0305 (F)
Identity Fraud, Davis, G. ..... SB0075 (P)
Insurance Coverage and Common Area Amendments
for Condominiums, Dillree, M. ..... HB0264 (P)
Insurance Department - Health Insurance Reporting
Requirements, Lockhart, R. ..... HB0254 (F)
Insurance Department - Health Policy Responsibilities,
Lockhart, R. ..... HB0230 (F)
Insurance Department Review of Health Insurance Legislation,
Lockhart, R. ..... HB0055 (F)
Insurance Law Amendments, Poulton, L. ..... SB0190 (P)
Interest on Mortgage Loan Reserve Accounts Amendments,
Curtis, G. ..... HB0367 (F)
Joint Resolution Encouraging Study of Alcoholic
Beverage Server Training, Saunders, C. ..... HJR012 (P)
Licensing Security Officers, Steele, D. ..... SB0053 (F)
Life Insurance Guaranty Associations, Nelson, L. ..... HB0282 (F)
Liquor Package Agency Contracts, Styler, M. ..... HB0172 (F)
Maternity Insurance Coverage for Adoptive Parents,
Mayne, E. ..... SB0254 (P)
Medical Claims Amendments, Montgomery, R. ..... SB0096 (F)
Medical Exclusions in Individual Health Insurance Policies,
Nielson, H. ..... SB0164 (P)
Motor Fuel Marketing Amendments, Hellewell, P. ..... SB0046 (F)
Notary Public Requirements, Valentine, J. ..... SB0145 (P)
Personal Information Privacy Task Force, Olsen, E. ..... HB0070 (F)
Privacy of Financial Information, Hale, K. ..... SB0041 (P)
Privatization Policy Board, Swallow, J. ..... HB0289 (F)
Professional Boxing Licensure and Regulation, Suazo, P. ..... SB0135 (P)
Professional Corporation Act Amendments, Allen, D. ..... SB0107 (P)
Property Taxation of Moviemaking Equipment, Dmitrich, M. ... SB0201 (F)
Real Estate Recording Law Amendments, Allen, R. ..... SB0215 (P)
Recycling Market Development Zone Act and
Related Tax Credits, Ferry, B. ..... HB0171 (P)

Release Binding Technology on Snowboards and Ski-boards, Bryson, K. ..... HB0332 (F)
Removing Barriers to Electronic Government Services Delivery, Chard, B. ..... HB0090 (P)
Rental Application Fees, Waddoups, M. ..... SB0042 (F)
Repeal of Motor Fuel Marketing Act, Zolman, D. ..... HB0013 (F)
Requirements for Rentals, Waddoups, M. ..... SB0184 (F)
Residential Lien Recovery Fund, Howell, S. ..... SB0193 (F)
Residential Lien Recovery Fund Amendments, Beattie, L. ..... SB0265 (F)
Resolution Recognizing Jeff Hornacek, Stephens, M. ..... HCR009 (P)
Resolution Recognizing Natalie Williams, Stephens, M. ..... HCR008 (P)
Revised Nonprofit Corporation Act, Hillyard, L. ..... SB0061 (P)
Rights of Property Owner to Rent Property, Dayton, M. ..... HB0355 (F)
Rights-Of-Way Amendments, Ferry, B. ..... HB0129 (F)
Sale of Motor Vehicle, Julander, P. ..... SB0163 (P)
Sales of Cigarettes Intended for Export, Montgomery, R. ..... SB0218 (P)
Shareholder Derivative Actions, Curtis, G. ..... HB0086 (P)
State Government Amendments - Consumer Sales Practices, Jones, D. ..... HB0424 (F)
Structuring Electrical Utility Deregulation, Waddoups, M. ..... SB0237 (F)
Telephone Solicitation Regulation, Olsen, E. ..... HB0045 (F)
Unauthorized Charges on Utility Bills - Cramming Amendments, Allen, S. ..... HB0043 (P)
Unenforceable Agreements - Limits on Retention Proceeds, Koehn, S. ..... HB0365 (P)
Uniform Commercial Code - Article 9 - Secured Transactions, Hillyard, L. ..... SB0168 (P)
Unprofessional Conduct in Construction Trade, Short, R. ..... HB0268 (P)
Utah Residential Mortgage Practices Act, Adair, G. ..... HB0107 (P)
Water Companies and Associations - Assessment and Voting Rights, Dmitrich, M. ..... SB0022 (F)
Weapons Amendments, Jones, D. ..... HB0095 (F)
Welfare Fraud Amendments, Hansen, N. ..... HB0202 (P)
Winery Amendments, Blackham, L. ..... SB0194 (F)

BUSINESS DEVELOPMENT

Financial Assistance for Business Relocation in Rural Communities, Styler, M. ..... HB0407 (P)
Public Use of State-Owned Lands, Hull, J. ..... SB0028 (P)
Student Education/occupation Plan Amendments, Throckmorton, M. ..... HB0263 (F)

CEMETERIES

Endowment Care Cemetery Amendments, Jones, L. ..... SB0111 (P)

CHARITIES

Donation of Nonschedule Drugs or Devices -
Liability Protection, Suazo, P. ..... SB0007 (P)
Revised Nonprofit Corporation Act, Hillyard, L. ..... SB0061 (P)

CHIEF INFORMATION OFFICER

Amendments to Digital Signature Act, Steele, D. ..... SB0076 (P)
Chief Information Officer Amendments, Steele, D. ..... SB0077 (P)

CHILD CARE

Child Visitation Guidelines, Stephens, M. ..... HB0242 (P)
Residential Child Care Registration, Alexander, J. ..... HB0427 (F)
Safety Belt Law Amendments, Montgomery, R. ..... SB0012 (P)

CHILD RESTRAINTS

Seat Belt Compliance - Civil Litigation, Alexander, J. ..... HB0399 (F)

CHILD SUPPORT

Child Support Amendments, Hillyard, L. ..... SB0049 (P)
Child Support for Children in State Custody, Anderson, E. ..... HB0100 (P)
Child Support Guidelines, Hillyard, L. ..... SB0187 (P)

CHILDREN

Adoptee Access to Birth Records, Zolman, D. ..... HB0346 (F)
Adoption Procedures, Nielson, H. ..... SB0063 (F)
Advanced Readers At Risk, King, B. ..... HB0299 (F)
Amendments to Child Welfare, Stephens, N. ..... HB0103 (P)
Appropriation for Winners of History Contests, Siddoway, R. ..... HB0235 (P)
Appropriation for Youth Leadership Summit, Evans, B. ..... SB0148 (F)
Child Abuse Database Information, Valentine, J. ..... SB0109 (P)
Child Abuse Homicide, Snow, G. ..... HB0056 (P)
Child Custody Mediation Procedure, Baca, L. ..... HB0104 (F)
Child Protection Amendments, Poulton, L. ..... SB0223 (P)
Child Protection Revisions, Throckmorton, M. ..... HB0122 (F)
Child Support for Children in State Custody, Anderson, E. ..... HB0100 (P)
Child Support Guidelines, Hillyard, L. ..... SB0187 (P)

Child Visitation Guidelines, Stephens, M. ..... HB0242 (P)
Child Welfare Mediation, Curtis, G. ..... HB0329 (P)
Class Size Reduction, Hogue, D. ..... HB0238 (F)
Commission of Domestic Violence in the
Presence of a Child Amendments, Steele, D. ..... SB0224 (F)
Controlled Substances Act - Oversight of Prescribing Psychiatric
Drugs or Medications for Children, Throckmorton, M. ..... HB0380 (F)
Division of Child and Family Services Amendments,
Harper, W. ..... HB0312 (P)
Expedited Visitation Enforcement Program, Peterson, M. ..... SB0039 (P)
Forfeiture Relating to Sexual Offenses Against Children,
Buckner, P. ..... HB0173 (F)
Grandparents Visitation Rights, Spencer, T. ..... SB0166 (P)
Higher Education Tuition and Fees Exemption, Tanner, J. ..... HB0253 (F)
Hospital Bills Reflection of Hospital Provider Assessment,
Dayton, M. ..... HB0159 (F)
Immunity for Foster Care Referral, Swallow, J. ..... HB0337 (P)
Injury of Child - Noncustodial Parent's Notification, Fife, F. .... HB0394 (F)
Legislative Audits of Child Welfare System, Stephens, N. ..... HB0175 (P)
Medical Provisions for Children of Divorce, Fife, F. ..... HB0393 (F)
Notice to Potential Adoptive Parents, Stephens, N. ..... HB0192 (P)
Office of Guardian Ad Litem Amendments, Steele, D. ..... SB0185 (F)
Parental Rights Amendments, Stephens, N. ..... HB0102 (P)
Pilot Program for Differentiated Responses to Child Abuse
and Neglect Reports, Throckmorton, M. ..... HB0259 (P)
Postadoption Contract Between Child and Birth Parent,
Stephens, N. ..... HB0309 (F)
Privatization of Adoption of Children in State Custody,
Stephens, N. ..... HB0179 (F)
Proceeding to Terminate Parental Rights, Throckmorton, M. .... HB0295 (F)
Protection for Children and Elderly, Suazo, P. ..... SB0188 (P)
Public Access to Witness' Testimony, Shurtliff, L. ..... HB0132 (F)
Repeal of Hospital Provider Assessment, Dayton, M. ..... HB0271 (F)
Repeal of Hospital Providers Assessment, Nielson, H. ..... SB0267 (F)
Residential Child Care Registration, Alexander, J. ..... HB0427 (F)
Restructuring Families, Agencies, and Communities Together,
Bourdeaux, D. ..... HB0147 (F)
Seat Belt Compliance - Civil Litigation, Alexander, J. ..... HB0399 (F)
Sexual Offenses Against Minors, Beck, T. ..... HB0074 (P)

Tuition Waivers for Children in Long-term Foster Care, Siddoway, R. ..... HB0193 (F)
Uniform Child Custody Act, Hillyard, L. ..... SB0104 (P)

CLEAN FUELS

Incentives to Purchase Clean Fuel Vehicles, Harper, W. ..... HB0323 (P)

CODE OF CRIMINAL PROCEDURE

Admissibility of Polygraph Evidence, Gladwell, D. ..... HB0052 (F)
Asset Forfeiture Revisions, Wright, B. ..... HB0124 (F)
Bail and Bail Bond Surety Related Amendments, Poulton, L. ... SB0220 (P)
Expungement of Convictions Amendments, Bryson, K. ..... HB0250 (P)
Mental Health and Corrections Law Amendments, Montgomery, R. ..... SB0175 (P)
Peace Officers' Authority, Holladay, B. ..... HB0059 (P)
Reilly Civil Stalking Amendments, Shurtliff, L. ..... HB0034 (F)
Search Warrant Amendment, Bowman, D. ..... HB0327 (F)
Victim Representation At An Execution, Allen, D. ..... SB0165 (P)

COMMERCE AND TRADE

Electronic Mail Regulations, Valentine, J. ..... SB0169 (F)
Motor Fuel Marketing Amendments, Hellewell, P. ..... SB0046 (F)
Movie Theater - Age Verification Requirement, Hogue, D. ..... HB0316 (F)
Payment to Dealer for Vehicle Use, Mansell, L. ..... SB0199 (P)
Property Crimes Amendments, Stephens, N. ..... HB0085 (F)
Repeal of Motor Fuel Marketing Act, Zolman, D. ..... HB0013 (F)
Unenforceable Agreements - Limits on Retention Proceeds, Koehn, S. ..... HB0365 (P)
Unlawful Use of Theft Detection Devices, Hickman, J. ..... HB0348 (P)

COMMITTEE OF UTILITY CONSUMER SERVICES

Public Utility Amendments, Ure, D. ..... HB0320 (P)

COMMITTEES, LEGISLATIVE

Health Insurance Provisions - Interim Review, Lockhart, R. ..... HB0228 (P)
Legislative Interim Committees, Short, R. ..... HB0307 (P)

COMMUNITY DEVELOPMENT

Amendments to Department of Community and Economic Development, Harper, W. ..... HB0206 (P)

Community and Economic Development Amendments, Harper, W. ..... HB0227 (P)
Department of Community and Economic Development Amendments, Adair, G. ..... HB0315 (P)
Olene Walker Housing Trust Fund Appropriation, Harper, W. ..... HB0054 (P)
Utah Commission on Volunteers Amendment, Alexander, J. ..... HB0420 (P)

CONSTITUTION

Resolution Creating Constitutional Trust Fund, Poulton, L. ..... SJR014 (P)
Resolution on Annual General Session Date, Bourdeaux, D. ..... HJR009 (F)

CONSTRUCTION INDUSTRIES

Bidding Process for School District Construction, Snow, G. ..... HB0042 (P)
Contractor Licensing Amendments, Ure, D. ..... HB0324 (P)
Drinking Water Technician Certification, Nielson, H. ..... SB0219 (F)
Public Construction Contracts, Short, R. ..... HB0187 (P)
Quality Assurance on Construction of Public Buildings, Mayne, E. ..... SB0105 (P)
Unenforceable Agreements - Limits on Retention Proceeds, Koehn, S. ..... HB0365 (P)
Unprofessional Conduct in Construction Trade, Short, R. ..... HB0268 (P)

CONSUMER CREDIT CODE

Consumer Reports - Protection of Accuracy of Information, Davis, G. ..... SB0060 (F)
Personal Information Privacy Task Force, Olsen, E. ..... HB0070 (F)

CONSUMER PROTECTION

Consumer Protection Amendments, Biskupski, J. ..... HB0082 (F)
Consumer Reports - Protection of Accuracy of Information, Davis, G. ..... SB0060 (F)
Health Care Benefits - Grievance Review Process, Knudson, P. .. SB0050 (P)
Hearing Aid Approval and Return Period, Siddoway, R. ..... HB0305 (F)
Identity Fraud, Davis, G. ..... SB0075 (P)
Personal Information Privacy Task Force, Olsen, E. ..... HB0070 (F)
State Government Amendments - Consumer Sales Practices, Jones, D. ..... HB0424 (F)
Unauthorized Charges on Utility Bills - Cramming Amendments, Allen, S. ..... HB0043 (P)

CONTRACTS

Hearing Aid Approval and Return Period, Siddoway, R. ..... HB0305 (F)
Public Construction Contracts, Short, R. ..... HB0187 (P)
Unenforceable Agreements - Limits on Retention Proceeds, Koehn, S. ..... HB0365 (P)

CONTROLLED SUBSTANCES

Appropriation to Illegal Drug Manufacturing and Storage Site Decontamination Fund, Tyler, A. ..... HB0098 (F)
Controlled Substances Act - Oversight of Prescribing Psychiatric Drugs or Medications for Children, Throckmorton, M. ..... HB0380 (F)
Controlled Substances Amendments, Bigelow, R. ..... HB0077 (P)
Controlled Substances Precursor Amendments, Tyler, A. ..... HB0081 (P)
Criminal Penalty Amendments, Spencer, T. ..... SB0153 (F)
Donation of Nonschedule Drugs or Devices - Liability Protection, Suazo, P. ..... SB0007 (P)
Drug Courts and Drug Board Pilot Project, Swallow, J. ..... HB0281 (P)
Felony Murder Amendments, Swallow, J. ..... HB0270 (P)
Prescription for Controlled Substances, Anderson, E. ..... HB0258 (P)
Standards for Illegal Drug Lab Decontamination, Tyler, A. ..... HB0162 (F)
Utah Controlled Substances Act Amendments, Arent, P. ..... HB0139 (P)

CORPORATE TAX

Corporate Franchise and Income Taxes - Rate Increase, Allen, R. ..... SB0198 (F)
Corporate Franchise and Income Taxes - Minimum Tax, Allen, R. ..... SB0197 (F)
Local Taxation of Utilities Limitation - Computation of Gross Receipts, Valentine, J. ..... SB0228 (P)

CORPORATIONS

Amendments to Digital Signature Act, Steele, D. ..... SB0076 (P)
Business Entity Amendments, Bradshaw, A. ..... HB0114 (P)
Chief Information Officer Amendments, Steele, D. ..... SB0077 (P)
Professional Corporation Act Amendments, Allen, D. ..... SB0107 (P)
Revised Nonprofit Corporation Act, Hillyard, L. ..... SB0061 (P)
Shareholder Derivative Actions, Curtis, G. ..... HB0086 (P)
Water Companies and Associations - Assessment and Voting Rights, Dmitrich, M. ..... SB0022 (F)

COUNTIES

Animal Shelter Pet Sterilization Act Amendments, Adair, G. .... HB0158 (P)

Annexation of Unincorporated Areas, Poulton, L. ..... SB0242 (P)
Appropriation for Land Use Planning, Iverson, D. ..... HB0240 (F)
Community Impact Alleviation - Definitions, Dmitrich, M. ..... SB0010 (P)
County Boundary Changes, Johnson, B. ..... HB0049 (P)
County Recorder Amendments, Evans, R. ..... SB0127 (P)
County Statutes Recodification, Gladwell, D. ..... HB0130 (P)
Deputy Sheriffs Merit System Amendments, Buckner, P. ..... HB0389 (P)
Determination of County Commission or Council, Johnson, K. .. HB0135 (F)
Emergency Medical Fund Adjustment for Certain Counties,
Mansell, L. ..... SB0259 (P)
Exclusion of Territory from County Service Area, Hellewell, P. .. SB0088 (P)
Municipal Incorporation Amendments, Evans, R. ..... SB0177 (P)
Optional County Affordable Housing Funds Act, Hale, K. ..... SB0256 (F)
Optional Forms of County Government Amendments,
Evans, R. ..... SB0058 (P)
Placement of Group Homes - Local Government Controls,
Mansell, L. ..... SB0216 (F)
Providing Notice of Delinquent Property Tax, Dillree, M. ..... HB0300 (P)
Real Estate Recording Law Amendments, Allen, R. ..... SB0215 (P)
Records of Local Government Meetings, Rowan, T. ..... HB0066 (F)
Redevelopment Agency Financing Requirements, Walsh, R. .... HB0112 (F)
Resolution Amending Local Government Provisions,
Nielson, H. ..... SJR008 (P)
Resolution Authorizing Recall Election Process,
Hendrickson, N. ..... HJR007 (F)
Resolution on County Annexation, Johnson, B. ..... HCR006 (P)
Sheriff's Classification of Jail Inmates and Jail Facilities,
Waddoups, M. ..... SB0221 (P)
State and Local Amendments, Montgomery, R. ..... SB0206 (P)
Subdivision of Land Amendments, Murray, J. ..... HB0116 (P)
Subdivision Recording Requirements, Allen, R. ..... SB0214 (F)
Township Authority, Gowans, J. ..... HB0182 (F)
Truth in Taxation - Judgment Levy, Stephenson, H. ..... SB0084 (P)
Use of Constitutional Defense Council Restricted Account,
Hatch, T. ..... HB0207 (P)
Use of County Name Restricted, Steele, D. ..... SB0179 (P)
Use of Sales and Use Tax Revenue, Hillyard, L. ..... SB0034 (P)

COURT PROCEDURE

Government Competition with Private Sector, Blackham, L. .... SB0020 (P)
Limits on Gun Manufacturer's Liability, Throckmorton, M. ..... HB0199 (P)

Prevention of Retaliatory Lawsuits, Lockhart, R. ..... HB0296 (F)
Small Claims Court Jurisdiction, Curtis, G. ..... HB0280 (F)

COURT RULES

Admissibility of Polygraph Evidence, Gladwell, D. ..... HB0052 (F)
Civil Process Ex Parte Contact with Physician, Valentine, J. ..... SB0241 (F)
Recovery of Special Damages for Injuries, Tyler, A. ..... HB0354 (F)
Resolution on Victim's Rights, Cox, G. ..... HJR002 (P)

COURTS

Court Collection Procedures, Alexander, J. ..... HB0133 (F)
Criminal Code - Restricted Persons, Spencer, T. ..... SB0072 (P)
Criminal Fines Surcharge Amendments, Chard, B. ..... HB0322 (F)
Drug Courts and Drug Board Pilot Project, Swallow, J. ..... HB0281 (P)
Identity Fraud, Davis, G. ..... SB0075 (P)
Judgments Lien Revision, Hatch, T. ..... HB0256 (F)
Judicial Retention Election Amendments, Bryson, K. ..... HB0018 (F)
Justice Court Accountability, Hillyard, L. ..... SB0151 (P)
Justice Court Judge Amendment, King, B. ..... HB0152 (F)
Juvenile Adjudication, Suazo, P. ..... SB0149 (P)
Online Court Assistance, Waddoups, M. ..... SB0147 (P)
Proceeding to Terminate Parental Rights, Throckmorton, M. .... HB0295 (F)
Provision for Special Prosecutor and Investigator for Bigamy, Bigelow, R. ..... HB0422 (F)
Public Access to Witness' Testimony, Shurtliff, L. ..... HB0132 (F)
Resolution Approving Removal of District Court from Park City, Ure, D. ..... HJR004 (P)
Small Claims Court Jurisdiction, Curtis, G. ..... HB0280 (F)
Survival of Action, Becker, R. ..... HB0356 (F)
Weapons Restrictions Amendments, Spencer, T. ..... SB0079 (F)
Weapons Restrictions for Mentally Ill Persons, Cox, G. ..... HB0176 (P)
Weapons Restrictions for the Mentally Ill, Spencer, T. ..... SB0236 (F)

CRIMINAL CODE

Amendments Regarding Absconding, Chard, B. ..... HB0414 (F)
Amendments to Justification as Defense, Cox, G. ..... HB0057 (P)
Appropriation for Special Prosecutor and Investigator, Bigelow, R. ..... HB0062 (F)
Background Check on Private Handgun Transfers, Peterson, M. ..... SB0044 (F)
Background Checks for Weapons Purchase, Tyler, A. ..... HB0161 (P)

Child Abuse Homicide, Snow, G. ..... HB0056 (P)
Child Firearm Access Prevention Amendments, Julander, P. ..... SB0016 (F)
Cohabitant Abuse Procedures Act Amendment, Peterson, M. ..... SB0066 (F)
Contributing to the Delinquency of a Minor, Ure, D. ..... HB0326 (P)
Council on Sexual Victims and Offenders - Extension,
Beck, T. ..... HB0010 (P)
Crime Victims' Reparations Act Amendments, Bradshaw, A. ..... HB0331 (P)
Criminal Code - Restricted Persons, Spencer, T. ..... SB0072 (P)
Criminal Fines Surcharge Amendments, Chard, B. ..... HB0322 (F)
Criminal Penalty Amendments, Spencer, T. ..... SB0153 (F)
Damage to or Interruption of Communication Device,
Allen, R. ..... SB0036 (P)
Decriminalization of Traffic Offenses, Hillyard, L. ..... SB0240 (P)
Drug Courts and Drug Board Pilot Project, Swallow, J. ..... HB0281 (P)
Expansion of Burglary to Violation of Protective Order,
Gladwell, D. ..... HB0386 (F)
Felony Murder Amendments, Swallow, J. ..... HB0270 (P)
Firearm Amendments - Houses of Worship and Private Residences,
Peterson, M. ..... SB0087 (F)
Forfeiture Relating to Sexual Offenses Against Children,
Buckner, P. ..... HB0173 (F)
Gun Restriction Amendments, Cox, G. ..... HB0363 (F)
Identification Number Fraud, Bennion, C. ..... HB0163 (P)
Identity Fraud, Davis, G. ..... SB0075 (P)
Information Relating to Olympic Security, Cox, G. ..... HB0110 (F)
Investigation of Polygamist Activities, Allen, R. ..... SB0008 (F)
Jail Release Amendments, Seitz, J. ..... HB0083 (P)
Judicial Conduct Commission Amendments and Supreme
Court Oversight of Judges, Ure, D. ..... HB0285 (P)
Material Harmful to Minors - Amendments, Howell, S. ..... SB0025 (P)
Minor's Access to Harmful Material on the Internet,
Howell, S. ..... SB0243 (F)
Penalties for Crime Victims' Reparations Fraudulent Claims,
Hendrickson, N. ..... HB0028 (P)
Penalties for Offenses Against Police Service Animals,
Knudson, P. ..... SB0234 (P)
Penalty for Harboring a Fugitive, Buckner, P. ..... HB0080 (P)
Penalty for Hate Crimes, Suazo, P. ..... SB0014 (F)
Property Crimes Amendments, Stephens, N. ..... HB0085 (F)
Provision for Special Prosecutor and Investigator for Bigamy,
Bigelow, R. ..... HB0422 (F)

Reilly Civil Stalking Amendments, Shurtliff, L. ..... HB0034 (F)
Restrictions on Weapons - Elementary and Secondary Schools, Beattie, L. ..... SB0161 (F)
Restrictions on Weapons - Houses of Worship, Beattie, L. ..... SB0162 (F)
Revocation of Concealed Firearm Permits, Brown, M. ..... HB0383 (F)
Search Warrant Amendment, Bowman, D. ..... HB0327 (F)
Sentencing Enhancement, Curtis, G. ..... HB0144 (P)
Sex Offender Registry, Waddoups, M. ..... SB0270 (P)
Stalking Amendments, Shurtliff, L. ..... HB0203 (P)
Traffic Stops Statistics, Bourdeaux, D. ..... HB0106 (F)
Unlawful Use of Theft Detection Devices, Hickman, J. ..... HB0348 (P)
Weapons Amendments, Jones, D. ..... HB0095 (F)
Weapons Restrictions Amendments, Spencer, T. ..... SB0079 (F)
Weapons Restrictions for the Mentally Ill, Spencer, T. ..... SB0236 (F)

CRIMINAL CONDUCT

Amendments to Justification as Defense, Cox, G. ..... HB0057 (P)
Assault and Cohabitant Abuse Act Amendments, Peterson, M. ... SB0119 (P)
Expansion of Burglary to Violation of Protective Order, Gladwell, D. ..... HB0386 (F)
Judicial Conduct Commission Amendments and Supreme Court Oversight of Judges, Ure, D. ..... HB0285 (P)
Sentencing Enhancement, Curtis, G. ..... HB0144 (P)

DEPARTMENT OF AGRICULTURE AND FOOD

Agriculture Act Amendments, Olsen, E. ..... HB0216 (P)
Appropriation for Soil Conservation Districts, Gowans, J. ..... HB0015 (P)
Elk Ranching Enclosure Amendments, Wright, B. ..... HB0283 (F)
Ice Cream and Milk Dispenser Requirements, Davis, G. ..... SB0090 (F)
Insect Infestation Funding, Gowans, J. ..... HB0375 (F)
Trichomoniasis Prevention and Control, Johnson, B. ..... HB0234 (P)
Utah Horse Promotion, Chard, B. ..... HB0344 (F)

DEPARTMENT OF COMMERCE

Amendments to Digital Signature Act, Steele, D. ..... SB0076 (P)
Chief Information Officer Amendments, Steele, D. ..... SB0077 (P)
Identity Fraud, Davis, G. ..... SB0075 (P)

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Amendments to Department of Community and Economic Development, Harper, W. ..... HB0206 (P)
Community and Economic Development Amendments, Harper, W. ..... HB0227 (P)

DEPARTMENT OF CORRECTIONS

Amendments Regarding Absconding, Chard, B. ..... HB0414 (F)
Appropriation for Higher Education Extension Programs At County Jails, Pace, L. ..... HB0068 (P)
Cost-of-living Adjustment for Youth Corrections Private Providers, Chard, B. ..... HB0340 (P)
Inmate Access to Publications, Evans, R. ..... SB0263 (P)
Jail Release Amendments, Seitz, J. ..... HB0083 (P)
Mental Health and Corrections Law Amendments, Montgomery, R. ..... SB0175 (P)
Offenses Against Persons in Custody, Julander, P. ..... SB0207 (F)
Prisoner Patient Payments, Holladay, B. ..... HB0416 (F)
Private Prison Amendments, King, B. ..... HB0395 (P)
Sex Offender Registry, Waddoups, M. ..... SB0270 (P)
Utah Correctional Industries Business Park, Blackham, L. ..... SB0183 (F)
Victim Representation At An Execution, Allen, D. ..... SB0165 (P)

DEPARTMENT OF ENVIRONMENTAL QUALITY

Underground Waters - Regulation of Discharge, Brown, M. ..... HB0368 (F)
Utah Listed Waste Amendments, Allen, R. ..... SB0182 (F)
Water Pollution Loans, Wright, B. ..... HB0265 (P)

DEPARTMENT OF HEALTH

Directives for Medical Services, Hale, K. ..... SB0054 (F)
Food Safety Certificate, Gowans, J. ..... HB0148 (F)
Local Health Department Fee Authority, Steele, D. ..... SB0217 (F)
Medicaid Fraud Unit, Nielson, H. ..... SB0264 (F)
Tobacco Manufacturers Responsibility Act Amendments, Morgan, K. ..... HB0267 (P)
Use of Tobacco Fund Proceeds, Short, R. ..... HB0293 (P)

DEPARTMENT OF HUMAN RESOURCE MANAGEMENT

Annual Leave Accrual for State Employees, Gowans, J. ..... HB0241 (P)
Personnel Management Act Amendments, Spencer, T. ..... SB0238 (P)

State Employee Sick Leave Amendments, Brown, M. ..... HB0304 (F)
State Risk Management Review of State Employee Terminations, Johnson, K. ..... HB0387 (F)

DEPARTMENT OF HUMAN SERVICES

Amendments to Child Welfare, Stephens, N. ..... HB0103 (P)
Legislative Audits of Child Welfare System, Stephens, N. ..... HB0175 (P)

DEPARTMENT OF PUBLIC SAFETY

Suspension of Driver License Provisions, Hansen, N. ..... HB0308 (F)

DEPARTMENT OF TRANSPORTATION

Community Cooperation Requirements of Utah Department of Transportation, Becker, R. ..... HB0011 (F)
Public Hearings on Transportation Projects, Bennion, C. ..... HB0063 (F)
Transportation Corridor Preservation Act, Dillree, M. ..... HB0165 (P)
Utah Department of Transportation Construction and Maintenance Bid Limit, Mayne, E. ..... SB0117 (F)
Utah Department of Transportation Maintenance Sheds, Adair, G. ..... HB0153 (P)

DIGITAL SIGNATURES

Amendments to Digital Signature Act, Steele, D. ..... SB0076 (P)
Chief Information Officer Amendments, Steele, D. ..... SB0077 (P)
Digital Certificates and Identification Amendments, Howell, S. ..... SB0056 (P)

DISABILITIES

Appropriation for Assistive Technology, Montgomery, R. ..... SB0131 (P)
Appropriation for Intervener Services, Adair, G. ..... HB0205 (F)
Damages for Harm to or Theft of an Assistance Animal, Allen, D. ..... SB0070 (P)
Disease Testing for EMS Providers and Volunteers, Peterson, M. ..... SB0239 (F)
Higher Education Tuition and Fees Exemption, Tanner, J. ..... HB0253 (F)
Individual Income Tax and Corporate Franchise and Income Tax Credits - Contributions to Providers of Services to Persons with Disabilities, Montgomery, R. ..... SB0171 (F)
Persons with a Disability - Technical Amendments, Biskupski, J. ..... HB0101 (F)

Portability of Funding for Health and Human Services, Hogue, D. ..... HB0093 (P)
Repeal of Certain Study in Department of Workforce Services, Cox, D. ..... HB0198 (F)
Retirement Office Amendments, Short, R. ..... HB0272 (P)
Service for People with Disabilities, Hogue, D. ..... HB0297 (F)
Special Education Amendments, Holdaway, K. ..... HB0146 (P)
Weapons Restrictions for Mentally Ill Persons, Cox, G. ..... HB0176 (P)
Weapons Restrictions for the Mentally Ill, Spencer, T. ..... SB0236 (F)

DISEASES

Disease Testing Amendments, Goodfellow, B. ..... HB0046 (F)

DIVISION OF PUBLIC UTILITIES

Public Utility Amendments, Ure, D. ..... HB0320 (P)

DOGS

Damages for Harm to or Theft of an Assistance Animal, Allen, D. ..... SB0070 (P)
Penalties for Offenses Against Police Service Animals, Knudson, P. ..... SB0234 (P)

DRIVER LICENSE

Blindness Prevention Checkoff, Bradshaw, A. ..... HB0033 (P)
Commercial Driver Agricultural Exemption, Iverson, D. ..... HB0364 (P)
Driver Education Tests, Brown, M. ..... HB0371 (P)
Driving Under the Influence Provisions, Howell, S. ..... SB0047 (P)
Driving Under the Influence Revisions, Adair, G. ..... HB0128 (P)
Graduated Driver License Amendments, Montgomery, R. ..... SB0093 (F)
Reimbursement to School Districts for Driver Education Costs, Steele, D. ..... SB0114 (P)
Suspension of Driver License Provisions, Hansen, N. ..... HB0308 (F)
Traffic Stops Statistics, Bourdeaux, D. ..... HB0106 (F)
Use of Driver License Information, Hale, K. ..... SB0174 (P)

DRIVING UNDER THE INFLUENCE (DUI)

Driving Under the Influence Amendments, Stephens, N. ..... HB0209 (P)
Driving Under the Influence Provisions, Howell, S. ..... SB0047 (P)
Driving Under the Influence Revisions, Adair, G. ..... HB0128 (P)
Enhanced Penalties for High Blood Alcohol Content in Drivers, Stephens, N. ..... HB0208 (P)
Joint Resolution Encouraging Study of Alcoholic Beverage Server Training, Saunders, C. ..... HJR012 (P)

ECONOMIC DEVELOPMENT

Amendments to Department of Community and Economic Development, Harper, W. ..... HB0206 (P)
Appropriation for Children's Museum, Koehn, S. ..... HB0341 (F)
Appropriation for Utah State Fairpark, Suazo, P. ..... SB0136 (P)
Appropriation to State Fire Museum, Allen, R. ..... SB0122 (F)
Community and Economic Development Amendments, Harper, W. ..... HB0227 (P)
Department of Community and Economic Development Amendments, Adair, G. ..... HB0315 (P)
Economic Development Amendments, Gowans, J. ..... HB0376 (F)
Financial Assistance for Business Relocation in Rural Communities, Styler, M. ..... HB0407 (P)
Glass Recycling, Fife, F. ..... HB0406 (F)
Joint Resolution for Increasing Tourism Market Share, Allen, S. ..... HJR011 (F)
Native American Coordinating Board, Suazo, P. ..... SB0089 (P)
Navajo Trust Fund Amendments, Johnson, K. ..... HB0262 (P)
Olene Walker Housing Trust Fund Appropriation, Harper, W. ..... HB0054 (P)
Online Access At Public Libraries, Snow, M. ..... HB0157 (P)
Privatization Policy Board, Swallow, J. ..... HB0289 (F)
Resolution Encouraging Review of Indian Sites Prior to Construction of Bear River Development Projects, Suazo, P. ..... SJR010 (F)
San Rafael Legacy Authority, Dmitrich, M. ..... SB0229 (F)
Utah Boxing Commission Appropriation, Suazo, P. ..... SB0253 (F)
Utah Commission on Volunteers Amendment, Alexander, J. ..... HB0420 (P)

EDUCATION

Advanced Readers At Risk, King, B. ..... HB0299 (F)
Amendments to School Uniform Standards, Morgan, K. ..... HB0155 (P)
Applied Technology Centers Amendments, Wright, B. ..... HB0239 (F)
Applied Technology Education Task Force, Alexander, J. ..... HB0336 (P)
Appropriation for Assistive Technology, Montgomery, R. ..... SB0131 (P)
Appropriation for Environmental Literacy, Iverson, D. ..... HB0025 (F)
Appropriation for Higher Education Extension Programs At County Jails, Pace, L. ..... HB0068 (P)
Appropriation for National High School Rodeo Competitions, Hatch, T. ..... HB0381 (F)
Appropriation for Salt Lake Community College, Duckworth, C. ..... HB0413 (F)
Appropriation for School Funding, Styler, M. ..... HB0017 (F)

Appropriation for the Arts, Jones, L. ..... SB0033 (F)
Appropriation for Winners of History Contests, Siddoway, R. ..... HB0235 (P)
Assessing, Reporting, and Evaluating Student Performance, Rowan, T. ..... HB0177 (P)
Bidding Process for School District Construction, Snow, G. ..... HB0042 (P)
Charter School Amendments, Stephenson, H. ..... SB0052 (F)
Class Size Reduction, Hogue, D. ..... HB0238 (F)
Classroom Supplies, Bigelow, R. ..... HB0189 (P)
Disclosure of Information Relating to Prior School Employment, Allen, S. ..... HB0303 (P)
Dixie College Name Change, Hickman, J. ..... HB0164 (P)
Education Alternatives, Wright, B. ..... HB0410 (F)
Education Budget Reserve Account, Hillyard, L. ..... SB0098 (F)
Education Ethics Code, Anderson, E. ..... HB0156 (P)
Education Technology Initiative Amendments, Stephenson, H. .. SB0133 (P)
Educator Background Check Amendments, Siddoway, R. ..... HB0181 (P)
Election Process for State Board of Regents, Bryson, K. ..... HB0361 (F)
English Immersion Programs in Public Schools, Styler, M. ..... HB0019 (F)
Financing of Public Education, Holdaway, K. ..... HB0024 (F)
Fine Arts Curriculum in Public Schools, Olsen, E. ..... HB0325 (P)
Firearms Restrictions - Houses of Worship, Residences, and Schools, Jones, D. ..... HB0248 (F)
Focus on Core Curriculum, Poulton, L. ..... SB0068 (P)
Funding of Public Education Task Force, Garn, K. ..... HB0426 (P)
Higher Education Archeological Instruction Program, Johnson, K. ..... HB0247 (P)
Higher Education Roles and Mission Amendments, King, B. .... HB0398 (F)
Higher Education Savings Incentive Program Amendments, Arent, P. ..... HB0225 (P)
Higher Education Tuition and Fees Exemption, Tanner, J. ..... HB0253 (F)
Highly Impacted Higher Education Institutions Program, Johnson, K. ..... HB0149 (F)
Improving Safety in Public Schools, Wright, B. ..... HB0245 (P)
Incentives for Elementary Reading Performance, Bigelow, R. ... HB0397 (P)
Income Tax - Private Investment in Education, Swallow, J. ..... HB0401 (F)
Income Tax Amendments - Personal Exemptions and Information on Returns and Booklets, Holdaway, K. ..... HB0084 (F)
Individual Income Tax - Estimated Tax Payments and Use of Revenues for Education, Arent, P. ..... HB0117 (F)
Initiative and Referendum Process for School Districts, Bryson, K. ..... HB0218 (F)

Inservice for School Administrators, Shurtliff, L. ..... HB0051 (F)
Kindergarten Assessment, Pace, L. ..... HB0317 (F)
Kindergarten in the Public Schools, Howell, S. ..... SB0099 (F)
Minimum School Levy Modifications, Jones, L. ..... SB0017 (F)
Minimum School Program Act Amendments, Stephenson, H. ... SB0003 (P)
National Guard State Education, Throckmorton, M. ..... HB0334 (F)
Necessarily Existent Small Schools, Johnson, B. ..... HB0166 (P)
New Century Scholarship Amendments, King, B. ..... HB0023 (P)
Parental Rights Amendments, Stephens, N. ..... HB0102 (P)
Patriotic Education, Blackham, L. ..... SB0021 (P)
Postsecondary Proprietary School Act Amendments,
Hillyard, L. ..... SB0080 (P)
Professional Development Instruction for Educators,
Throckmorton, M. ..... HB0231 (F)
Public Education Amendments, Alexander, J. ..... HB0119 (P)
Public Education Capital Outlay Amendments, Hatch, T. ..... HB0053 (F)
Public Education Curriculum Amendments, Wright, B. ..... HB0411 (P)
Public Education Revisions, Allen, S. ..... HB0226 (P)
Public Education Textbook Funding, Johnson, K. ..... HB0391 (F)
Public Schools Surveys Amendments, Montgomery, R. ..... SB0037 (F)
Redevelopment Agency Financing Requirements, Walsh, R. .... HB0112 (F)
Reimbursement of Legal Fees and Costs to Educators,
Throckmorton, M. ..... HB0232 (P)
Reimbursement to School Districts for Driver Education Costs,
Steele, D. ..... SB0114 (P)
Resolution on Funding the Arts in Public Schools, Hale, K. ..... SJR009 (P)
Resolution on the State Superintendent, Way, G. ..... HJR008 (F)
Restrictions on Weapons - Elementary and Secondary Schools,
Beattie, L. ..... SB0161 (F)
Salary Adjustments for Classified School Employees,
Rowan, T. ..... HB0224 (F)
Sales and Use Tax - Sales Relating to Schools, Johnson, B. ..... HB0050 (F)
School and Institutional Trust Lands Amendments, Hatch, T. .... HB0223 (P)
School Board Compensation, Hansen, N. ..... HB0405 (F)
School Buildings - Student Capacity Limits, Cox, D. ..... HB0038 (F)
School Choice Task Force, Wright, B. ..... HB0311 (F)
School District Size, Cox, D. ..... HB0022 (P)
School Fee Waivers Amendments, Steele, D. ..... SB0146 (P)
School Fees Amendments, Bryson, K. ..... HB0036 (F)
School Safety Plans, Arent, P. ..... HB0014 (P)
School Safety Programs, Bigelow, R. ..... HB0169 (P)

School Teacher Salary Enhancement Based on Class Size, Bryson, K. ..... HB0249 (F)
School Trust Lands Modifications, Brown, M. ..... HB0357 (P)
Southeastern Utah Applied Technology Center, Johnson, K. ..... HB0099 (F)
Special Education Amendments, Holdaway, K. ..... HB0146 (P)
State Applied Technology Centers, Hatch, T. ..... HB0261 (F)
State Board of Education Duties and Responsibilities, Bryson, K. ..... HB0335 (F)
State Board of Education Election Amendments, Way, G. ..... HB0078 (F)
Strategic Planning for Public Education Amendments, Steele, D. ..... SB0081 (P)
Student Education/occupation Plan Amendments, Throckmorton, M. ..... HB0263 (F)
Students in Large High Schools Resolution, Peterson, M. ..... SCR002 (F)
Teacher Licensing Amendments, Johnson, K. ..... HB0183 (F)
Teacher Transfers Between School Districts, Throckmorton, M. .. HB0160 (F)
Tuition Assistance for Service Members, Chard, B. ..... HB0260 (F)
Uniform Data Collection Within the State's Public Education System, Frandsen, L. ..... HB0168 (P)
Utah Income Tax Amendments, Bryson, K. ..... HB0088 (P)

EDUCATION - CONSTITUTION

Resolution on the State Superintendent, Way, G. ..... HJR008 (F)

ELDERLY

Portability of Funding for Health and Human Services, Hogue, D. ..... HB0093 (P)
Protection for Children and Elderly, Suazo, P. ..... SB0188 (P)

ELECTIONS

Campaign Finance Reform Amendments, Becker, R. ..... HB0301 (F)
Change of Date of Special District Election, Allen, S. ..... HB0396 (P)
City and Town Campaign Finance, Hickman, J. ..... HB0252 (P)
Election Amendments, Bennion, C. ..... HB0384 (F)
Election Law Amendments, Rowan, T. ..... HB0385 (F)
Election Law Changes, Pace, L. ..... HB0008 (P)
Initiative Process Amendments, Rowan, T. ..... HB0220 (F)
Judicial Information to Voters, Bryson, K. ..... HB0204 (P)
Judicial Retention Election Amendments, Bryson, K. ..... HB0018 (F)
Municipal Candidacy Residency Amendment, Spencer, T. ..... SB0091 (P)
Notifying Candidates of Filing Deadlines, Chard, B. ..... HB0211 (P)

Process for Closed Primary, Pace, L. ..... HB0044 (P)
Property Tax - Governing Body Approval, Poulton, L. ..... SB0156 (F)
Resolution Authorizing Recall Election Process, Hendrickson, N. ..... HJR007 (F)
Resolution Changing State Election Cycle, Zolman, D. ..... HJR001 (F)
Resolution on the State Superintendent, Way, G. ..... HJR008 (F)
Special District Election Procedure, Anderson, E. ..... HB0069 (P)
Special Election Notice to Registered Voters, Way, G. ..... HB0076 (P)

ELECTRICITY

Electric Deregulation and Customer Choice Task Force Amendments, Waddoups, M. ..... SB0250 (P)
Electric Power Amendments, Hatch, T. ..... HB0131 (F)
Electric Restructuring, Blackham, L. ..... SB0231 (F)
Public Utility Amendments, Ure, D. ..... HB0320 (P)
Structuring Electrical Utility Deregulation, Waddoups, M. ..... SB0237 (F)
Unauthorized Charges on Utility Bills - Cramming Amendments, Allen, S. ..... HB0043 (P)
Utility Regulation Amendments, Ure, D. ..... HB0276 (F)

ELECTRONIC APPLICATIONS

Fire Prevention Amendments, Bryson, K. ..... HB0274 (F)
Uniform Electronic Transactions Act, Hillyard, L. ..... SB0125 (P)

ELECTRONIC DATABASES

Child Abuse Database Information, Valentine, J. ..... SB0109 (P)
Property Crimes Amendments, Stephens, N. ..... HB0085 (F)
Traffic Stops Statistics, Bourdeaux, D. ..... HB0106 (F)
Uninsured Motorist Database Amendments, Steele, D. ..... SB0040 (P)
Uninsured Motorist Database Reauthorization, Steele, D. ..... SB0006 (P)

ELECTRONIC INFORMATION

Fire Prevention Amendments, Bryson, K. ..... HB0274 (F)
Identity Fraud, Davis, G. ..... SB0075 (P)
Online Court Assistance, Waddoups, M. ..... SB0147 (P)
Property Crimes Amendments, Stephens, N. ..... HB0085 (F)

ELECTRONIC PRIVACY

Identity Fraud, Davis, G. ..... SB0075 (P)

ELECTRONIC PROCESSES

Fire Prevention Amendments, Bryson, K. ..... HB0274 (F)
Uniform Electronic Transactions Act, Hillyard, L. ..... SB0125 (P)

EMERGENCY MANAGEMENT

Emergency Response Commission Amendments, Tyler, A. ..... HB0351 (F)

EMPLOYEES AND COMPENSATION, LEGISLATURE

Oversight of Legislative Staff Offices, Beattie, L. ..... SB0069 (P)
Resolution on Compensation of In-session Employees, Montgomery, R. ..... SJR004 (P)

ENVIRONMENT

Appropriation for Environmental Literacy, Iverson, D. ..... HB0025 (F)
Environmental Law Amendments, Brown, M. ..... HB0369 (F)
Glass Recycling, Fife, F. ..... HB0406 (F)
Resolution Urging Health Study and Information about Nevada Test Site, Shurtliff, L. ..... HCR010 (F)
Safe Drinking Water Act Amendments, Hellewell, P. ..... SB0268 (F)
Underground Waters - Regulation of Discharge, Brown, M. ..... HB0368 (F)
Utah Listed Waste Amendments, Allen, R. ..... SB0182 (F)
Waste Tire Recycling Amendments, Hendrickson, N. ..... HB0215 (P)
Waste Tire Recycling Fee, Hendrickson, N. ..... HB0377 (F)
Water Pollution Loans, Wright, B. ..... HB0265 (P)

EQUIPMENT, MOTOR VEHICLES

Special Mobile Equipment Amendments, Knudson, P. ..... SB0005 (P)

ETHICS

Education Ethics Code, Anderson, E. ..... HB0156 (P)
Joint Rules - Ethics Procedure Amendments, Poulton, L. ..... SJR002 (P)
Judicial Ethics Review Boards, Holladay, B. ..... HB0403 (F)
Public Officers and Employees Ethics Act - Exceptions, Holdaway, K. ..... HB0404 (F)
Public Officers and Employees Ethics Act Amendments, Ure, D. . HB0382 (P)

EXECUTIVE BRANCH

Defined Contribution Option, Rowan, T. ..... HB0109 (P)
Executive Compensation, Garn, K. ..... HB0004 (P)
Executive Protection Amendments, Adair, G. ..... HB0273 (P)
Information Relating to Olympic Security, Cox, G. ..... HB0110 (F)
Judicial Review of Final Agency Actions, Snow, G. ..... HB0269 (F)
Lobbyist Disclosure Act Amendments, Swallow, J. ..... HB0287 (P)

Lobbyist Reporting Requirements, Buckner, P. ..... HB0373 (F)
Public Attorneys Act Amendments, Curtis, G. ..... HB0138 (P)

EXECUTIVE DEPARTMENT - CONSTITUTION

Resolution Changing State Election Cycle, Zolman, D. ..... HJR001 (F)

FAMILY

Assault and Cohabitant Abuse Act Amendments, Peterson, M. .... SB0119 (P)
Child Custody Mediation Procedure, Baca, L. ..... HB0104 (F)
Child Support Amendments, Hillyard, L. ..... SB0049 (P)
Cohabitant Abuse Act Amendments, Spencer, T. ..... SB0205 (F)
Cohabitant Abuse Procedures Act Amendment, Peterson, M. .... SB0066 (F)
Condominium Privacy, Holladay, B. ..... HB0115 (P)
Custodial Parent Amendments, Holladay, B. ..... HB0402 (F)
Division of Child and Family Services Amendments, Harper, W. . HB0312 (P)
Expedited Visitation Enforcement Program, Peterson, M. ..... SB0039 (P)
Grandparents Visitation Rights, Spencer, T. ..... SB0166 (P)
Insurance Companies Notification in Divorce Situations,
Beck, T. ..... HB0073 (F)
Marriage and Family Therapist Licensing Amendments,
Hale, K. ..... SB0043 (P)
Maternity Insurance Coverage for Adoptive Parents, Mayne, E. .. SB0254 (P)
Parental Rights Amendments, Stephens, N. ..... HB0102 (P)
Postadoption Contract Between Child and Birth Parent,
Stephens, N. ..... HB0309 (F)
Resolution Urging Utahns to Host Parents of Olympic and Paralympic
Athletes in 2002 Olympic Winter Games and 2002 Paralympic
Winter Games, Ure, D. ..... HCR007 (P)
Restructuring Families, Agencies, and Communities Together,
Bourdeaux, D. ..... HB0147 (F)
Task Force on Family Conflict Resolution, Tyler, A. ..... HB0067 (F)
Uniform Child Custody Act, Hillyard, L. ..... SB0104 (P)

FEDERAL GOVERNMENT

Resolution Urging Federal Constitutional Amendment to Protect
the Life of the Unborn, Way, G. ..... HJR017 (F)
Resolution Urging Federal Funding to Fight Grasshopper and
Cricket Infestation, Gowans, J. ..... HCR001 (P)

FEES

Business License Fee Amendments, Valentine, J. ..... SB0126 (P)
Higher Education Tuition and Fees Exemption, Tanner, J. ..... HB0253 (F)

Impact Fee Amendments, Adair, G. ..... HB0137 (P)
Local Health Department Fee Authority, Steele, D. ..... SB0217 (F)
Optional County Affordable Housing Funds Act, Hale, K. ..... SB0256 (F)
Payment to Dealer for Vehicle Use, Mansell, L. ..... SB0199 (P)
Political Subdivisions - Fee Increase Periods, Bennion, C. ..... HB0349 (F)
Public Safety Fee Process Revision, Chard, B. ..... HB0174 (F)
School Fee Waivers Amendments, Steele, D. ..... SB0146 (P)
School Fees Amendments, Bryson, K. ..... HB0036 (F)
Waste Tire Recycling Amendments, Hendrickson, N. ..... HB0215 (P)
Waste Tire Recycling Fee, Hendrickson, N. ..... HB0377 (F)

FIDUCIARIES AND TRUSTS

Control Shares Acquisition, Swallow, J. ..... HB0353 (P)

FINANCIAL INSTITUTIONS

Control Shares Acquisition, Swallow, J. ..... HB0353 (P)
Financial Institutions Amendments, Spencer, T. ..... SB0222 (P)
Financial Institutions Modernization Act, Hickman, J. ..... HB0370 (F)
Identity Fraud, Davis, G. ..... SB0075 (P)
Interest on Mortgage Loan Reserve Accounts Amendments, Curtis, G. ..... HB0367 (F)
Retirement System Participation, Short, R. ..... HB0197 (P)
Utah Residential Mortgage Practices Act, Adair, G. ..... HB0107 (P)

FIRE PROTECTION

Fire Prevention Amendments, Bryson, K. ..... HB0274 (F)
Firefighter Retirement Amendments, Davis, G. ..... SB0252 (P)

FISH AND GAME

Appropriation for Wildlife Damage Management, Hatch, T. ..... HB0236 (P)
Cooperative Wildlife Management Unit Purposes, Johnson, B. ... HB0219 (P)
Deer Management Within Domesticated Elk Facilities, Wright, B. ..... HB0328 (F)
Elk Ranching Enclosure Amendments, Wright, B. ..... HB0283 (F)
Public Use of State-Owned Lands, Hull, J. ..... SB0028 (P)
Resolution of Wildlife Management in Wilderness Areas, Johnson, K. ..... HCR004 (F)
Resolution on West Desert Wilderness, Iverson, D. ..... HCR005 (P)
Sales and Use Tax Allocation for Species Protection, Hatch, T. ..... HB0275 (P)

Sensitive Species Designation and Wildlife Habitat Classifications, Evans, B. ..... SB0065 (F)
Taking Wildlife While Trespassing, Styler, M. ..... HB0040 (P)
Trespass Across Cultivated Land, Buttars, C. ..... HB0041 (P)
Wildlife Amendments, Styler, M. ..... HB0217 (P)
Wildlife Licensing Amendments, Blackham, L. ..... SB0248 (P)
Wildlife Resources Code - Application to Indians, Evans, B. .... SB0062 (P)

FOSTER CARE

Immunity for Foster Care Referral, Swallow, J. ..... HB0337 (P)
Tuition Waivers for Children in Long-term Foster Care, Siddoway, R. ..... HB0193 (F)

FRAUD

Identification Number Fraud, Bennion, C. ..... HB0163 (P)
Identity Fraud, Davis, G. ..... SB0075 (P)
Medicaid Fraud Oversight, Allen, D. ..... SB0191 (P)
Medicaid Fraud Unit, Nielson, H. ..... SB0264 (F)
Unauthorized Charges on Utility Bills - Cramming Amendments, Allen, S. ..... HB0043 (P)

FREEDOM OF SPEECH - CONSTITUTION

Inmate Access to Publications, Evans, R. ..... SB0263 (P)

GAME RANCHING

Deer Management Within Domesticated Elk Facilities, Wright, B. ..... HB0328 (F)
Elk Ranching Enclosure Amendments, Wright, B. ..... HB0283 (F)

GOVERNMENT OPERATIONS (STATE ISSUES)

2000 Bond Bill and Capital Facilities Authorizations, Adair, G. ..... HB0002 (P)
Amendments to General Government, Davis, G. ..... SB0262 (F)
Annual Leave Accrual for State Employees, Gowans, J. ..... HB0241 (P)
Appropriation and Spending Limitation Cap - Centennial Highway Fund, Stephens, M. ..... HB0194 (P)
Appropriation to Archive Records from Former Governors, Pace, L. ..... HB0246 (F)
Appropriation to Memory Grove Foundation, Suazo, P. ..... SB0118 (F)
Appropriations Act, Steele, D. ..... SB0001 (P)

Athlete Support and Legacy, Bennion, C. ..... HB0134 (F)
Bidding Process for School District Construction, Snow, G. ..... HB0042 (P)
Bonding for State Fairpark Corporation, Suazo, P. ..... SB0235 (P)
Budget Reserve Account and Money Management Act Amendments, Frandsen, L. ..... HB0298 (F)
Campaign Finance Reform Amendments, Becker, R. ..... HB0301 (F)
Capital Projects Approval and Administration, Adair, G. ..... HB0292 (P)
Capitol Art Placement Commission Members, Tanner, J. ..... HB0188 (P)
Capitol Preservation Board Duties and Responsibilities, Short, R. ..... HB0257 (P)
Changes to General Governments, Becker, R. ..... HB0415 (F)
Chief Information Officer Amendments, Steele, D. ..... SB0077 (P)
Civil Cause of Action Against Certain Child Care Workers, Throckmorton, M. ..... HB0065 (F)
Community Impact Alleviation - Definitions, Dmitrich, M. ..... SB0010 (P)
Constitutional Defense Council Amendments, Iverson, D. ..... HB0244 (P)
Court Collection Procedures, Alexander, J. ..... HB0133 (F)
Debt Collection Amendments, Evans, B. ..... SB0257 (F)
Designation of Dr. Martin Luther King Jr. - State Holiday, Koehn, S. ..... HB0412 (F)
Designation of Martin Luther King, Jr. Day, Bourdeaux, D. ..... HB0306 (F)
Designation of State Vegetable, Biskupski, J. ..... HB0005 (F)
Digital Certificates and Identification Amendments, Howell, S. ..... SB0056 (P)
Dr. Martin Luther King Jr. Day, Suazo, P. ..... SB0121 (P)
Economic Development Amendments, Gowans, J. ..... HB0376 (F)
Election Amendments, Bennion, C. ..... HB0384 (F)
Election Law Amendments, Rowan, T. ..... HB0385 (F)
Election Law Changes, Pace, L. ..... HB0008 (P)
Emergency Response Commission Amendments, Tyler, A. ..... HB0351 (F)
Endowment Care Cemetery Amendments, Jones, L. ..... SB0111 (P)
Environmental Law Amendments, Brown, M. ..... HB0369 (F)
Executive Compensation, Garn, K. ..... HB0004 (P)
Extension or Repeal of Sunset Dates, Waddoups, M. ..... SB0244 (P)
Financial Incentives to Agencies and Employees for Cost-saving Suggestions, Rowan, T. ..... HB0097 (P)
Funding for Capital Improvement Projects, Adair, G. ..... HB0006 (F)
General Government - Amendments, Ure, D. ..... HB0321 (F)
Government Competition with Private Sector, Blackham, L. ..... SB0020 (P)
Government Tort Liability Amendments, Stephenson, H. ..... SB0035 (P)
Higher Education Revenue Bond, Alexander, J. ..... HB0210 (P)

Highway Bonding, Steele, D. ..... SB0273 (P)
Information Technology Infrastructure Innovation Program, Chard, B. ..... HB0167 (P)
Initiative and Referendum Process for School Districts, Bryson, K. ..... HB0218 (F)
Initiative Process Amendments, Rowan, T. ..... HB0220 (F)
Joint Resolution for Increasing Tourism Market Share, Allen, S. . HJR011 (F)
Judicial Information to Voters, Bryson, K. ..... HB0204 (P)
Judicial Retention Election Amendments, Bryson, K. ..... HB0018 (F)
Limitation on Reimbursement of Legal Fees and Costs to Officers and Employees, Bennion, C. ..... HB0212 (F)
Lobbyist Disclosure Act Amendments, Swallow, J. ..... HB0287 (P)
Lobbyist Law Amendments, King, B. ..... HB0151 (F)
Lobbyist Reporting Requirements, Buckner, P. ..... HB0373 (F)
Martin Luther King Commission, Bourdeaux, D. ..... HB0302 (F)
National Guard State Education, Throckmorton, M. ..... HB0334 (F)
Notary Public Qualifications, Davis, G. ..... SB0038 (P)
Notifying Candidates of Filing Deadlines, Chard, B. ..... HB0211 (P)
Olympic Financing Amendments, Mansell, L. ..... SB0211 (P)
Personnel Management Act Amendments, Spencer, T. ..... SB0238 (P)
Population Standards for Redistricting, Throckmorton, M. ..... HB0201 (F)
Process for Closed Primary, Pace, L. ..... HB0044 (P)
Procurement Code Requirements of Health Care Benefits, Mayne, E. ..... SB0027 (F)
Providing General Governments Amendments, Davis, G. ..... SB0261 (F)
Public Attorneys Act Amendments, Curtis, G. ..... HB0138 (P)
Public Construction Contracts, Short, R. ..... HB0187 (P)
Public Officers and Employees Ethics Act - Exceptions, Holdaway, K. ..... HB0404 (F)
Public Officers and Employees Ethics Act Amendments, Ure, D. ..... HB0382 (P)
Public Safety Salary Recommendations, Howell, S. ..... SB0067 (F)
Quality Assurance on Construction of Public Buildings, Mayne, E. ..... SB0105 (P)
Quasi-governmental Entities Amendments, Ure, D. ..... HB0118 (P)
Reauthorization of Administrative Rules, Stephenson, H. ..... SB0085 (P)
Reorganization of Veteran - Related Programs, Stephens, M. .... HB0140 (P)
Repeal of Special Police Provisions, Zolman, D. ..... HB0016 (P)
Resolution Addressing Olympic Financing, Mansell, L. ..... SJR011 (P)
Resolution Creating Constitutional Trust Fund, Poulton, L. ..... SJR014 (P)
Resolution on Use of Devereaux Mansion, Julander, P. ..... SCR003 (P)

Resolution Urging Exclusion of Certain Members from Service in the 2001 Legislature, Way, G. ..... HR0005 (F)
Revisions to General Government, Arent, P. ..... HB0419 (F)
Sales and Use Tax Diversion - Depot Conversion, Allen, R. ..... SB0245 (F)
Special Election Notice to Registered Voters, Way, G. ..... HB0076 (P)
State and Local Amendments, Montgomery, R. ..... SB0206 (P)
State Building Ownership Authority Amendments, Knudson, P. .. SB0101 (F)
State Financial Advisor Amendments, Knudson, P. ..... SB0100 (P)
State Money Management Act Amendments, Steele, D. ..... SB0102 (P)
State Risk Management Review of State Employee Terminations, Johnson, K. ..... HB0387 (F)
Supplemental Appropriations Act, Alexander, J. ..... HB0001 (P)
Supplemental Appropriations II, Alexander, J. ..... HB0003 (P)
Timely Agency Review of Certain Applications, Bennion, C. .... HB0374 (F)
Use of Constitutional Defense Council Restricted Account, Hatch, T. ..... HB0207 (P)
Utah Seismic Safety Commission Act Amendments, Bush, D. ... HB0200 (P)
Volunteer Immunity Act, Poulton, L. ..... SB0195 (F)
Workers' Compensation - Proof of Coverage Information Disclosure, Adair, G. ..... HB0319 (P)

GOVERNMENT PURCHASING

Procurement Code Requirements of Health Care Benefits, Mayne, E. ..... SB0027 (F)

GOVERNMENTAL IMMUNITY

Civil Cause of Action Against Certain Child Care Workers, Throckmorton, M. ..... HB0065 (F)
Government Tort Liability Amendments, Stephenson, H. ..... SB0035 (P)

HAZARDOUS SUBSTANCES

Appropriation to Illegal Drug Manufacturing and Storage Site Decontamination Fund, Tyler, A. ..... HB0098 (F)
Emergency Response Commission Amendments, Tyler, A. ..... HB0351 (F)
Safe Drinking Water Act Amendments, Hellewell, P. ..... SB0268 (F)
Standards for Illegal Drug Lab Decontamination, Tyler, A. ..... HB0162 (F)
Utah Listed Waste Amendments, Allen, R. ..... SB0182 (F)

HEALTH

Breast Implant Surgery, Ure, D. ..... HB0229 (F)
Catastrophic Mental Health Insurance Coverage, Buffmire, J. ... HB0035 (P)

Controlled Substances Act - Oversight of Prescribing Psychiatric Drugs or Medications for Children, Throckmorton, M. ..... HB0380 (F)
Criminal Penalty Amendments, Spencer, T. ..... SB0153 (F)
Diabetes Treatment and Management - Managed Care, Nielson, H. ..... SB0108 (P)
Directives for Medical Services, Hale, K. ..... SB0054 (F)
Disease Testing for EMS Providers and Volunteers, Peterson, M. ..... SB0239 (F)
Emergency Medical Services Amendments, Valentine, J. ..... SB0086 (P)
Endowment Fund for Tobacco Settlement Monies, Walsh, R. ..... HB0390 (P)
Exemption from Licensure for Athletic Trainers, Valentine, J. ..... SB0113 (P)
Fluoride Option for Second Class Counties, Montgomery, R. ..... SB0128 (F)
Fluorine Added to Water - Expansion to Second Class Counties, Allen, D. ..... SB0158 (P)
Food Safety Certificate, Gowans, J. ..... HB0148 (F)
Health Care Amendments, Julander, P. ..... SB0258 (F)
Hospital Bills Reflection of Hospital Provider Assessment, Dayton, M. ..... HB0159 (F)
Informed Consent for Genetic Testing, Stephens, N. ..... HB0278 (F)
Injury of Child - Noncustodial Parent's Notification, Fife, F. ..... HB0394 (F)
Insurance Companies Notification in Divorce Situations, Beck, T. ..... HB0073 (F)
Management Plan for Tobacco Settlement Proceeds, Alexander, J. ..... HB0408 (F)
Massage Practice Act Amendments, Evans, R. ..... SB0132 (P)
Medicaid Fraud Oversight, Allen, D. ..... SB0191 (P)
Medicaid Fraud Unit, Nielson, H. ..... SB0264 (F)
Medical Malpractice Amendments, Holladay, B. ..... HB0294 (F)
Mental Health and Corrections Law Amendments, Montgomery, R. ..... SB0175 (P)
Mental Health Commitment Amendments, Montgomery, R. ..... SB0200 (F)
Mental Health Parity, Holladay, B. ..... HB0123 (F)
Mental Illness and Mental Health Treatment, Throckmorton, M. . HB0347 (F)
Needlestick Injury Prevention, Julander, P. ..... SB0057 (F)
Nurse Midwives - Extension of Sunset Date, Julander, P. ..... SB0092 (P)
Nursing Care Facilities Assessment Amendments, Davis, G. ..... SB0094 (P)
Nursing Practice Amendments, Julander, P. ..... SB0157 (P)
Optometry Licensing Act Amendments, Mansell, L. ..... SB0048 (P)
Podiatrist Assistant Licensure Exemption, Hull, J. ..... SB0004 (P)
Portability of Funding for Health and Human Services, Hogue, D. ..... HB0093 (P)

Prescription for Controlled Substances, Anderson, E. ..... HB0258 (P)
Professional Licensing Amendments, Dayton, M. ..... HB0089 (P)
Psychologist Licensing Act, Buffmire, J. ..... HB0027 (P)
Removing Barriers to Electronic Government Services Delivery, Chard, B. ..... HB0090 (P)
Repeal of Hospital Provider Assessment, Dayton, M. ..... HB0271 (F)
Repeal of Hospital Providers Assessment, Nielson, H. ..... SB0267 (F)
Repeal of Waste Tire Recycling Industrial Assistance Loan Program, Hendrickson, N. ..... HB0047 (P)
Resolution Encouraging Cancer Screening, Dillree, M. ..... HCR002 (P)
Resolution Urging Health Study and Information about Nevada Test Site, Shurtliff, L. ..... HCR010 (F)
Rural Access to Health Care Providers, King, B. ..... HB0279 (F)
Rural Health Care Amendments, Ferry, B. ..... HB0037 (P)
Rural Health Care Provider Amendment, Way, G. ..... HB0096 (F)
Sales of Cigarettes Intended for Export, Montgomery, R. ..... SB0218 (P)
Sexual Offenses Against Minors, Beck, T. ..... HB0074 (P)
Smoke Free Airports, Tanner, J. ..... HB0190 (F)
Study of Health Insurance Industry, Knudson, P. ..... SB0204 (F)
Sunset Date for Health Policy Commission, Nielson, H. ..... SB0138 (P)
Tobacco Manufacturers Responsibility Act Amendments, Morgan, K. ..... HB0267 (P)
Tobacco Prevention and Treatment Endowment, Allen, D. ..... SB0140 (F)
Tobacco Settlement Account Appropriation, Montgomery, R. ... SB0045 (F)
Trauma System Amendments, Montgomery, R. ..... SB0115 (P)
Unlawful Use of Laser Pointer, Allen, D. ..... SB0155 (F)
Use of Settlement Proceeds for Tobacco Prevention, Morgan, K. ..... HB0012 (F)
Use of Tobacco Fund Proceeds, Short, R. ..... HB0293 (P)
Use of Tobacco Funds for Smoking Cessation, Hansen, N. ..... HB0094 (F)
Use of Tobacco Settlement Revenues, Poulton, L. ..... SB0015 (P)
Utah Telehealth Commission, Hogue, D. ..... HB0072 (P)
Veterinary Practice Amendments, Wright, B. ..... HB0310 (F)

HEALTH CARE

Breast Implant Surgery, Ure, D. ..... HB0229 (F)
Emergency Medical Services Amendments, Valentine, J. ..... SB0086 (P)
Health Care Amendments, Julander, P. ..... SB0258 (F)
Health Care Benefits - Grievance Review Process, Knudson, P. .. SB0050 (P)
Needlestick Injury Prevention, Julander, P. ..... SB0057 (F)
Resolution Encouraging Cancer Screening, Dillree, M. ..... HCR002 (P)

Rural Health Care Amendments, Ferry, B. ..... HB0037 (P)
Trauma System Amendments, Montgomery, R. ..... SB0115 (P)
Utah Telehealth Commission, Hogue, D. ..... HB0072 (P)

HEALTH CARE FACILITIES

Access to Rural Health Care Facilities Amendments, Knudson, P. ..... SB0095 (P)
Directives for Medical Services, Hale, K. ..... SB0054 (F)
Exemption from Licensure for Athletic Trainers, Valentine, J. ... SB0113 (P)
Needlestick Injury Prevention, Julander, P. ..... SB0057 (F)
Nursing Care Facilities Assessment Amendments, Davis, G. .... SB0094 (P)
Prisoner Patient Payments, Holladay, B. ..... HB0416 (F)
Repeal of Hospital Provider Assessment, Dayton, M. ..... HB0271 (F)
Rural Health Care Amendments, Ferry, B. ..... HB0037 (P)
Rural Health Care Provider Amendment, Way, G. ..... HB0096 (F)
Trauma System Amendments, Montgomery, R. ..... SB0115 (P)
Utah Telehealth Commission, Hogue, D. ..... HB0072 (P)

HEALTH CARE PROVIDERS

Abortion by Gynecologist, Throckmorton, M. ..... HB0237 (F)
Breast Implant Surgery, Ure, D. ..... HB0229 (F)
Emergency Medical Services Amendments, Valentine, J. ..... SB0086 (P)
Health Insurers - Coverage of Emergency Medical Services, Carlson, M. ..... HB0185 (P)
Health Insurers - Referral to Specialist Process, Carlson, M. .... HB0186 (P)
Massage Practice Act Amendments, Evans, R. ..... SB0132 (P)
Medicaid Fraud Oversight, Allen, D. ..... SB0191 (P)
Medicaid Fraud Unit, Nielson, H. ..... SB0264 (F)
Medical Claims Amendments, Montgomery, R. ..... SB0096 (F)
Medical Malpractice Amendments, Holladay, B. ..... HB0294 (F)
Needlestick Injury Prevention, Julander, P. ..... SB0057 (F)
Nurse Midwives - Extension of Sunset Date, Julander, P. ..... SB0092 (P)
Nursing Practice Amendments, Julander, P. ..... SB0157 (P)
Optometry Licensing Act Amendments, Mansell, L. ..... SB0048 (P)
Podiatrist Assistant Licensure Exemption, Hull, J. ..... SB0004 (P)
Professional Corporation Act Amendments, Allen, D. ..... SB0107 (P)
Professional Licensing Amendments, Dayton, M. ..... HB0089 (P)
Psychologist Licensing Act, Buffmire, J. ..... HB0027 (P)
Rural Access to Health Care Providers, King, B. ..... HB0279 (F)
Trauma System Amendments, Montgomery, R. ..... SB0115 (P)
Utah Telehealth Commission, Hogue, D. ..... HB0072 (P)
Veterinary Practice Amendments, Wright, B. ..... HB0310 (F)

HEALTH INSURANCE

Access to Rural Health Care Facilities Amendments, Knudson, P. ..... SB0095 (P)
Catastrophic Mental Health Insurance Coverage, Buffmire, J. ..... HB0035 (P)
Diabetes Treatment and Management - Managed Care, Nielson, H. ..... SB0108 (P)
Equity in Prescription Coverage, Julander, P. ..... SB0009 (F)
Health Care Benefits - Grievance Review Process, Knudson, P. ..... SB0050 (P)
Health Insurance Provisions - Interim Review, Lockhart, R. ..... HB0228 (P)
Health Insurers - Coverage of Emergency Medical Services, Carlson, M. ..... HB0185 (P)
Health Insurers - Referral to Specialist Process, Carlson, M. ..... HB0186 (P)
Insurance Companies Notification in Divorce Situations, Beck, T. ..... HB0073 (F)
Insurance Department - Health Insurance Reporting Requirements, Lockhart, R. ..... HB0254 (F)
Insurance Department - Health Policy Responsibilities, Lockhart, R. ..... HB0230 (F)
Insurance Department Review of Health Insurance Legislation, Lockhart, R. ..... HB0055 (F)
Insurance Law Amendments, Poulton, L. ..... SB0190 (P)
Maternity Insurance Coverage for Adoptive Parents, Mayne, E. ..... SB0254 (P)
Medical Claims Amendments, Montgomery, R. ..... SB0096 (F)
Medical Exclusions in Individual Health Insurance Policies, Nielson, H. ..... SB0164 (P)
Medical Provisions for Children of Divorce, Fife, F. ..... HB0393 (F)
Mental Health Parity, Holladay, B. ..... HB0123 (F)
Rural Access to Health Care Providers, King, B. ..... HB0279 (F)
Rural Health Care Amendments, Ferry, B. ..... HB0037 (P)
Rural Health Care Provider Amendment, Way, G. ..... HB0096 (F)
Smoke Free Airports, Tanner, J. ..... HB0190 (F)
Study of Health Insurance Industry, Knudson, P. ..... SB0204 (F)

HIGHER EDUCATION

Applied Technology Education Task Force, Alexander, J. ..... HB0336 (P)
Appropriation for Higher Education Extension Programs At County Jails, Pace, L. ..... HB0068 (P)
Appropriation for On-site Wastewater Treatment Systems Training, Blackham, L. ..... SB0116 (F)
Appropriation for Salt Lake Community College, Duckworth, C. ..... HB0413 (F)

Appropriation for the Arts, Jones, L. ..... SB0033 (F)
Appropriation for Utah Botanical Center, Dillree, M. ..... HB0251 (F)
Appropriation for Wildlife Damage Management, Hatch, T. ..... HB0236 (P)
Dixie College Name Change, Hickman, J. ..... HB0164 (P)
Election Process for State Board of Regents, Bryson, K. ..... HB0361 (F)
Government Competition with Private Sector, Blackham, L. .... SB0020 (P)
Higher Education Archeological Instruction Program,
Johnson, K. ..... HB0247 (P)
Higher Education Revenue Bond, Alexander, J. ..... HB0210 (P)
Higher Education Roles and Mission Amendments, King, B. .... HB0398 (F)
Higher Education Savings Incentive Program Amendments,
Arent, P. ..... HB0225 (P)
Higher Education Tuition and Fees Exemption, Tanner, J. ..... HB0253 (F)
Highly Impacted Higher Education Institutions Program,
Johnson, K. ..... HB0149 (F)
New Century Scholarship Amendments, King, B. ..... HB0023 (P)
Postsecondary Proprietary School Act Amendments,
Hillyard, L. ..... SB0080 (P)
Postsecondary Textbook Purchases - Sales Tax Exemption,
Bourdeaux, D. ..... HB0079 (F)
Southeastern Utah Applied Technology Center, Johnson, K. ..... HB0099 (F)
Tuition Assistance for Service Members, Chard, B. ..... HB0260 (F)
Tuition Waivers for Children in Long-term Foster Care,
Siddoway, R. ..... HB0193 (F)

HIGHWAYS

Aggressive Driving Amendments, Bush, D. ..... HB0009 (P)
Appropriation and Spending Limitation Cap - Centennial
Highway Fund, Stephens, M. ..... HB0194 (P)
Appropriation for Mapping and Documentation of R.S. 2477
Rights-of-Way, Johnson, B. ..... HB0154 (P)
Community Cooperation Requirements of Utah Department of
Transportation, Becker, R. ..... HB0011 (F)
Equalized Highway Use Tax for Out-of-state Carriers Amendments,
Dillree, M. ..... HB0233 (F)
Highway Amendments, Chard, B. ..... HB0180 (P)
Highway Bonding, Steele, D. ..... SB0273 (P)
Highway Improvement Funding, Beattie, L. ..... SB0176 (F)
Highway Sign Obstruction, Swallow, J. ..... HB0400 (P)
Master Road Amendments, Knudson, P. ..... SB0074 (P)
Roads on Public Lands, Blackham, L. ..... SB0249 (P)

Sound Walls on Wasatch Boulevard, Tyler, A. ..... HB0392 (F)
Transportation Corridor Funding, Allen, R. ..... SB0260 (F)
Transportation Corridor Preservation Act, Dillree, M. ..... HB0165 (P)
Utah Heritage Highway Appropriation, Blackham, L. ..... SB0123 (P)
Utilities in Highway Rights-of-Way, Blackham, L. ..... SB0078 (P)

HISTORY

Commercial Historic Building Rehabilitation - Corporate Franchise and Income Tax and Individual Income Tax Credits, Evans, B. .... SB0031 (F)
San Rafael Legacy Authority, Dmitrich, M. ..... SB0229 (F)

HOSPITALS

Repeal of Hospital Providers Assessment, Nielson, H. ..... SB0267 (F)
Retirement System Participation, Short, R. ..... HB0197 (P)

HOUSING

Corporate Franchise and Income Tax and Individual Income Tax Credits for Low-income Housing, Bradshaw, A. ..... HB0087 (P)
Department of Community and Economic Development Amendments, Adair, G. ..... HB0315 (P)
Insurance Coverage and Common Area Amendments for Condominiums, Dillree, M. ..... HB0264 (P)
Olene Walker Housing Trust Fund Appropriation, Harper, W. ..... HB0054 (P)
Optional County Affordable Housing Funds Act, Hale, K. ..... SB0256 (F)
Placement of Group Homes - Local Government Controls, Mansell, L. ..... SB0216 (F)
Property Tax on Secondary Residences, Morgan, K. ..... HB0120 (F)
Redevelopment Agency Amendment, Valentine, J. ..... SB0230 (P)
Redevelopment Agency Tax Increment Changes, Stephenson, H. . SB0186 (P)
Residential Lien Recovery Fund, Howell, S. ..... SB0193 (F)
Residential Lien Recovery Fund Amendments, Beattie, L. ..... SB0265 (F)
Resolution on Affordable Housing, Bradshaw, A. ..... HCR003 (P)
Resolution on Rent Moratorium During Olympics, Allen, R. ..... SJR003 (F)
Rights of Property Owner to Rent Property, Dayton, M. ..... HB0355 (F)

HUMAN SERVICES

Abortion by Gynecologist, Throckmorton, M. ..... HB0237 (F)
Adoptee Access to Birth Records, Zolman, D. ..... HB0346 (F)
Adoption Act Amendments, Hillyard, L. ..... SB0124 (P)
Adoption Law Amendments, Spencer, T. ..... SB0210 (F)

Adoption Procedures, Nielson, H. ..... SB0063 (F)
Amendments to Child Welfare, Stephens, N. ..... HB0103 (P)
Appropriation for Intervener Services, Adair, G. ..... HB0205 (F)
Assault and Cohabitant Abuse Act Amendments, Peterson, M. ... SB0119 (P)
Child Abuse Database Information, Valentine, J. ..... SB0109 (P)
Child Protection Amendments, Poulton, L. ..... SB0223 (P)
Child Protection Revisions, Throckmorton, M. ..... HB0122 (F)
Child Support for Children in State Custody, Anderson, E. ..... HB0100 (P)
Child Support Guidelines, Hillyard, L. ..... SB0187 (P)
Child Visitation Guidelines, Stephens, M. ..... HB0242 (P)
Child Welfare Mediation, Curtis, G. ..... HB0329 (P)
Civil Cause of Action Against Certain Child Care Workers,
Throckmorton, M. ..... HB0065 (F)
Clarification of Responsibility and Appropriation for Domestic
Violence Shelters, Pace, L. ..... HB0143 (F)
Cohabitant Abuse Act Amendments, Spencer, T. ..... SB0205 (F)
Cohabitant Abuse Procedures Act Amendment, Peterson, M. .... SB0066 (F)
Commission of Domestic Violence in the Presence of a
Child Amendments, Steele, D. ..... SB0224 (F)
Disease Testing Amendments, Goodfellow, B. ..... HB0046 (F)
Disease Testing for EMS Providers and Volunteers,
Peterson, M. ..... SB0239 (F)
Division of Child and Family Services Amendments,
Harper, W. ..... HB0312 (P)
Expansion of Burglary to Violation of Protective Order,
Gladwell, D. ..... HB0386 (F)
Expedited Visitation Enforcement Program, Peterson, M. ..... SB0039 (P)
Grandparents Visitation Rights, Spencer, T. ..... SB0166 (P)
Immunity for Foster Care Referral, Swallow, J. ..... HB0337 (P)
Investigation of Polygamist Activities, Allen, R. ..... SB0008 (F)
Legislative Audits of Child Welfare System, Stephens, N. ..... HB0175 (P)
Marriage and Family Therapist Licensing Amendments,
Hale, K. ..... SB0043 (P)
Medical Provisions for Children of Divorce, Fife, F. ..... HB0393 (F)
Mental Health and Corrections Law Amendments,
Montgomery, R. ..... SB0175 (P)
Mental Health Commitment Amendments, Montgomery, R. ..... SB0200 (F)
Mental Illness and Mental Health Treatment, Throckmorton, M. . HB0347 (F)
Notice to Potential Adoptive Parents, Stephens, N. ..... HB0192 (P)
Office of Guardian Ad Litem Amendments, Steele, D. ..... SB0185 (F)
Parental Rights Amendments, Stephens, N. ..... HB0102 (P)

Persons with a Disability - Technical Amendments, Biskupski, J. ..... HB0101 (F)
Pilot Program for Differentiated Responses to Child Abuse and Neglect Reports, Throckmorton, M. ..... HB0259 (P)
Portability of Funding for Health and Human Services, Hogue, D. ..... HB0093 (P)
Postadoption Contract Between Child and Birth Parent, Stephens, N. ..... HB0309 (F)
Privatization of Adoption of Children in State Custody, Stephens, N. ..... HB0179 (F)
Proceeding to Terminate Parental Rights, Throckmorton, M. .... HB0295 (F)
Protection for Children and Elderly, Suazo, P. ..... SB0188 (P)
Residential Child Care Registration, Alexander, J. ..... HB0427 (F)
Restructuring Families, Agencies, and Communities Together, Bourdeaux, D. ..... HB0147 (F)
Service for People with Disabilities, Hogue, D. ..... HB0297 (F)
Sexual Offenses Against Minors, Beck, T. ..... HB0074 (P)
Task Force on Family Conflict Resolution, Tyler, A. ..... HB0067 (F)
Tuition Waivers for Children in Long-term Foster Care, Siddoway, R. ..... HB0193 (F)
Uniform Child Custody Act, Hillyard, L. ..... SB0104 (P)
Weapons Restrictions for Mentally Ill Persons, Cox, G. ..... HB0176 (P)
Weapons Restrictions for the Mentally Ill, Spencer, T. ..... SB0236 (F)

INCOME TAX

Commercial Historic Building Rehabilitation - Corporate Franchise and Income Tax and Individual Income Tax Credits, Evans, B. ... SB0031 (F)
Corporate Franchise and Income Tax and Individual Income Tax Credits for Low-income Housing, Bradshaw, A. ..... HB0087 (P)
Incentives to Purchase Clean Fuel Vehicles, Harper, W. ..... HB0323 (P)
Income Tax - Private Investment in Education, Swallow, J. ..... HB0401 (F)
Income Tax Amendments, Nielson, H. ..... SB0178 (F)
Income Tax Amendments - Personal Exemptions and Information on Returns and Booklets, Holdaway, K. ..... HB0084 (F)
Income Taxes - Application to the Uintah and Ouray Reservation, Evans, B. ..... SB0181 (P)
Individual Income Tax - Bracket Adjustments, Nielson, H. ..... SB0024 (F)
Individual Income Tax - Estimated Tax Payments and Use of Revenues for Education, Arent, P. ..... HB0117 (F)
Individual Income Tax - Personal Exemptions, Nielson, H. ..... SB0029 (F)

Individual Income Tax and Corporate Franchise and Income Tax Credits - Contributions to Providers of Services to Persons with Disabilities, Montgomery, R. ..... SB0171 (F)
Individual Income Tax Brackets, Saunders, C. ..... HB0039 (F)
Individual Income Tax Credit for a Residential Security Container, Bennion, C. ..... HB0091 (F)
Recycling Market Development Zone Act and Related Tax Credits, Ferry, B. ..... HB0171 (P)
Sales and Use Tax and Income Tax Revisions, Peterson, M. ..... SB0203 (F)
Tax Penalties, Valentine, J. ..... SB0180 (F)
Utah Income Tax Amendments, Bryson, K. ..... HB0088 (P)

INDIAN AFFAIRS

Income Taxes - Application to the Uintah and Ouray Reservation, Evans, B. ..... SB0181 (P)
Motor and Special Fuel Tax - Application to the Uintah and Ouray Reservation, Evans, B. ..... SB0213 (P)
Motor and Special Fuel Taxes - Navajo Nation Taxes, Johnson, K. ..... HB0284 (F)
Native American Coordinating Board, Suazo, P. ..... SB0089 (P)
Navajo Trust Fund Amendments, Johnson, K. ..... HB0262 (P)
Resolution Encouraging Review of Indian Sites Prior to Construction of Bear River Development Projects, Suazo, P. ..... SJR010 (F)
Sales and Use Tax on Public Accommodations and Services Taxed by Tribes, Johnson, K. ..... HB0255 (F)
Wildlife Resources Code - Application to Indians, Evans, B. ..... SB0062 (P)

INFORMATION TECHNOLOGY

Amendments to Digital Signature Act, Steele, D. ..... SB0076 (P)
Applied Technology Education Task Force, Alexander, J. ..... HB0336 (P)
Changes to Telecommunications Laws, Koehn, S. ..... HB0338 (P)
Chief Information Officer Amendments, Steele, D. ..... SB0077 (P)
Digital Certificates and Identification Amendments, Howell, S. .. SB0056 (P)
Education Technology Initiative Amendments, Stephenson, H. .. SB0133 (P)
Electronic Mail Regulations, Valentine, J. ..... SB0169 (F)
Fire Prevention Amendments, Bryson, K. ..... HB0274 (F)
Information Technology Infrastructure Innovation Program, Chard, B. ..... HB0167 (P)
Notary Public Requirements, Valentine, J. ..... SB0145 (P)
Online Court Assistance, Waddoups, M. ..... SB0147 (P)
Resolution Petitioning United States Government to Release Certain Satellite Data, Steele, D. ..... SCR001 (P)

Uniform Electronic Transactions Act, Hillyard, L. ..... SB0125 (P)
Utah Telehealth Commission, Hogue, D. ..... HB0072 (P)

INFORMATION TECHNOLOGY COMMISSION

Chief Information Officer Amendments, Steele, D. ..... SB0077 (P)
Information Technology Infrastructure Innovation Program, Chard, B. ..... HB0167 (P)
Resolution Petitioning United States Government to Release Certain Satellite Data, Steele, D. ..... SCR001 (P)

INMATES

Inmate Access to Publications, Evans, R. ..... SB0263 (P)
Jail Release Amendments, Seitz, J. ..... HB0083 (P)
Offenses Against Persons in Custody, Julander, P. ..... SB0207 (F)
Private Prison Amendments, King, B. ..... HB0395 (P)

INSURANCE

Access to Rural Health Care Facilities Amendments, Knudson, P. ..... SB0095 (P)
Amendments to Insurance Law, Nelson, L. ..... HB0339 (F)
Bail and Bail Bond Surety Related Amendments, Poulton, L. ... SB0220 (P)
Catastrophic Mental Health Insurance Coverage, Buffmire, J. ... HB0035 (P)
Disclosure of Required Reports to the Insurance Department, Hickman, J. ..... HB0290 (F)
Equity in Prescription Coverage, Julander, P. ..... SB0009 (F)
Health Care Benefits - Grievance Review Process, Knudson, P. .. SB0050 (P)
Health Insurance Provisions - Interim Review, Lockhart, R. ..... HB0228 (P)
Health Insurers - Coverage of Emergency Medical Services, Carlson, M. ..... HB0185 (P)
Health Insurers - Referral to Specialist Process, Carlson, M. .... HB0186 (P)
Insurance Companies Notification in Divorce Situations, Beck, T. ..... HB0073 (F)
Insurance Coverage and Common Area Amendments for Condominiums, Dillree, M. ..... HB0264 (P)
Insurance Department - Health Insurance Reporting Requirements, Lockhart, R. ..... HB0254 (F)
Insurance Department - Health Policy Responsibilities, Lockhart, R. ..... HB0230 (F)
Insurance Department Review of Health Insurance Legislation, Lockhart, R. ..... HB0055 (F)
Insurance Law Amendments, Poulton, L. ..... SB0190 (P)

Life Insurance Guaranty Associations, Nelson, L. ..... HB0282 (F)
Maternity Insurance Coverage for Adoptive Parents, Mayne, E. .. SB0254 (P)
Medical Claims Amendments, Montgomery, R. ..... SB0096 (F)
Medical Exclusions in Individual Health Insurance Policies,
Nielson, H. ..... SB0164 (P)
Medical Provisions for Children of Divorce, Fife, F. ..... HB0393 (F)
Mental Health Parity, Holladay, B. ..... HB0123 (F)
Procurement Code Requirements of Health Care Benefits,
Mayne, E. ..... SB0027 (F)
Property Insurance Coverage, Tyler, A. ..... HB0121 (F)
Retirement Office Amendments, Short, R. ..... HB0272 (P)
Unemployment Insurance, Mayne, E. ..... SB0269 (F)
Unemployment Insurance Amendments, Swallow, J. ..... HB0345 (P)
Workers' Compensation Fund Amendments, Swallow, J. ..... HB0213 (P)

INSURANCE DEPARTMENT

Insurance Department - Health Insurance Reporting Requirements,
Lockhart, R. ..... HB0254 (F)
Insurance Department - Health Policy Responsibilities,
Lockhart, R. ..... HB0230 (F)
Insurance Department Review of Health Insurance Legislation,
Lockhart, R. ..... HB0055 (F)
Insurance Law Amendments, Poulton, L. ..... SB0190 (P)
Property Insurance Coverage, Tyler, A. ..... HB0121 (F)

INTERLOCAL COOPERATION ENTITIES

Associations of Governments Appropriation, Dmitrich, M. ..... SB0011 (P)
Community Impact Alleviation - Definitions, Dmitrich, M. ..... SB0010 (P)

JUDICIAL DEPARTMENT - CONSTITUTION

Background Checks for Bar Applicants, Arent, P. ..... HB0075 (P)

JUDICIARY

Amending Requirements for Concealed Firearms, Cox, G. ..... HB0372 (P)
Amendments for Weapons, Evans, B. ..... SB0192 (F)
Asset Forfeiture Revisions, Wright, B. ..... HB0124 (F)
Attorney Lien Law, Hogue, D. ..... HB0150 (F)
Background Check on Private Handgun Transfers, Peterson, M. .. SB0044 (F)
Background Checks for Bar Applicants, Arent, P. ..... HB0075 (P)
Background Checks for Weapons Purchase, Tyler, A. ..... HB0161 (P)

Board of Pardons and Parole Amendments, Cox, G. ..... HB0366 (F)
Certified Shorthand Reporters Licensing Act Amendments, Spencer, T. ..... SB0143 (F)
Child Custody Mediation Procedure, Baca, L. ..... HB0104 (F)
Child Firearm Access Prevention Amendments, Julander, P. ..... SB0016 (F)
Child Support Amendments, Hillyard, L. ..... SB0049 (P)
Child Support for Children in State Custody, Anderson, E. ..... HB0100 (P)
Committee on Criminal Justice for Youth and Adults with Mental Retardation, Hillyard, L. ..... SB0225 (F)
Concealed Permit Holders Requirements, Allen, R. ..... SB0032 (F)
Contributing to the Delinquency of a Minor, Ure, D. ..... HB0326 (P)
Cost-of-living Adjustment for Youth Corrections Private Providers, Chard, B. ..... HB0340 (P)
Crime Victims' Reparations Act Amendments, Bradshaw, A. .... HB0331 (P)
Criminal Code - Restricted Persons, Spencer, T. ..... SB0072 (P)
Criminal Penalty Amendments, Spencer, T. ..... SB0153 (F)
Custodial Parent Amendments, Holladay, B. ..... HB0402 (F)
Donation of Nonschedule Drugs or Devices - Liability Protection, Suazo, P. ..... SB0007 (P)
Dramshop Liability, Howell, S. ..... SB0247 (F)
Expungement of Convictions Amendments, Bryson, K. ..... HB0250 (P)
Felony Murder Amendments, Swallow, J. ..... HB0270 (P)
Firearm Amendments - Houses of Worship and Private Residences, Peterson, M. ..... SB0087 (F)
Firearms Restrictions - Houses of Worship, Residences, and Schools, Jones, D. ..... HB0248 (F)
Gun Restriction Amendments, Cox, G. ..... HB0363 (F)
Identification Number Fraud, Bennion, C. ..... HB0163 (P)
Identity Fraud, Davis, G. ..... SB0075 (P)
Information Relating to Olympic Security, Cox, G. ..... HB0110 (F)
Judgments Lien Revision, Hatch, T. ..... HB0256 (F)
Judicial Amendments, Arent, P. ..... HB0330 (P)
Judicial Conduct Commission Amendments and Supreme Court Oversight of Judges, Ure, D. ..... HB0285 (P)
Judicial Ethics Review Boards, Holladay, B. ..... HB0403 (F)
Justice Court Accountability, Hillyard, L. ..... SB0151 (P)
Justice Court Judge Amendment, King, B. ..... HB0152 (F)
Juvenile Adjudication, Suazo, P. ..... SB0149 (P)
Juvenile Curfew Authority, Mayne, E. ..... SB0255 (F)
Limitation on Reimbursement of Legal Fees and Costs to Officers and Employees, Bennion, C. ..... HB0212 (F)

Limits on Gun Manufacturer's Liability, Throckmorton, M. ..... HB0199 (P)
Notary Public Qualifications, Davis, G. ..... SB0038 (P)
Obscenity and Pornography Complaints Ombudsman, Olsen, E. . HB0343 (P)
Office of Guardian Ad Litem Amendments, Steele, D. ..... SB0185 (F)
Online Court Assistance, Waddoups, M. ..... SB0147 (P)
Penalties for Crime Victims' Reparations Fraudulent Claims, Hendrickson, N. ..... HB0028 (P)
Prevention of Retaliatory Lawsuits, Lockhart, R. ..... HB0296 (F)
Private Prison Amendments, King, B. ..... HB0395 (P)
Public Access to Witness' Testimony, Shurtliff, L. ..... HB0132 (F)
Recovery of Special Damages for Injuries, Tyler, A. ..... HB0354 (F)
Reilly Civil Stalking Amendments, Shurtliff, L. ..... HB0034 (F)
Removing Barriers to Electronic Government Services Delivery, Chard, B. ..... HB0090 (P)
Restrictions on Weapons - Elementary and Secondary Schools, Beattie, L. ..... SB0161 (F)
Restrictions on Weapons - Houses of Worship, Beattie, L. ..... SB0162 (F)
Revocation of Concealed Firearm Permits, Brown, M. ..... HB0383 (F)
Sex Offender Registry, Waddoups, M. ..... SB0270 (P)
Small Claims Court Jurisdiction, Curtis, G. ..... HB0280 (F)
Stalking Amendments, Shurtliff, L. ..... HB0203 (P)
Standards for Illegal Drug Lab Decontamination, Tyler, A. ..... HB0162 (F)
Subpoena Power Amendments, Hendrickson, N. ..... HB0222 (P)
Survival of Action, Becker, R. ..... HB0356 (F)
Suspension of Driver License Provisions, Hansen, N. ..... HB0308 (F)
Traffic Stops Statistics, Bourdeaux, D. ..... HB0106 (F)
Uniform Child Custody Act, Hillyard, L. ..... SB0104 (P)
Utah Product Liability Act Amendments, Morgan, K. ..... HB0388 (P)
Utah Uniform Probate Code - Notice, Parties, Representation Amendments, Hillyard, L. ..... SB0246 (P)
Weapons Amendments, Jones, D. ..... HB0095 (F)
Weapons Restrictions Amendments, Spencer, T. ..... SB0079 (F)
Weapons Restrictions for Mentally Ill Persons, Cox, G. ..... HB0176 (P)
Weapons Restrictions for the Mentally Ill, Spencer, T. ..... SB0236 (F)

JUVENILES

Contributing to the Delinquency of a Minor, Ure, D. ..... HB0326 (P)
Cost-of-living Adjustment for Youth Corrections Private Providers, Chard, B. ..... HB0340 (P)
Criminal Code - Restricted Persons, Spencer, T. ..... SB0072 (P)
Juvenile Adjudication, Suazo, P. ..... SB0149 (P)

Juvenile Curfew Authority, Mayne, E. ..... SB0255 (F)
Movie Theater - Age Verification Requirement, Hogue, D. ..... HB0316 (F)
Weapons Restrictions Amendments, Spencer, T. ..... SB0079 (F)

LABOR

Antidiscrimination Advisory Council Amendments, Poulton, L... SB0097 (P)
Unemployment Insurance Amendments, Swallow, J. ..... HB0345 (P)
Uninsured Employers' Fund Amendments, Mayne, E. ..... SB0160 (P)
Workers' Compensation - Employees Willful Misconduct,
Hellewell, P. ..... SB0023 (P)
Workers' Compensation - Proof of Coverage Information Disclosure,
Adair, G. ..... HB0319 (P)
Workers' Compensation Fund Amendments, Swallow, J. ..... HB0213 (P)

LABOR COMMISSION

Antidiscrimination Advisory Council Amendments, Poulton, L... SB0097 (P)
Workers' Compensation - Employees Willful Misconduct,
Hellewell, P. ..... SB0023 (P)
Workers' Compensation - Proof of Coverage Information Disclosure,
Adair, G. ..... HB0319 (P)

LANDLORD - TENANT

Rental Application Fees, Waddoups, M. ..... SB0042 (F)
Requirements for Rentals, Waddoups, M. ..... SB0184 (F)
Rights of Property Owner to Rent Property, Dayton, M. ..... HB0355 (F)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

Admissibility of Polygraph Evidence, Gladwell, D. ..... HB0052 (F)
Amending Requirements for Concealed Firearms, Cox, G. ..... HB0372 (P)
Amendments for Weapons, Evans, B. ..... SB0192 (F)
Amendments Regarding Absconding, Chard, B. ..... HB0414 (F)
Amendments to Justification as Defense, Cox, G. ..... HB0057 (P)
Appropriation for Special Prosecutor and Investigator,
Bigelow, R. ..... HB0062 (F)
Appropriation to Illegal Drug Manufacturing and Storage Site
Decontamination Fund, Tyler, A. ..... HB0098 (F)
Asset Forfeiture Revisions, Wright, B. ..... HB0124 (F)
Background Check on Private Handgun Transfers, Peterson, M... SB0044 (F)
Board of Pardons and Parole Amendments, Cox, G. ..... HB0366 (F)
Child Abuse Homicide, Snow, G. ..... HB0056 (P)

Child Firearm Access Prevention Amendments, Julander, P. ..... SB0016 (F)
Concealed Permit Holders Requirements, Allen, R. ..... SB0032 (F)
Contributing to the Delinquency of a Minor, Ure, D. ..... HB0326 (P)
Controlled Substances Amendments, Bigelow, R. ..... HB0077 (P)
Controlled Substances Precursor Amendments, Tyler, A. ..... HB0081 (P)
Council on Sexual Victims and Offenders - Extension, Beck, T. . HB0010 (P)
Criminal Code - Restricted Persons, Spencer, T. ..... SB0072 (P)
Criminal Fines Surcharge Amendments, Chard, B. ..... HB0322 (F)
Criminal Penalty Amendments, Spencer, T. ..... SB0153 (F)
Damage to or Interruption of Communication Device, Allen, R. . SB0036 (P)
Damages for Harm to or Theft of an Assistance Animal,
Allen, D. ..... SB0070 (P)
Decriminalization of Traffic Offenses, Hillyard, L. ..... SB0240 (P)
Deputy Sheriffs Merit System Amendments, Buckner, P. ..... HB0389 (P)
Dispatcher Training and 911 Phone Charge Amendments,
Chard, B. ..... HB0362 (F)
Executive Protection Amendments, Adair, G. ..... HB0273 (P)
Expansion of Burglary to Violation of Protective Order,
Gladwell, D. ..... HB0386 (F)
Felony Murder Amendments, Swallow, J. ..... HB0270 (P)
Firearm Amendments - Houses of Worship and Private Residences,
Peterson, M. ..... SB0087 (F)
Firearms Restrictions - Houses of Worship, Residences, and Schools,
Jones, D. ..... HB0248 (F)
Forfeiture Relating to Sexual Offenses Against Children,
Buckner, P. ..... HB0173 (F)
Gun Restriction Amendments, Cox, G. ..... HB0363 (F)
Investigation of Polygamist Activities, Allen, R. ..... SB0008 (F)
Jail Release Amendments, Seitz, J. ..... HB0083 (P)
Local Government Peace Officer Examinations, Howell, S. ..... SB0170 (F)
Material Harmful to Minors - Amendments, Howell, S. ..... SB0025 (P)
Medicaid Fraud Oversight, Allen, D. ..... SB0191 (P)
Minor's Access to Harmful Material on the Internet, Howell, S. . . SB0243 (F)
Movie Theater - Age Verification Requirement, Hogue, D. ..... HB0316 (F)
Offenses Against Persons in Custody, Julander, P. ..... SB0207 (F)
Peace Officers' Authority, Holladay, B. ..... HB0059 (P)
Penalties for Offenses Against Police Service Animals,
Knudson, P. ..... SB0234 (P)
Penalty for Harboring a Fugitive, Buckner, P. ..... HB0080 (P)
Penalty for Hate Crimes, Suazo, P. ..... SB0014 (F)
Prisoner Patient Payments, Holladay, B. ..... HB0416 (F)

Private Prison Amendments, King, B. ..... HB0395 (P)
Prohibition of Citation Quotas, Ure, D. ..... HB0342 (F)
Property Crimes Amendments, Stephens, N. ..... HB0085 (F)
Providing Tobacco to Minors, Allen, D. ..... SB0141 (P)
Provision for Special Prosecutor and Investigator for Bigamy, Bigelow, R. ..... HB0422 (F)
Public Safety Fee Process Revision, Chard, B. ..... HB0174 (F)
Removing Barriers to Electronic Government Services Delivery, Chard, B. ..... HB0090 (P)
Restrictions on Weapons - Elementary and Secondary Schools, Beattie, L. ..... SB0161 (F)
Restrictions on Weapons - Houses of Worship, Beattie, L. ..... SB0162 (F)
Revocation of Concealed Firearm Permits, Brown, M. ..... HB0383 (F)
Search Warrant Amendment, Bowman, D. ..... HB0327 (F)
Sentencing Enhancement, Curtis, G. ..... HB0144 (P)
Sexual Offense Amendments, Goodfellow, B. ..... HB0060 (P)
Traffic Stops Statistics, Bourdeaux, D. ..... HB0106 (F)
Unlawful Use of Laser Pointer, Allen, D. ..... SB0155 (F)
Unlawful Use of Theft Detection Devices, Hickman, J. ..... HB0348 (P)
Utah Controlled Substances Act Amendments, Arent, P. ..... HB0139 (P)
Utah Correctional Industries Business Park, Blackham, L. ..... SB0183 (F)
Victim Representation At An Execution, Allen, D. ..... SB0165 (P)
Weapons Amendments, Jones, D. ..... HB0095 (F)
Weapons Restrictions Amendments, Spencer, T. ..... SB0079 (F)
Weapons Restrictions for Mentally Ill Persons, Cox, G. ..... HB0176 (P)

LEGISLATIVE AFFAIRS

Amendments to General Government, Davis, G. ..... SB0262 (F)
Appropriation for Airport Authority, Hillyard, L. ..... SB0150 (P)
Appropriations Act, Steele, D. ..... SB0001 (P)
Changes to General Governments, Becker, R. ..... HB0415 (F)
County Boundary Changes, Johnson, B. ..... HB0049 (P)
Education Budget Reserve Account, Hillyard, L. ..... SB0098 (F)
Extension or Repeal of Sunset Dates, Waddoups, M. ..... SB0244 (P)
House Rules Resolution - Committee Review of Bills, Brown, M. ..... HR0003 (P)
House Rules Revisions Resolution, Adair, G. ..... HR0002 (F)
House Rules Revisors Resolution, Koehn, S. ..... HR0001 (P)
Implementation and Audit of Best Practices in New Programs and Agencies, Frandsen, L. ..... HB0071 (P)
Joint Rules - Ethics Procedure Amendments, Poulton, L. ..... SJR002 (P)

Joint Rules Revisions Resolution, Poulton, L. ..... SJR006 (P)
Joint Rules Revisors Resolution, Koehn, S. ..... HJR005 (P)
Judicial Ethics Review Boards, Holladay, B. ..... HB0403 (F)
Legislative Interim Committees, Short, R. ..... HB0307 (P)
Lobbyist Disclosure Act Amendments, Swallow, J. ..... HB0287 (P)
Lobbyist Reporting Requirements, Buckner, P. ..... HB0373 (F)
Master Study Resolution, Hillyard, L. ..... SJR012 (P)
Oversight of Legislative Staff Offices, Beattie, L. ..... SB0069 (P)
Population Standards for Redistricting, Throckmorton, M. ..... HB0201 (F)
Providing General Governments Amendments, Davis, G. ..... SB0261 (F)
Public Attorneys Act Amendments, Curtis, G. ..... HB0138 (P)
Public Education Textbook Funding, Johnson, K. ..... HB0391 (F)
Public Officers and Employees Ethics Act - Exceptions,
Holdaway, K. ..... HB0404 (F)
Public Officers and Employees Ethics Act Amendments,
Ure, D. ..... HB0382 (P)
Resolution Amending Local Government Provisions,
Nielson, H. ..... SJR008 (P)
Resolution Amending Number of Senators, Nielson, H. ..... SJR005 (F)
Resolution Approving Removal of District Court from Park City,
Ure, D. ..... HJR004 (P)
Resolution Authorizing Recall Election Process,
Hendrickson, N. ..... HJR007 (F)
Resolution Disapproving Legislative Salary Rate Increase,
King, B. ..... HJR015 (F)
Resolution on Annual General Session Date, Bourdeaux, D. ..... HJR009 (F)
Resolution on Compensation of In-session Employees,
Montgomery, R. ..... SJR004 (P)
Resolution on Funding the Arts in Public Schools, Hale, K. ..... SJR009 (P)
Resolution on Taiwan, Throckmorton, M. ..... HJR010 (P)
Resolution on Tax Reduction and Simplification, Valentine, J. .... SJR013 (F)
Resolution on Time of General Sessions, Suazo, P. ..... SJR007 (F)
Resolution Providing for Special Sessions of the Legislature,
Walsh, R. ..... HJR003 (F)
Resolution Urging Congressional Repeal of Income Tax,
Throckmorton, M. ..... HJR016 (F)
Resolution Urging Exclusion of Certain Members from Service in
the 2001 Legislature, Way, G. ..... HR0005 (F)
Resolution Urging Federal Constitutional Amendment to Protect the
Life of the Unborn, Way, G. ..... HJR017 (F)

Resolution Urging Federal Funding to Fight Grasshopper and Cricket Infestation, Gowans, J. ..... HCR001 (P)
Resolution Urging Utahns to Host Parents of Olympic and Paralympic Athletes in 2002 Olympic Winter Games and 2002 Paralympic Winter Games, Ure, D. ..... HCR007 (P)
Revisor's Statute, Koehn, S. ..... HB0221 (P)
Senate Rules Resolution - Committee Review of Legislation, Mansell, L. ..... SR0004 (P)
Senate Rules Resolution - Legislative Quasi-governmental Entities Committee, Mansell, L. ..... SR0005 (P)
Senate Rules Revisions Resolution, Poulton, L. ..... SR0002 (P)
Senate Rules Revisors Resolution, Poulton, L. ..... SR0001 (P)
Students in Large High Schools Resolution, Peterson, M. ..... SCR002 (F)
Supplemental Appropriations Act, Alexander, J. ..... HB0001 (P)
Supplemental Appropriations II, Alexander, J. ..... HB0003 (P)
Timely Agency Review of Certain Applications, Bennion, C. ..... HB0374 (F)
Y2k Revisors - Technical Changes, Poulton, L. ..... SB0129 (P)

LEGISLATIVE DEPARTMENT - CONSTITUTION

Resolution Amending Number of Senators, Nielson, H. ..... SJR005 (F)
Resolution on Annual General Session Date, Bourdeaux, D. ..... HJR009 (F)
Resolution on Time of General Sessions, Suazo, P. ..... SJR007 (F)

LEGISLATURE

Amendments to General Government, Davis, G. ..... SB0262 (F)
Changes to General Governments, Becker, R. ..... HB0415 (F)
County Boundary Changes, Johnson, B. ..... HB0049 (P)
Defined Contribution Option, Rowan, T. ..... HB0109 (P)
General Government - Amendments, Ure, D. ..... HB0321 (F)
House Rules Resolution - Legislative Quasi-governmental Entities Committee, Ure, D. ..... HR0004 (P)
Implementation and Audit of Best Practices in New Programs and Agencies, Frandsen, L. ..... HB0071 (P)
Insurance Department Review of Health Insurance Legislation, Lockhart, R. ..... HB0055 (F)
Joint Rules - Ethics Procedure Amendments, Poulton, L. ..... SJR002 (P)
Joint Rules Resolution - Appropriations Process, Blackham, L. ..... SJR001 (F)
Joint Rules Resolution - Legislative Quasi-governmental Entities Committee, Ure, D. ..... HJR014 (P)
Master Study Resolution, Hillyard, L. ..... SJR012 (P)
Oversight of Legislative Staff Offices, Beattie, L. ..... SB0069 (P)

Population Standards for Redistricting, Throckmorton, M. ..... HB0201 (F)
Providing General Governments Amendments, Davis, G. ..... SB0261 (F)
Resolution Disapproving Legislative Salary Rate Increase, King, B. ..... HJR015 (F)
Resolution on Compensation of In-session Employees, Montgomery, R. ..... SJR004 (P)
Resolution Providing for Special Sessions of the Legislature, Walsh, R. ..... HJR003 (F)
Resolution Urging Exclusion of Certain Members from Service in the 2001 Legislature, Way, G. ..... HR0005 (F)
Revisions to General Government, Arent, P. ..... HB0419 (F)
Revisor's Statute, Koehn, S. ..... HB0221 (P)
Use of Constitutional Defense Council Restricted Account, Hatch, T. ..... HB0207 (P)
Utah Tomorrow Strategic Planning Committee Amendments, Frandsen, L. ..... HB0266 (F)

LIABILITY

Donation of Nonschedule Drugs or Devices - Liability Protection, Suazo, P. ..... SB0007 (P)
Dramshop Liability, Howell, S. ..... SB0247 (F)
Emergency Medical Services Amendments, Valentine, J. ..... SB0086 (P)
Immunity for Foster Care Referral, Swallow, J. ..... HB0337 (P)
Prevention of Retaliatory Lawsuits, Lockhart, R. ..... HB0296 (F)
Revised Nonprofit Corporation Act, Hillyard, L. ..... SB0061 (P)

LIABILITY INSURANCE

Dramshop Modifications, Hillyard, L. ..... SB0251 (P)

LIBRARIES

Online Access At Public Libraries, Snow, M. ..... HB0157 (P)

LIENS

Attorney Lien Law, Hogue, D. ..... HB0150 (F)
Judgments Lien Revision, Hatch, T. ..... HB0256 (F)
Residential Lien Recovery Fund, Howell, S. ..... SB0193 (F)
Residential Lien Recovery Fund Amendments, Beattie, L. ..... SB0265 (F)

LIFE INSURANCE

Amendments to Insurance Law, Nelson, L. ..... HB0339 (F)
Insurance Law Amendments, Poulton, L. ..... SB0190 (P)

Life Insurance Guaranty Associations, Nelson, L. ..... HB0282 (F)
Smoke Free Airports, Tanner, J. ..... HB0190 (F)

LIMITED LIABILITY COMPANY

Business Entity Amendments, Bradshaw, A. ..... HB0114 (P)

LIVESTOCK

Appropriation for Projects to Improve Private Grazing Lands, Gowans, J. ..... HB0359 (F)
Utah Horse Promotion, Chard, B. ..... HB0344 (F)

LOBBYING

Lobbyist Disclosure Act Amendments, Swallow, J. ..... HB0287 (P)
Lobbyist Law Amendments, King, B. ..... HB0151 (F)
Lobbyist Reporting Requirements, Buckner, P. ..... HB0373 (F)

LOCAL BOARDS OF EDUCATION

Applied Technology Centers Amendments, Wright, B. ..... HB0239 (F)
Class Size Reduction, Hogue, D. ..... HB0238 (F)
Education Technology Initiative Amendments, Stephenson, H. .. SB0133 (P)
English Immersion Programs in Public Schools, Styler, M. ..... HB0019 (F)
Kindergarten Assessment, Pace, L. ..... HB0317 (F)
Kindergarten in the Public Schools, Howell, S. ..... SB0099 (F)
Public Education Amendments, Alexander, J. ..... HB0119 (P)
Public Education Capital Outlay Amendments, Hatch, T. ..... HB0053 (F)
Resolution Authorizing Recall Election Process, Hendrickson, N. ..... HJR007 (F)
School Board Compensation, Hansen, N. ..... HB0405 (F)
School Fee Waivers Amendments, Steele, D. ..... SB0146 (P)
Student Education/occupation Plan Amendments, Throckmorton, M. ..... HB0263 (F)
Teacher Transfers Between School Districts, Throckmorton, M. .. HB0160 (F)

LOCAL HEALTH DEPARTMENTS

Food Safety Certificate, Gowans, J. ..... HB0148 (F)

LOCAL TAXATION OF UTILITIES

Local Taxation of Utilities Limitation - Computation of Gross Receipts, Valentine, J. ..... SB0228 (P)
Municipal Energy Sales and Use Tax - Computation of Taxable Base, Valentine, J. ..... SB0167 (P)
Sales and Use Taxes - Notice and Effective Date, Valentine, J. .. SB0209 (P)

MARRIAGE

Medical Provisions for Children of Divorce, Fife, F. ..... HB0393 (F)

MEDICAID

Medicaid Fraud Oversight, Allen, D. ..... SB0191 (P)
Medicaid Fraud Unit, Nielson, H. ..... SB0264 (F)
Portability of Funding for Health and Human Services, Hogue, D. ..... HB0093 (P)

MEDICAL ASSISTANCE PROGRAMS

Hospital Bills Reflection of Hospital Provider Assessment, Dayton, M. ..... HB0159 (F)
Repeal of Hospital Provider Assessment, Dayton, M. ..... HB0271 (F)
Repeal of Hospital Providers Assessment, Nielson, H. ..... SB0267 (F)

MEDICAL MALPRACTICE

Medical Malpractice Amendments, Holladay, B. ..... HB0294 (F)

MEDICAL RECORDS

Directives for Medical Services, Hale, K. ..... SB0054 (F)
Informed Consent for Genetic Testing, Stephens, N. ..... HB0278 (F)

MEDICARE

Diabetes Treatment and Management - Managed Care, Nielson, H. ..... SB0108 (P)

MEDICINE

Breast Implant Surgery, Ure, D. ..... HB0229 (F)
Controlled Substances Act - Oversight of Prescribing Psychiatric Drugs or Medications for Children, Throckmorton, M. ..... HB0380 (F)
Donation of Nonschedule Drugs or Devices - Liability Protection, Suazo, P. ..... SB0007 (P)
Equity in Prescription Coverage, Julander, P. ..... SB0009 (F)
Informed Consent for Genetic Testing, Stephens, N. ..... HB0278 (F)
Prescription for Controlled Substances, Anderson, E. ..... HB0258 (P)

MENTAL HEALTH

Catastrophic Mental Health Insurance Coverage, Buffmire, J. ... HB0035 (P)
Committee on Criminal Justice for Youth and Adults with Mental Retardation, Hillyard, L. ..... SB0225 (F)

Mental Health and Corrections Law Amendments, Montgomery, R. ..... SB0175 (P)
Mental Health Commitment Amendments, Montgomery, R. ..... SB0200 (F)
Mental Health Parity, Holladay, B. ..... HB0123 (F)
Mental Illness and Mental Health Treatment, Throckmorton, M. . HB0347 (F)
Psychologist Licensing Act, Buffmire, J. ..... HB0027 (P)
Weapons Restrictions for the Mentally Ill, Spencer, T. ..... SB0236 (F)

MENTAL HEALTH PROFESSIONAL

Catastrophic Mental Health Insurance Coverage, Buffmire, J. ... HB0035 (P)
Psychologist Licensing Act, Buffmire, J. ..... HB0027 (P)

MILITARY SERVICES

National Guard State Education, Throckmorton, M. ..... HB0334 (F)
Reorganization of Veteran - Related Programs, Stephens, M. .... HB0140 (P)

MINERAL LEASE FUNDS

Mineral Lease Account Amendments, Seitz, J. ..... HB0352 (F)
Mineral Lease Act Amendments, Blackham, L. ..... SB0055 (P)

MINORS

Contributing to the Delinquency of a Minor, Ure, D. ..... HB0326 (P)
Juvenile Curfew Authority, Mayne, E. ..... SB0255 (F)
Material Harmful to Minors - Amendments, Howell, S. ..... SB0025 (P)
Minor's Access to Harmful Material on the Internet, Howell, S. .. SB0243 (F)
Off-highway Vehicle Use, Styler, M. ..... HB0277 (P)
Providing Tobacco to Minors, Allen, D. ..... SB0141 (P)
Sexual Offense Amendments, Goodfellow, B. ..... HB0060 (P)

MORTGAGE

Interest on Mortgage Loan Reserve Accounts Amendments, Curtis, G. ..... HB0367 (F)
Utah Residential Mortgage Practices Act, Adair, G. ..... HB0107 (P)

MOTOR FUEL AND SPECIAL FUEL TAXES

Aviation Fuel Tax, Hillyard, L. ..... SB0112 (F)
Fuel Tax Amendments, Frandsen, L. ..... HB0409 (F)
Fuel Tax Refunds for Loss or Destruction, Valentine, J. ..... SB0130 (P)
Motor and Special Fuel Tax - Application to the Uintah and Ouray Reservation, Evans, B. ..... SB0213 (P)
Motor and Special Fuel Taxes - Navajo Nation Taxes, Johnson, K. ..... HB0284 (F)

MOTOR VEHICLE INSURANCE

Motor Vehicle Insurance Policy Coverage, Waddoups, M. ..... SB0189 (P)
Motor Vehicle Liability Coverage, Curtis, G. ..... HB0423 (P)
Uninsured Motorist Database Amendments, Steele, D. ..... SB0040 (P)
Uninsured Motorist Database Reauthorization, Steele, D. ..... SB0006 (P)

MOTOR VEHICLES

Aggressive Driving Amendments, Bush, D. ..... HB0009 (P)
Blindness Prevention Checkoff, Bradshaw, A. ..... HB0033 (P)
Boy Scouts of America License Plate, Nelson, L. ..... HB0195 (P)
Driving Under the Influence Provisions, Howell, S. ..... SB0047 (P)
Equalized Highway Use Tax for Out-of-state Carriers Amendments, Dillree, M. ..... HB0233 (F)
Fuel Tax Amendments, Frandsen, L. ..... HB0409 (F)
Fuel Tax Refunds for Loss or Destruction, Valentine, J. ..... SB0130 (P)
Graduated Driver License Amendments, Montgomery, R. ..... SB0093 (F)
Impounding Amendments, Goodfellow, B. ..... HB0026 (F)
Inattentive Driving Offense, Becker, R. ..... HB0142 (F)
Motor Fuel Marketing Amendments, Hellewell, P. ..... SB0046 (F)
Motor Vehicle Franchise Amendments, Garn, K. ..... HB0113 (P)
Motor Vehicle Insurance Policy Coverage, Waddoups, M. ..... SB0189 (P)
Motor Vehicle Liability Coverage, Curtis, G. ..... HB0423 (P)
Motor Vehicle Uniform Fees, Bigelow, R. ..... HB0111 (F)
Operation of Nonresident Owned Snowmobile, Bowman, D. ..... HB0031 (P)
Payment to Dealer for Vehicle Use, Mansell, L. ..... SB0199 (P)
Peace Corps Volunteer Special License Plates, Baca, L. ..... HB0145 (F)
Prohibition of Citation Quotas, Ure, D. ..... HB0342 (F)
Property Tax - Uniform Fees on Recreational Vehicles, Hellewell, P. ..... SB0030 (F)
Protection of Accident Report, Way, G. ..... HB0243 (P)
Repeal of Motor Fuel Marketing Act, Zolman, D. ..... HB0013 (F)
Replica Vehicle Provisions, Mayne, E. ..... SB0120 (P)
Safety Belt Law Amendments, Montgomery, R. ..... SB0012 (P)
Sale of Motor Vehicle, Julander, P. ..... SB0163 (P)
Salvage Vehicle Amendments, Nelson, L. ..... HB0314 (F)
Salvage Vehicle Buyers, Valentine, J. ..... SB0137 (P)
School Bus Light Requirement, Hendrickson, N. ..... HB0030 (P)
Seat Belt Compliance - Civil Litigation, Alexander, J. ..... HB0399 (F)
Special License Plates for Emergency Medical Technicians, Bowman, D. ..... HB0020 (P)
Special Mobile Equipment Amendments, Knudson, P. ..... SB0005 (P)

Uninsured Motorist Database Reauthorization, Steele, D. ..... SB0006 (P)

MUSEUMS

Appropriation for Children's Museum, Koehn, S. ..... HB0341 (F)
Appropriation to State Fire Museum, Allen, R. ..... SB0122 (F)

NAMES (OF BUSINESS ENTITIES)

Business Entity Amendments, Bradshaw, A. ..... HB0114 (P)

NATURAL GAS

Public Utility Amendments, Ure, D. ..... HB0320 (P)
Unauthorized Charges on Utility Bills - Cramming Amendments, Allen, S. ..... HB0043 (P)
Utility Regulation Amendments, Ure, D. ..... HB0276 (F)

NATURAL RESOURCES

Appropriation for Centennial Trails, Tyler, A. ..... HB0214 (F)
Appropriation for On-site Wastewater Treatment Systems Training, Blackham, L. ..... SB0116 (F)
Appropriation for Projects to Improve Private Grazing Lands, Gowans, J. ..... HB0359 (F)
Appropriation for Utah Botanical Center, Dillree, M. ..... HB0251 (F)
Appropriation for Wildlife Damage Management, Hatch, T. ..... HB0236 (P)
Canal Safety Program, Ferry, B. ..... HB0021 (F)
Cooperative Wildlife Management Unit Purposes, Johnson, B. ... HB0219 (P)
Deer Management Within Domesticated Elk Facilities, Wright, B. ..... HB0328 (F)
Elk Ranching Enclosure Amendments, Wright, B. ..... HB0283 (F)
Exemption from Watercraft Licensure, Suazo, P. ..... SB0212 (F)
Fee for State Golf Courses, Blackham, L. ..... SB0103 (P)
Oil and Gas Conservation Account, Seitz, J. ..... HB0170 (P)
Old Irontown as State Park, Bowman, D. ..... HB0032 (F)
Property Tax - Farmland Assessment Act Amendments, Suazo, P. ..... SB0139 (P)
Public Use of State-Owned Lands, Hull, J. ..... SB0028 (P)
Removing Barriers to Electronic Government Services Delivery, Chard, B. ..... HB0090 (P)
Resolution Encouraging Review of Indian Sites Prior to Construction of Bear River Development Projects, Suazo, P. ..... SJR010 (F)
Resolution of Wildlife Management in Wilderness Areas, Johnson, K. ..... HCR004 (F)

Resolution on West Desert Wilderness, Iverson, D. ..... HCR005 (P)
Sales and Use Tax Allocation for Species Protection, Hatch, T. .. HB0275 (P)
Sensitive Species Designation and Wildlife Habitat Classifications, Evans, B. ..... SB0065 (F)
State Parks Amendments, Hull, J. ..... SB0013 (P)
State Water Development Commission Amendments, Olsen, E. .. HB0048 (P)
Taking Wildlife While Trespassing, Styler, M. ..... HB0040 (P)
Trespass Across Cultivated Land, Buttars, C. ..... HB0041 (P)
Water Commissioner Appointments, Styler, M. ..... HB0196 (P)
Water Rights Ownership Requirements, Styler, M. ..... HB0184 (P)
Wildlife Amendments, Styler, M. ..... HB0217 (P)
Wildlife Licensing Amendments, Blackham, L. ..... SB0248 (P)
Wildlife Resources Code - Application to Indians, Evans, B. .... SB0062 (P)

NEWS AGENCIES

Sales and Use Tax - Newspapers, Zolman, D. ..... HB0288 (F)

NEWSPAPERS

Sales and Use Tax - Newspapers, Zolman, D. ..... HB0288 (F)

NOISE ABATEMENT

Sound Walls on Wasatch Boulevard, Tyler, A. ..... HB0392 (F)

NOTARY PUBLIC

Notary Public Qualifications, Davis, G. ..... SB0038 (P)
Notary Public Requirements, Valentine, J. ..... SB0145 (P)

OCCUPATIONAL LICENSING

Architects Licensing Act Amendments, Valentine, J. ..... SB0266 (F)
Burglar Alarm Licensure Revisions, Mansell, L. ..... SB0196 (P)
Certified Shorthand Reporters Licensing Act Amendments, Spencer, T. ..... SB0143 (F)
Contractor Licensing Amendments, Ure, D. ..... HB0324 (P)
Drinking Water Technician Certification, Nielson, H. ..... SB0219 (F)
Exemption from Licensure for Athletic Trainers, Valentine, J. ... SB0113 (P)
Licensing Security Officers, Steele, D. ..... SB0053 (F)
Marriage and Family Therapist Licensing Amendments, Hale, K. ..... SB0043 (P)
Massage Practice Act Amendments, Evans, R. ..... SB0132 (P)
Nursing Practice Amendments, Julander, P. ..... SB0157 (P)

Optometry Licensing Act Amendments, Mansell, L. ..... SB0048 (P)
Podiatrist Assistant Licensure Exemption, Hull, J. ..... SB0004 (P)
Professional Boxing Licensure and Regulation, Suazo, P. ..... SB0135 (P)
Professional Licensing Amendments, Dayton, M. ..... HB0089 (P)
Psychologist Licensing Act, Buffmire, J. ..... HB0027 (P)
Utah Boxing Commission Appropriation, Suazo, P. ..... SB0253 (F)
Utah Residential Mortgage Practices Act, Adair, G. ..... HB0107 (P)
Veterinary Practice Amendments, Wright, B. ..... HB0310 (F)

OCCUPATIONS AND PROFESSIONS

Accountancy Practice Act, Valentine, J. ..... SB0226 (P)
Burglar Alarm Licensure Revisions, Mansell, L. ..... SB0196 (P)
Certified Shorthand Reporters Licensing Act Amendments, Spencer, T. ..... SB0143 (F)
Contractor Licensing Amendments, Ure, D. ..... HB0324 (P)
Controlled Substances Amendments, Bigelow, R. ..... HB0077 (P)
Controlled Substances Precursor Amendments, Tyler, A. ..... HB0081 (P)
Cosmetologist/ Barbers Licensure Exemptions, Evans, B. ..... SB0152 (P)
Drinking Water Technician Certification, Nielson, H. ..... SB0219 (F)
Exemption from Licensure for Athletic Trainers, Valentine, J. ... SB0113 (P)
Massage Practice Act Amendments, Evans, R. ..... SB0132 (P)
Nurse Midwives - Extension of Sunset Date, Julander, P. ..... SB0092 (P)
Nursing Practice Amendments, Julander, P. ..... SB0157 (P)
Optometry Licensing Act Amendments, Mansell, L. ..... SB0048 (P)
Podiatrist Assistant Licensure Exemption, Hull, J. ..... SB0004 (P)
Professional Boxing Licensure and Regulation, Suazo, P. ..... SB0135 (P)
Professional Licensing Amendments, Dayton, M. ..... HB0089 (P)
Psychologist Licensing Act, Buffmire, J. ..... HB0027 (P)
Release Binding Technology on Snowboards and Ski-boards, Bryson, K. ..... HB0332 (F)
Telephone Solicitation Regulation, Olsen, E. ..... HB0045 (F)
Unprofessional Conduct in Construction Trade, Short, R. ..... HB0268 (P)
Utah Controlled Substances Act Amendments, Arent, P. ..... HB0139 (P)
Utah Residential Mortgage Practices Act, Adair, G. ..... HB0107 (P)
Veterinary Practice Amendments, Wright, B. ..... HB0310 (F)

OFF-HIGHWAY VEHICLES

Off-highway Vehicle Use, Styler, M. ..... HB0277 (P)
Operation of Nonresident Owned Snowmobile, Bowman, D. .... HB0031 (P)

OFFENSES

Contributing to the Delinquency of a Minor, Ure, D. ..... HB0326 (P)

Council on Sexual Victims and Offenders - Extension, Beck, T. . HB0010 (P)
Damage to or Interruption of Communication Device, Allen, R. . SB0036 (P)
Decriminalization of Traffic Offenses, Hillyard, L. ..... SB0240 (P)
Expungement of Convictions Amendments, Bryson, K. ..... HB0250 (P)
Penalty for Harboring a Fugitive, Buckner, P. ..... HB0080 (P)
Penalty for Hate Crimes, Suazo, P. ..... SB0014 (F)
Sexual Offense Amendments, Goodfellow, B. ..... HB0060 (P)
Taking Wildlife While Trespassing, Styler, M. ..... HB0040 (P)
Trespass Across Cultivated Land, Buttars, C. ..... HB0041 (P)

OIL AND GAS

Oil and Gas Conservation Account, Seitz, J. ..... HB0170 (P)

OLYMPICS

Appropriation for Soldier Hollow Day Lodge and Heber Valley Railroad, Evans, B. ..... SB0154 (F)
Athlete Support and Legacy, Bennion, C. ..... HB0134 (F)
Information Relating to Olympic Security, Cox, G. ..... HB0110 (F)
Olympic Financing Amendments, Mansell, L. ..... SB0211 (P)
Resolution Addressing Olympic Financing, Mansell, L. ..... SJR011 (P)
Resolution on Rent Moratorium During Olympics, Allen, R. ..... SJR003 (F)
Resolution Urging Utahns to Host Parents of Olympic and Paralympic Athletes in 2002 Olympic Winter Games and 2002 Paralympic Winter Games, Ure, D. ..... HCR007 (P)

PARKS

Fee for State Golf Courses, Blackham, L. ..... SB0103 (P)
Old Irontown as State Park, Bowman, D. ..... HB0032 (F)
Operation of Nonresident Owned Snowmobile, Bowman, D. .... HB0031 (P)
State Parks Amendments, Hull, J. ..... SB0013 (P)

PARTNERSHIPS

Business Entity Amendments, Bradshaw, A. ..... HB0114 (P)

PEACE OFFICER

Deputy Sheriffs Merit System Amendments, Buckner, P. ..... HB0389 (P)
Disease Testing for EMS Providers and Volunteers, Peterson, M. ..... SB0239 (F)
Local Government Peace Officer Examinations, Howell, S. ..... SB0170 (F)
Peace Officers' Authority, Holladay, B. ..... HB0059 (P)

Penalties for Offenses Against Police Service Animals, Knudson, P. ..... SB0234 (P)
Prohibition of Citation Quotas, Ure, D. ..... HB0342 (F)
Protection of Accident Report, Way, G. ..... HB0243 (P)
Public Safety Salary Recommendations, Howell, S. ..... SB0067 (F)

POLITICAL SUBDIVISIONS (LOCAL ISSUES)

Animal Shelter Pet Sterilization Act Amendments, Adair, G. .... HB0158 (P)
Annexation of Unincorporated Areas, Poulton, L. ..... SB0242 (P)
Appropriation for Land Use Planning, Iverson, D. ..... HB0240 (F)
Appropriation for Purchase of Freedom Shrine Documents, Mayne, E. ..... SB0026 (P)
Associations of Governments Appropriation, Dmitrich, M. ..... SB0011 (P)
Bond Anticipation Notes, Throckmorton, M. ..... HB0421 (F)
Business License Fee Amendments, Valentine, J. ..... SB0126 (P)
Change of Date of Special District Election, Allen, S. ..... HB0396 (P)
City and Town Campaign Finance, Hickman, J. ..... HB0252 (P)
County Boundary Changes, Johnson, B. ..... HB0049 (P)
County Recorder Amendments, Evans, R. ..... SB0127 (P)
County Statutes Recodification, Gladwell, D. ..... HB0130 (P)
Creation of Local Districts and Special Districts, Evans, R. ..... SB0142 (P)
Determination of County Commission or Council, Johnson, K. .. HB0135 (F)
Digital Certificates and Identification Amendments, Howell, S. .. SB0056 (P)
Dissolution of Special Service Districts, Hatch, T. ..... HB0318 (F)
Emergency Medical Fund Adjustment for Certain Counties, Mansell, L. ..... SB0259 (P)
Exclusion of Territory from County Service Area, Hellewell, P. .. SB0088 (P)
Fluoride Option for Second Class Counties, Montgomery, R. .... SB0128 (F)
Fluorine Added to Water - Expansion to Second Class Counties, Allen, D. ..... SB0158 (P)
General Government Amendments, Beck, T. ..... HB0313 (F)
Impact Fee Amendments, Adair, G. ..... HB0137 (P)
Justice Court Judge Amendment, King, B. ..... HB0152 (F)
Limitation on Reimbursement of Legal Fees and Costs to Officers and Employees, Bennion, C. ..... HB0212 (F)
Local Government Amendments, Murray, J. ..... HB0058 (P)
Local Government Law Amendments, Stephens, M. ..... HB0191 (P)
Local Government Peace Officer Examinations, Howell, S. ..... SB0170 (F)
Local Health Department Fee Authority, Steele, D. ..... SB0217 (F)
Municipal Candidacy Residency Amendment, Spencer, T. ..... SB0091 (P)
Municipal Finance Amendments, Jones, D. ..... HB0425 (F)

Municipal Incorporation Amendments, Evans, R. ..... SB0177 (P)
Optional County Affordable Housing Funds Act, Hale, K. ..... SB0256 (F)
Optional Forms of County Government Amendments,
Evans, R. ..... SB0058 (P)
Placement of Group Homes - Local Government Controls,
Mansell, L. ..... SB0216 (F)
Political Subdivisions - Fee Increase Periods, Bennion, C. ..... HB0349 (F)
Quality Growth Bill, Bryson, K. ..... HB0333 (F)
Records of Local Government Meetings, Rowan, T. ..... HB0066 (F)
Redevelopment Agency Amendment, Valentine, J. ..... SB0230 (P)
Redevelopment Agency Amendments, Harper, W. ..... HB0108 (F)
Redevelopment Agency Financing Requirements, Walsh, R. .... HB0112 (F)
Redevelopment Agency Tax Increment Changes,
Stephenson, H. ..... SB0186 (P)
Resolution Amending Local Government Provisions,
Nielson, H. ..... SJR008 (P)
Resolution Authorizing Recall Election Process,
Hendrickson, N. ..... HJR007 (F)
Resolution on County Annexation, Johnson, B. ..... HCR006 (P)
Restriction on Political Activity of Municipal Employees,
Hansen, N. ..... HB0007 (P)
Revenue Bonds for Municipalities, Montgomery, R. ..... SB0110 (P)
Roads on Public Lands, Blackham, L. ..... SB0249 (P)
Sheriff's Classification of Jail Inmates and Jail Facilities,
Waddoups, M. ..... SB0221 (P)
Special District and Local District Governing Body Issues,
Evans, R. ..... SB0173 (P)
Special District Election Procedure, Anderson, E. ..... HB0069 (P)
Special Districts - Bonding Limitation, Bennion, C. ..... HB0350 (F)
Special Districts - Disposition of Surplus Assessment,
Duckworth, C. ..... HB0378 (F)
Special Service Districts - Notice to Property Owners, Iverson, D. HB0125 (F)
State and Local Amendments, Montgomery, R. ..... SB0206 (P)
Subdivision of Land Amendments, Murray, J. ..... HB0116 (P)
Subdivision Recording Requirements, Allen, R. ..... SB0214 (F)
Tax Increment Amendments, Mansell, L. ..... SB0144 (P)
Township Authority, Gowans, J. ..... HB0182 (F)
Use of County Name Restricted, Steele, D. ..... SB0179 (P)
Use of Sales and Use Tax Revenue, Hillyard, L. ..... SB0034 (P)
Utah Correctional Industries Business Park, Blackham, L. ..... SB0183 (F)

Utah Tomorrow Strategic Planning Committee Amendments, Frandsen, L. ..... HB0266 (F)
Water Conservancy Districts - Technical Amendments, Duckworth, C. ..... HB0379 (F)

PORNOGRAPHY

Minor's Access to Harmful Material on the Internet, Howell, S. .. SB0243 (F)
Obscenity and Pornography Complaints Ombudsman, Olsen, E. . HB0343 (P)
Online Access At Public Libraries, Snow, M. ..... HB0157 (P)

PRODUCT LIABILITY

Utah Product Liability Act Amendments, Morgan, K. ..... HB0388 (P)

PROPERTY INSURANCE

Property Insurance Coverage, Tyler, A. ..... HB0121 (F)

PROPERTY TAX

Emergency Medical Fund Adjustment for Certain Counties, Mansell, L. ..... SB0259 (P)
Minimum School Levy Modifications, Jones, L. ..... SB0017 (F)
Mobile and Manufactured Home Amendments, Buttars, C. ..... HB0064 (P)
Property Tax - Air Transportation Operations, Harper, W. ..... HB0126 (F)
Property Tax - Calculation of New Growth, Valentine, J. ..... SB0082 (P)
Property Tax - Farmland Assessment Act Amendments, Suazo, P. ..... SB0139 (P)
Property Tax - Governing Body Approval, Poulton, L. ..... SB0156 (F)
Property Tax - Uniform Fees on Recreational Vehicles, Hellewell, P. ..... SB0030 (F)
Property Tax Amendments, Koehn, S. ..... HB0417 (F)
Property Tax Apportionment of Assessments of Certain Airline Property, Valentine, J. ..... SB0202 (F)
Property Tax Certified Tax Rate Adjustments - Uniform Fees, Short, R. ..... HB0178 (P)
Property Tax on Secondary Residences, Morgan, K. ..... HB0120 (F)
Property Tax Resolution - Airline Property Taxes, Harper, W. ... HJR013 (F)
Property Taxation of Moviemaking Equipment, Dmitrich, M. ... SB0201 (F)
Providing Notice of Delinquent Property Tax, Dillree, M. ..... HB0300 (P)
Redevelopment Agency Financing Requirements, Walsh, R. .... HB0112 (F)
Truth in Taxation - Judgment Levy, Stephenson, H. ..... SB0084 (P)

PROPERTY TAX RELIEF

Residential Exemption - Secondary Residences, Mayne, E. ..... SB0064 (F)

PUBLIC ASSISTANCE

Amendments to Public Assistance, Frandsen, L. ..... HB0029 (P)
Mental Illness and Mental Health Treatment, Throckmorton, M. . HB0347 (F)
Welfare Fraud Amendments, Hansen, N. ..... HB0202 (P)

PUBLIC EDUCATION

Advanced Readers At Risk, King, B. ..... HB0299 (F)
Amendments to School Uniform Standards, Morgan, K. ..... HB0155 (P)
Applied Technology Centers Amendments, Wright, B. ..... HB0239 (F)
Appropriation for National High School Rodeo Competitions, Hatch, T. ..... HB0381 (F)
Appropriation for School Funding, Styler, M. ..... HB0017 (F)
Assessing, Reporting, and Evaluating Student Performance, Rowan, T. ..... HB0177 (P)
Charter School Amendments, Stephenson, H. ..... SB0052 (F)
Classroom Supplies, Bigelow, R. ..... HB0189 (P)
Disclosure of Information Relating to Prior School Employment, Allen, S. ..... HB0303 (P)
Dixie College Name Change, Hickman, J. ..... HB0164 (P)
Driver Education Tests, Brown, M. ..... HB0371 (P)
Education Alternatives, Wright, B. ..... HB0410 (F)
Educator Background Check Amendments, Siddoway, R. ..... HB0181 (P)
English Immersion Programs in Public Schools, Styler, M. ..... HB0019 (F)
Financing of Public Education, Holdaway, K. ..... HB0024 (F)
Fine Arts Curriculum in Public Schools, Olsen, E. ..... HB0325 (P)
Focus on Core Curriculum, Poulton, L. ..... SB0068 (P)
Funding of Public Education Task Force, Garn, K. ..... HB0426 (P)
Higher Education Archeological Instruction Program, Johnson, K. ..... HB0247 (P)
Highly Impacted Higher Education Institutions Program, Johnson, K. ..... HB0149 (F)
Improving Safety in Public Schools, Wright, B. ..... HB0245 (P)
Incentives for Elementary Reading Performance, Bigelow, R. ... HB0397 (P)
Inservice for School Administrators, Shurtliff, L. ..... HB0051 (F)
Kindergarten Assessment, Pace, L. ..... HB0317 (F)
Kindergarten in the Public Schools, Howell, S. ..... SB0099 (F)
Minimum School Program Act Amendments, Stephenson, H. ... SB0003 (P)
Necessarily Existent Small Schools, Johnson, B. ..... HB0166 (P)
Patriotic Education, Blackham, L. ..... SB0021 (P)
Postsecondary Proprietary School Act Amendments, Hillyard, L. ..... SB0080 (P)

Public Education Amendments, Alexander, J. ..... HB0119 (P)
Public Education Capital Outlay Amendments, Hatch, T. ..... HB0053 (F)
Public Education Curriculum Amendments, Wright, B. ..... HB0411 (P)
Public Education Revisions, Allen, S. ..... HB0226 (P)
Public Schools Surveys Amendments, Montgomery, R. ..... SB0037 (F)
Reimbursement to School Districts for Driver Education Costs, Steele, D. ..... SB0114 (P)
School and Institutional Trust Lands Amendments, Hatch, T. .... HB0223 (P)
School Buildings - Student Capacity Limits, Cox, D. ..... HB0038 (F)
School Choice Task Force, Wright, B. ..... HB0311 (F)
School District Size, Cox, D. ..... HB0022 (P)
School Fees Amendments, Bryson, K. ..... HB0036 (F)
School Safety Plans, Arent, P. ..... HB0014 (P)
School Safety Programs, Bigelow, R. ..... HB0169 (P)
School Teacher Salary Enhancement Based on Class Size, Bryson, K. ..... HB0249 (F)
School Trust Lands Modifications, Brown, M. ..... HB0357 (P)
Southeastern Utah Applied Technology Center, Johnson, K. ..... HB0099 (F)
State Applied Technology Centers, Hatch, T. ..... HB0261 (F)
State Board of Education Duties and Responsibilities, Bryson, K. ..... HB0335 (F)
State Board of Education Election Amendments, Way, G. ..... HB0078 (F)
Strategic Planning for Public Education Amendments, Steele, D. ..... SB0081 (P)
Students in Large High Schools Resolution, Peterson, M. ..... SCR002 (F)
Teacher Licensing Amendments, Johnson, K. ..... HB0183 (F)
Uniform Data Collection Within the State's Public Education System, Frandsen, L. ..... HB0168 (P)

PUBLIC FUNDS AND ACCOUNTS

Appropriation and Spending Limitation Cap - Centennial Highway Fund, Stephens, M. ..... HB0194 (P)
Budget Reserve Account and Money Management Act Amendments, Frandsen, L. ..... HB0298 (F)
Endowment Fund for Tobacco Settlement Monies, Walsh, R. .... HB0390 (P)
Navajo Trust Fund Amendments, Johnson, K. ..... HB0262 (P)
Oil and Gas Conservation Account, Seitz, J. ..... HB0170 (P)
Repeal of Hospital Providers Assessment, Nielson, H. ..... SB0267 (F)
State Money Management Act Amendments, Steele, D. ..... SB0102 (P)
Tobacco Prevention and Treatment Endowment, Allen, D. ..... SB0140 (F)
Tobacco Settlement Account Appropriation, Montgomery, R. ... SB0045 (F)

Use of Tobacco Fund Proceeds, Short, R. ..... HB0293 (P)
Use of Tobacco Settlement Revenues, Poulton, L. ..... SB0015 (P)
Utah Horse Promotion, Chard, B. ..... HB0344 (F)

PUBLIC MEETINGS

Records of Local Government Meetings, Rowan, T. ..... HB0066 (F)

PUBLIC OFFICERS

Driver Education Tests, Brown, M. ..... HB0371 (P)
Public Officers and Employees Ethics Act - Exceptions, Holdaway, K. ..... HB0404 (F)
Public Officers and Employees Ethics Act Amendments, Ure, D. ..... HB0382 (P)
Resolution Authorizing Recall Election Process, Hendrickson, N. ..... HJR007 (F)
Resolution Changing State Election Cycle, Zolman, D. ..... HJR001 (F)

PUBLIC SAFETY

Aggressive Driving Amendments, Bush, D. ..... HB0009 (P)
Amending Requirements for Concealed Firearms, Cox, G. ..... HB0372 (P)
Amendments for Weapons, Evans, B. ..... SB0192 (F)
Background Check on Private Handgun Transfers, Peterson, M. .. SB0044 (F)
Child Firearm Access Prevention Amendments, Julander, P. ..... SB0016 (F)
Concealed Permit Holders Requirements, Allen, R. ..... SB0032 (F)
Condominium Privacy, Holladay, B. ..... HB0115 (P)
Criminal Code - Restricted Persons, Spencer, T. ..... SB0072 (P)
Dispatcher Training and 911 Phone Charge Amendments, Chard, B. ..... HB0362 (F)
Driving Under the Influence Amendments, Stephens, N. ..... HB0209 (P)
Executive Protection Amendments, Adair, G. ..... HB0273 (P)
Fire Prevention Amendments, Bryson, K. ..... HB0274 (F)
Firearm Amendments - Houses of Worship and Private Residences, Peterson, M. ..... SB0087 (F)
Firearms Restrictions - Houses of Worship, Residences, and Schools, Jones, D. ..... HB0248 (F)
Gun Restriction Amendments, Cox, G. ..... HB0363 (F)
Injury of Child - Noncustodial Parent's Notification, Fife, F. .... HB0394 (F)
Local Government Peace Officer Examinations, Howell, S. ..... SB0170 (F)
Native American Coordinating Board, Suazo, P. ..... SB0089 (P)
Protection of Accident Report, Way, G. ..... HB0243 (P)
Public Safety Fee Process Revision, Chard, B. ..... HB0174 (F)

Public Safety Noncontributory Retirement Amendments, Howell, S. ..... SB0271 (F)
Public Safety Retirees - Cost of Living Allowance, Dmitrich, M. ..... SB0134 (F)
Public Safety Salary Recommendations, Howell, S. ..... SB0067 (F)
Restrictions on Weapons - Elementary and Secondary Schools, Beattie, L. ..... SB0161 (F)
Salvage Vehicle Amendments, Nelson, L. ..... HB0314 (F)
Special License Plates for Emergency Medical Technicians, Bowman, D. ..... HB0020 (P)
Weapons Restrictions Amendments, Spencer, T. ..... SB0079 (F)
Weapons Restrictions for Mentally Ill Persons, Cox, G. ..... HB0176 (P)
Weapons Restrictions for the Mentally Ill, Spencer, T. ..... SB0236 (F)

PUBLIC SERVICE COMMISSION

Public Utility Amendments, Ure, D. ..... HB0320 (P)
Telecommunications - Pricing New Services, Bennion, C. ..... HB0141 (F)
Telephone Corporation Definition Amendments, Jones, L. ..... SB0073 (P)
Unauthorized Charges on Utility Bills - Cramming Amendments, Allen, S. ..... HB0043 (P)
Utility Regulation Amendments, Ure, D. ..... HB0276 (F)

PUBLIC UTILITIES

Amendments to Public Utility Laws, Blackham, L. ..... SB0233 (F)
Changes to Telecommunications Laws, Koehn, S. ..... HB0338 (P)
Dispatcher Training and 911 Phone Charge Amendments, Chard, B. ..... HB0362 (F)
Electric Deregulation and Customer Choice Task Force Amendments, Waddoups, M. ..... SB0250 (P)
Electric Power Amendments, Hatch, T. ..... HB0131 (F)
Electric Restructuring, Blackham, L. ..... SB0231 (F)
Public Utilities - Sewer Lines, Davis, G. ..... SB0018 (F)
Public Utility Amendments, Ure, D. ..... HB0320 (P)
Regulation of Telecommunications, Evans, B. ..... SB0227 (F)
Structuring Electrical Utility Deregulation, Waddoups, M. ..... SB0237 (F)
Telecommunications - Pricing New Services, Bennion, C. ..... HB0141 (F)
Telephone Corporation Definition Amendments, Jones, L. ..... SB0073 (P)
Unauthorized Charges on Utility Bills - Cramming Amendments, Allen, S. ..... HB0043 (P)
Utilities in Highway Rights-of-Way, Blackham, L. ..... SB0078 (P)
Utility Regulation Amendments, Ure, D. ..... HB0276 (F)

PUNISHMENTS

Jail Release Amendments, Seitz, J. ..... HB0083 (P)

QUASI GOVERNMENTAL ENTITY/ORGANIZATIONS

House Rules Resolution - Legislative Quasi-governmental Entities Committee, Ure, D. ..... HR0004 (P)
Joint Rules Resolution - Legislative Quasi-governmental Entities Committee, Ure, D. ..... HJR014 (P)
Quasi-governmental Entities Amendments, Ure, D. ..... HB0118 (P)
Senate Rules Resolution - Legislative Quasi-governmental Entities Committee, Mansell, L. ..... SR0005 (P)
Workers' Compensation Fund Amendments, Swallow, J. ..... HB0213 (P)

RADIATION

Underground Waters - Regulation of Discharge, Brown, M. ..... HB0368 (F)

RAILROADS

Appropriation for Soldier Hollow, Snow, G. ..... HB0092 (P)
Appropriation for Soldier Hollow Day Lodge and Heber Valley Railroad, Evans, B. ..... SB0154 (F)

REAL ESTATE

Judgments Lien Revision, Hatch, T. ..... HB0256 (F)
Real Estate Recording Law Amendments, Allen, R. ..... SB0215 (P)
Rights of Property Owner to Rent Property, Dayton, M. ..... HB0355 (F)
Rights-Of-Way Amendments, Ferry, B. ..... HB0129 (F)
Special Service Districts - Notice to Property Owners, Iverson, D. ..... HB0125 (F)
Utah Residential Mortgage Practices Act, Adair, G. ..... HB0107 (P)

RECODIFICATION

County Statutes Recodification, Gladwell, D. ..... HB0130 (P)

RECREATION

Appropriation for Centennial Trails, Tyler, A. ..... HB0214 (F)
Exemption from Watercraft Licensure, Suazo, P. ..... SB0212 (F)
Fee for State Golf Courses, Blackham, L. ..... SB0103 (P)
Old Irontown as State Park, Bowman, D. ..... HB0032 (F)
Operation of Nonresident Owned Snowmobile, Bowman, D. .... HB0031 (P)

Release Binding Technology on Snowboards and Ski-boards, Bryson, K. ..... HB0332 (F)
Residential Exemption - Secondary Residences, Mayne, E. ..... SB0064 (F)
Resolution on West Desert Wilderness, Iverson, D. ..... HCR005 (P)
State Parks Amendments, Hull, J. ..... SB0013 (P)

RECYCLING

Glass Recycling, Fife, F. ..... HB0406 (F)
Recycling Market Development Zone Act and Related Tax Credits, Ferry, B. ..... HB0171 (P)
Repeal of Waste Tire Recycling Industrial Assistance Loan Program, Hendrickson, N. ..... HB0047 (P)
Sales and Use Tax Exemption - Scrap Recyclers, Koehn, S. ..... HB0291 (F)
Waste Tire Recycling Amendments, Hendrickson, N. ..... HB0215 (P)
Waste Tire Recycling Fee, Hendrickson, N. ..... HB0377 (F)

REDEVELOPMENT AGENCIES

Redevelopment Agency Amendment, Valentine, J. ..... SB0230 (P)
Redevelopment Agency Amendments, Harper, W. ..... HB0108 (F)
Redevelopment Agency Financing Requirements, Walsh, R. .... HB0112 (F)
Redevelopment Agency Tax Increment Changes, Stephenson, H. . SB0186 (P)

REGISTRATION AND REGISTRATION FEES

Blindness Prevention Checkoff, Bradshaw, A. ..... HB0033 (P)
Boy Scouts of America License Plate, Nelson, L. ..... HB0195 (P)
Equalized Highway Use Tax for Out-of-state Carriers Amendments, Dillree, M. ..... HB0233 (F)
Peace Corps Volunteer Special License Plates, Baca, L. ..... HB0145 (F)
Replica Vehicle Provisions, Mayne, E. ..... SB0120 (P)
Uninsured Motorist Database Amendments, Steele, D. ..... SB0040 (P)

RESOLUTIONS

House Rules Resolution - Committee Review of Bills, Brown, M. ..... HR0003 (P)
House Rules Resolution - Legislative Quasi-governmental Entities Committee, Ure, D. ..... HR0004 (P)
House Rules Revisions Resolution, Adair, G. ..... HR0002 (F)
Joint Resolution Encouraging Study of Alcoholic Beverage Server Training, Saunders, C. ..... HJR012 (P)
Joint Resolution for Increasing Tourism Market Share, Allen, S. . HJR011 (F)

Joint Rules Resolution - Appropriations Process, Blackham, L. ... SJR001 (F)
Joint Rules Resolution - Legislative Quasi-governmental
Entities Committee, Ure, D. ... HJR014 (P)
Joint Rules Revisions Resolution, Poulton, L. ... SJR006 (P)
Master Study Resolution, Hillyard, L. ... SJR012 (P)
Property Tax Resolution - Airline Property Taxes, Harper, W. ... HJR013 (F)
Resolution Addressing Olympic Financing, Mansell, L. ... SJR011 (P)
Resolution Amending Local Government Provisions,
Nielson, H. ... SJR008 (P)
Resolution Amending Number of Senators, Nielson, H. ... SJR005 (F)
Resolution Approving Removal of District Court from Park City,
Ure, D. ... HJR004 (P)
Resolution Authorizing Recall Election Process,
Hendrickson, N. ... HJR007 (F)
Resolution Changing State Election Cycle, Zolman, D. ... HJR001 (F)
Resolution Concerning the Central Utah
Water Allocation, Johnson, B. ... HJR006 (P)
Resolution Disapproving Legislative Salary
Rate Increase, King, B. ... HJR015 (F)
Resolution Encouraging Cancer Screening, Dillree, M. ... HCR002 (P)
Resolution of Wildlife Management in Wilderness Areas,
Johnson, K. ... HCR004 (F)
Resolution on Affordable Housing, Bradshaw, A. ... HCR003 (P)
Resolution on Annual General Session Date, Bourdeaux, D. ... HJR009 (F)
Resolution on Compensation of In-session Employees,
Montgomery, R. ... SJR004 (P)
Resolution on County Annexation, Johnson, B. ... HCR006 (P)
Resolution on Funding the Arts in Public Schools, Hale, K. ... SJR009 (P)
Resolution on Rent Moratorium During Olympics, Allen, R. ... SJR003 (F)
Resolution on Taiwan, Throckmorton, M. ... HJR010 (P)
Resolution on Tax Reduction and Simplification, Valentine, J. ... SJR013 (F)
Resolution on the State Superintendent, Way, G. ... HJR008 (F)
Resolution on Time of General Sessions, Suazo, P. ... SJR007 (F)
Resolution on Use of Devereaux Mansion, Julander, P. ... SCR003 (P)
Resolution on Victim's Rights, Cox, G. ... HJR002 (P)
Resolution on West Desert Wilderness, Iverson, D. ... HCR005 (P)
Resolution Petitioning United States Government to Release
Certain Satellite Data, Steele, D. ... SCR001 (P)
Resolution Providing for Special Sessions of the Legislature,
Walsh, R. ... HJR003 (F)
Resolution Recognizing Jeff Hornacek, Stephens, M. ... HCR009 (P)

Resolution Recognizing Natalie Williams, Stephens, M. ..... HCR008 (P)
Resolution Urging Congressional Repeal of Income Tax, Throckmorton, M. ..... HJR016 (F)
Resolution Urging Exclusion of Certain Members from Service in the 2001 Legislature, Way, G. ..... HR0005 (F)
Resolution Urging Federal Constitutional Amendment to Protect the Life of the Unborn, Way, G. ..... HJR017 (F)
Resolution Urging Federal Funding to Fight Grasshopper and Cricket Infestation, Gowans, J. ..... HCR001 (P)
Resolution Urging Health Study and Information about Nevada Test Site, Shurtliff, L. ..... HCR010 (F)
Resolution Urging Television Networks to Air Violent Programs Only Late At Night, Howell, S. ..... SR0003 (P)
Resolution Urging Utahns to Host Parents of Olympic and Paralympic Athletes in 2002 Olympic Winter Games and 2002 Paralympic Winter Games, Ure, D. ..... HCR007 (P)
Senate Rules Resolution - Committee Review of Legislation, Mansell, L. ..... SR0004 (P)
Senate Rules Resolution - Legislative Quasi-governmental Entities Committee, Mansell, L. ..... SR0005 (P)
Senate Rules Revisions Resolution, Poulton, L. ..... SR0002 (P)
Students in Large High Schools Resolution, Peterson, M. ..... SCR002 (F)

RESOLUTIONS, CONSTITUTIONAL

Property Tax Resolution - Airline Property Taxes, Harper, W. ... HJR013 (F)
Resolution Amending Local Government Provisions, Nielson, H. ..... SJR008 (P)
Resolution Amending Number of Senators, Nielson, H. ..... SJR005 (F)
Resolution Authorizing Recall Election Process, Hendrickson, N. ..... HJR007 (F)
Resolution Changing State Election Cycle, Zolman, D. ..... HJR001 (F)
Resolution Creating Constitutional Trust Fund, Poulton, L. ..... SJR014 (P)
Resolution on Annual General Session Date, Bourdeaux, D. ..... HJR009 (F)
Resolution on the State Superintendent, Way, G. ..... HJR008 (F)
Resolution on Time of General Sessions, Suazo, P. ..... SJR007 (F)

RESOLUTIONS, RULES

House Rules Resolution - Committee Review of Bills, Brown, M. ..... HR0003 (P)
House Rules Resolution - Legislative Quasi-governmental Entities Committee, Ure, D. ..... HR0004 (P)

House Rules Revisions Resolution, Adair, G. ..... HR0002 (F)
House Rules Revisors Resolution, Koehn, S. ..... HR0001 (P)
Joint Rules Resolution - Appropriations Process, Blackham, L. ... SJR001 (F)
Joint Rules Resolution - Legislative Quasi-governmental Entities Committee, Ure, D. ..... HJR014 (P)
Joint Rules Revisions Resolution, Poulton, L. ..... SJR006 (P)
Joint Rules Revisors Resolution, Koehn, S. ..... HJR005 (P)
Resolution on Tax Reduction and Simplification, Valentine, J. .... SJR013 (F)
Senate Rules Resolution - Committee Review of Legislation, Mansell, L. ..... SR0004 (P)
Senate Rules Resolution - Legislative Quasi-governmental Entities Committee, Mansell, L. ..... SR0005 (P)
Senate Rules Revisions Resolution, Poulton, L. ..... SR0002 (P)
Senate Rules Revisors Resolution, Poulton, L. ..... SR0001 (P)

RESTITUTION

Recovery of Special Damages for Injuries, Tyler, A. ..... HB0354 (F)

RETIREMENT

Defined Contribution Option, Rowan, T. ..... HB0109 (P)
Firefighter Retirement Amendments, Davis, G. ..... SB0252 (P)
Public Employees - 25-year Retirement, Hansen, N. ..... HB0105 (F)
Public Safety Noncontributory Retirement Amendments, Howell, S. ..... SB0271 (F)
Public Safety Retirees - Cost of Living Allowance, Dmitrich, M. ..... SB0134 (F)
Purchase of Retirement Credit Amendments, Carlson, M. ..... HB0358 (F)
Retirement Benefit Enhancement, Nielson, H. ..... SB0106 (P)
Retirement Conversion Window, Morgan, K. ..... HB0418 (F)
Retirement Deferred Compensation Employer Match, Davis, G. ..... SB0071 (F)
Retirement Office Amendments, Short, R. ..... HB0272 (P)
Retirement System Participation, Short, R. ..... HB0197 (P)
State Employee Sick Leave Amendments, Brown, M. ..... HB0304 (F)
Survivor Benefit of Employees, Knudson, P. ..... SB0019 (P)

REVENUE AND TAXATION

Commercial Historic Building Rehabilitation - Corporate Franchise and Income Tax and Individual Income Tax Credits, Evans, B. ..... SB0031 (F)
Corporate Franchise and Income Tax and Individual Income Tax Credits for Low-income Housing, Bradshaw, A. ..... HB0087 (P)

Corporate Franchise and Income Taxes - Rate Increase, Allen, R. ..... SB0198 (F)
Corporate Franchise and Income Taxes - Minimum Tax, Allen, R. ..... SB0197 (F)
Distribution of Sales and Use Tax Revenues - Botanical, Cultural, Recreational, and Zoological Organizations or Facilities, Johnson, B. ..... HB0061 (P)
Emergency Medical Fund Adjustment for Certain Counties, Mansell, L. ..... SB0259 (P)
Franchise Tax Amendments, Valentine, J. ..... SB0208 (F)
Fuel Tax Amendments, Frandsen, L. ..... HB0409 (F)
Incentives to Purchase Clean Fuel Vehicles, Harper, W. ..... HB0323 (P)
Income Tax - Private Investment in Education, Swallow, J. ..... HB0401 (F)
Income Tax Amendments, Nielson, H. ..... SB0178 (F)
Income Tax Amendments - Personal Exemptions and Information on Returns and Booklets, Holdaway, K. ..... HB0084 (F)
Income Taxes - Application to the Uintah and Ouray Reservation, Evans, B. ..... SB0181 (P)
Individual Income Tax - Bracket Adjustments, Nielson, H. ..... SB0024 (F)
Individual Income Tax - Estimated Tax Payments and Use of Revenues for Education, Arent, P. ..... HB0117 (F)
Individual Income Tax - Personal Exemptions, Nielson, H. ..... SB0029 (F)
Individual Income Tax and Corporate Franchise and Income Tax Credits - Contributions to Providers of Services to Persons with Disabilities, Montgomery, R. ..... SB0171 (F)
Individual Income Tax Brackets, Saunders, C. ..... HB0039 (F)
Individual Income Tax Credit for a Residential Security Container, Bennion, C. ..... HB0091 (F)
Local Option Sales and Use Tax Amendments, Johnson, K. ..... HB0136 (F)
Local Taxation of Utilities Limitation - Computation of Gross Receipts, Valentine, J. ..... SB0228 (P)
Mineral Lease Account Amendments, Seitz, J. ..... HB0352 (F)
Mineral Lease Act Amendments, Blackham, L. ..... SB0055 (P)
Minimum School Levy Modifications, Jones, L. ..... SB0017 (F)
Mobile and Manufactured Home Amendments, Buttars, C. ..... HB0064 (P)
Motor and Special Fuel Tax - Application to the Uintah and Ouray Reservation, Evans, B. ..... SB0213 (P)
Motor and Special Fuel Taxes - Navajo Nation Taxes, Johnson, K. ..... HB0284 (F)
Motor Vehicle Uniform Fees, Bigelow, R. ..... HB0111 (F)

Municipal Energy Sales and Use Tax - Computation of Taxable Base, Valentine, J. ..... SB0167 (P)
Nursing Care Facilities Assessment Amendments, Davis, G. ..... SB0094 (P)
Olene Walker Housing Trust Fund Appropriation, Harper, W. ..... HB0054 (P)
Postsecondary Textbook Purchases - Sales Tax Exemption, Bourdeaux, D. ..... HB0079 (F)
Private Collection of Delinquent Taxes, Stephenson, H. ..... SB0159 (P)
Property Tax - Air Transportation Operations, Harper, W. ..... HB0126 (F)
Property Tax - Calculation of New Growth, Valentine, J. ..... SB0082 (P)
Property Tax - Farmland Assessment Act Amendments, Suazo, P. ..... SB0139 (P)
Property Tax - Governing Body Approval, Poulton, L. ..... SB0156 (F)
Property Tax - Uniform Fees on Recreational Vehicles, Hellewell, P. ..... SB0030 (F)
Property Tax Amendments, Koehn, S. ..... HB0417 (F)
Property Tax Apportionment of Assessments of Certain Airline Property, Valentine, J. ..... SB0202 (F)
Property Tax Certified Tax Rate Adjustments - Uniform Fees, Short, R. ..... HB0178 (P)
Property Tax on Secondary Residences, Morgan, K. ..... HB0120 (F)
Property Tax Resolution - Airline Property Taxes, Harper, W. ... HJR013 (F)
Property Taxation of Moviemaking Equipment, Dmitrich, M. ... SB0201 (F)
Providing Notice of Delinquent Property Tax, Dillree, M. ..... HB0300 (P)
Redevelopment Agency Financing Requirements, Walsh, R. ..... HB0112 (F)
Repeal of Hospital Provider Assessment, Dayton, M. ..... HB0271 (F)
Residential Exemption - Secondary Residences, Mayne, E. ..... SB0064 (F)
Resolution on Tax Reduction and Simplification, Valentine, J. .... SJR013 (F)
Resolution Urging Congressional Repeal of Income Tax, Throckmorton, M. ..... HJR016 (F)
Sales and Use Tax - Newspapers, Zolman, D. ..... HB0288 (F)
Sales and Use Tax - Public Accommodations and Services, Holdaway, K. ..... HB0360 (F)
Sales and Use Tax - Sales Relating to Schools, Johnson, B. ..... HB0050 (F)
Sales and Use Tax Allocation for Species Protection, Hatch, T. .. HB0275 (P)
Sales and Use Tax and Income Tax Revisions, Peterson, M. ..... SB0203 (F)
Sales and Use Tax Exemption - Certain Purchases or Leases by a Manufacturer, Stephenson, H. ..... SB0051 (F)
Sales and Use Tax Exemption - Scrap Recyclers, Koehn, S. ..... HB0291 (F)
Sales and Use Tax Exemption for Food, Waddoups, M. ..... SB0059 (F)
Sales and Use Tax Exemption Reporting, Becker, R. ..... HB0127 (F)
Sales and Use Tax Modifications, Hillyard, L. ..... SB0172 (P)

Sales and Use Tax on Public Accommodations and Services Taxed by Tribes, Johnson, K. ..... HB0255 (F)
Sales and Use Taxation of Admissions or User Fees - Olympic Winter Games of 2002, Valentine, J. ..... SB0272 (P)
Sales and Use Taxes - Notice and Effective Date, Valentine, J. .. SB0209 (P)
Tax Collection Amendments, Evans, B. ..... SB0232 (F)
Tax Increment Amendments, Mansell, L. ..... SB0144 (P)
Tax Penalties, Valentine, J. ..... SB0180 (F)
Tobacco Manufacturers Responsibility Act Amendments, Morgan, K. ..... HB0267 (P)
Truth in Taxation - Judgment Levy, Stephenson, H. ..... SB0084 (P)
Use of Sales and Use Tax Revenue, Hillyard, L. ..... SB0034 (P)
Utah Income Tax Amendments, Bryson, K. ..... HB0088 (P)

REVISOR LEGISLATION

House Rules Revisors Resolution, Koehn, S. ..... HR0001 (P)
Joint Rules Revisors Resolution, Koehn, S. ..... HJR005 (P)
Revisor's Statute, Koehn, S. ..... HB0221 (P)
Senate Rules Revisors Resolution, Poulton, L. ..... SR0001 (P)
Y2k Revisors - Technical Changes, Poulton, L. ..... SB0129 (P)

RIGHT OF WAY

Appropriation for Mapping and Documentation of R.S. 2477 Rights-of-Way, Johnson, B. ..... HB0154 (P)
Rights-Of-Way Amendments, Ferry, B. ..... HB0129 (F)
Utilities in Highway Rights-of-Way, Blackham, L. ..... SB0078 (P)

RISK MANAGEMENT FUND

State Risk Management Review of State Employee Terminations, Johnson, K. ..... HB0387 (F)

RURAL HEALTH

Access to Rural Health Care Facilities Amendments, Knudson, P. ..... SB0095 (P)
Rural Access to Health Care Providers, King, B. ..... HB0279 (F)
Rural Health Care Amendments, Ferry, B. ..... HB0037 (P)
Rural Health Care Provider Amendment, Way, G. ..... HB0096 (F)

SALES AND USE TAX

Distribution of Sales and Use Tax Revenues - Botanical, Cultural, Recreational, and Zoological Organizations or Facilities, Johnson, B. ..... HB0061 (P)

Local Option Sales and Use Tax Amendments, Johnson, K. ..... HB0136 (F)
Municipal Energy Sales and Use Tax - Computation of Taxable Base, Valentine, J. ..... SB0167 (P)
Postsecondary Textbook Purchases - Sales Tax Exemption, Bourdeaux, D. ..... HB0079 (F)
Sales and Use Tax - Newspapers, Zolman, D. ..... HB0288 (F)
Sales and Use Tax - Public Accommodations and Services, Holdaway, K. ..... HB0360 (F)
Sales and Use Tax - Sales Relating to Schools, Johnson, B. ..... HB0050 (F)
Sales and Use Tax Allocation for Species Protection, Hatch, T. .. HB0275 (P)
Sales and Use Tax and Income Tax Revisions, Peterson, M. ..... SB0203 (F)
Sales and Use Tax Diversion - Depot Conversion, Allen, R. ..... SB0245 (F)
Sales and Use Tax Exemption - Certain Purchases or Leases by a Manufacturer, Stephenson, H. ..... SB0051 (F)
Sales and Use Tax Exemption - Scrap Recyclers, Koehn, S. ..... HB0291 (F)
Sales and Use Tax Exemption for Food, Waddoups, M. ..... SB0059 (F)
Sales and Use Tax Exemption Reporting, Becker, R. ..... HB0127 (F)
Sales and Use Tax Modifications, Hillyard, L. ..... SB0172 (P)
Sales and Use Tax on Public Accommodations and Services Taxed by Tribes, Johnson, K. ..... HB0255 (F)
Sales and Use Taxation of Admissions or User Fees - Olympic Winter Games of 2002, Valentine, J. ..... SB0272 (P)
Sales and Use Taxes - Notice and Effective Date, Valentine, J. .. SB0209 (P)
Use of Sales and Use Tax Revenue, Hillyard, L. ..... SB0034 (P)

SCHOOL FINANCE

Appropriation for National High School Rodeo Competitions, Hatch, T. ..... HB0381 (F)
Financing of Public Education, Holdaway, K. ..... HB0024 (F)
Minimum School Levy Modifications, Jones, L. ..... SB0017 (F)
Minimum School Program Act Amendments, Stephenson, H. ... SB0003 (P)
Necessarily Existent Small Schools, Johnson, B. ..... HB0166 (P)
Salary Adjustments for Classified School Employees, Rowan, T. ..... HB0224 (F)
Tuition Assistance for Service Members, Chard, B. ..... HB0260 (F)

SCHOOL PERSONNEL

Appropriation for School Funding, Styler, M. ..... HB0017 (F)
Assessing, Reporting, and Evaluating Student Performance, Rowan, T. ..... HB0177 (P)
Classroom Supplies, Bigelow, R. ..... HB0189 (P)

Disclosure of Information Relating to Prior School Employment, Allen, S. ..... HB0303 (P)
Educator Background Check Amendments, Siddoway, R. ..... HB0181 (P)
Inservice for School Administrators, Shurtliff, L. ..... HB0051 (F)
Kindergarten Assessment, Pace, L. ..... HB0317 (F)
Professional Development Instruction for Educators, Throckmorton, M. ..... HB0231 (F)
Public Schools Surveys Amendments, Montgomery, R. ..... SB0037 (F)
Reimbursement of Legal Fees and Costs to Educators, Throckmorton, M. ..... HB0232 (P)
Salary Adjustments for Classified School Employees, Rowan, T. ..... HB0224 (F)
School Teacher Salary Enhancement Based on Class Size, Bryson, K. ..... HB0249 (F)
Teacher Licensing Amendments, Johnson, K. ..... HB0183 (F)
Teacher Transfers Between School Districts, Throckmorton, M. .. HB0160 (F)

SCHOOL SAFETY

Class Size Reduction, Hogue, D. ..... HB0238 (F)
Improving Safety in Public Schools, Wright, B. ..... HB0245 (P)
Reimbursement of Legal Fees and Costs to Educators, Throckmorton, M. ..... HB0232 (P)
School Buildings - Student Capacity Limits, Cox, D. ..... HB0038 (F)
School Bus Light Requirement, Hendrickson, N. ..... HB0030 (P)
School Safety Plans, Arent, P. ..... HB0014 (P)
School Safety Programs, Bigelow, R. ..... HB0169 (P)

SEAT BELT LAWS

Safety Belt Law Amendments, Montgomery, R. ..... SB0012 (P)
Seat Belt Compliance - Civil Litigation, Alexander, J. ..... HB0399 (F)

SECURITY LICENSING

Licensing Security Officers, Steele, D. ..... SB0053 (F)

SEWAGE

Public Utilities - Sewer Lines, Davis, G. ..... SB0018 (F)

SEXUAL OFFENSES

Council on Sexual Victims and Offenders - Extension, Beck, T. . HB0010 (P)
Forfeiture Relating to Sexual Offenses Against Children, Buckner, P. ..... HB0173 (F)

Material Harmful to Minors - Amendments, Howell, S. ..... SB0025 (P)
Offenses Against Persons in Custody, Julander, P. ..... SB0207 (F)
Sex Offender Registry, Waddoups, M. ..... SB0270 (P)
Sexual Offense Amendments, Goodfellow, B. ..... HB0060 (P)
Stalking Amendments, Shurtliff, L. ..... HB0203 (P)

SIGNS

Highway Sign Obstruction, Swallow, J. ..... HB0400 (P)

SPECIAL DISTRICTS

Bond Anticipation Notes, Throckmorton, M. ..... HB0421 (F)
Change of Date of Special District Election, Allen, S. ..... HB0396 (P)
Creation of Local Districts and Special Districts, Evans, R. ..... SB0142 (P)
Dissolution of Special Service Districts, Hatch, T. ..... HB0318 (F)
Exclusion of Territory from County Service Area, Hellewell, P. .. SB0088 (P)
General Government Amendments, Beck, T. ..... HB0313 (F)
Local Government Amendments, Murray, J. ..... HB0058 (P)
Municipal Finance Amendments, Jones, D. ..... HB0425 (F)
Redevelopment Agency Amendment, Valentine, J. ..... SB0230 (P)
Redevelopment Agency Financing Requirements, Walsh, R. .... HB0112 (F)
Redevelopment Agency Tax Increment Changes,
Stephenson, H. ..... SB0186 (P)
Resolution Authorizing Recall Election Process,
Hendrickson, N. ..... HJR007 (F)
Special District and Local District Governing Body Issues,
Evans, R. ..... SB0173 (P)
Special District Election Procedure, Anderson, E. ..... HB0069 (P)
Special Districts - Bonding Limitation, Bennion, C. ..... HB0350 (F)
Special Districts - Disposition of Surplus Assessment,
Duckworth, C. ..... HB0378 (F)
Special Service Districts - Notice to Property Owners,
Iverson, D. ..... HB0125 (F)
Tax Increment Amendments, Mansell, L. ..... SB0144 (P)
Use of County Name Restricted, Steele, D. ..... SB0179 (P)
Water Conservancy Districts - Technical Amendments,
Duckworth, C. ..... HB0379 (F)

SPECIAL SESSION

Resolution Providing for Special Sessions of the Legislature,
Walsh, R. ..... HJR003 (F)

SPORTS AUTHORITY

Athlete Support and Legacy, Bennion, C. ..... HB0134 (F)

STATE AFFAIRS IN GENERAL

Antidiscrimination Advisory Council Amendments, Poulton, L. .. SB0097 (P)
Appropriation to Memory Grove Foundation, Suazo, P. ..... SB0118 (F)
Bidding Process for School District Construction, Snow, G. ..... HB0042 (P)
Bonding for State Fairpark Corporation, Suazo, P. ..... SB0235 (P)
Budget Reserve Account and Money Management Act Amendments, Frandsen, L. ..... HB0298 (F)
Capital Projects Approval and Administration, Adair, G. ..... HB0292 (P)
Capitol Art Placement Commission Members, Tanner, J. ..... HB0188 (P)
Changes to General Governments, Becker, R. ..... HB0415 (F)
Chief Information Officer Amendments, Steele, D. ..... SB0077 (P)
Constitutional Defense Council Amendments, Iverson, D. ..... HB0244 (P)
Court Collection Procedures, Alexander, J. ..... HB0133 (F)
Designation of Dr. Martin Luther King Jr. - State Holiday, Koehn, S. ..... HB0412 (F)
Designation of Martin Luther King, Jr. Day, Bourdeaux, D. ..... HB0306 (F)
Designation of State Vegetable, Biskupski, J. ..... HB0005 (F)
Dr. Martin Luther King Jr. Day, Suazo, P. ..... SB0121 (P)
Economic Development Amendments, Gowans, J. ..... HB0376 (F)
Environmental Law Amendments, Brown, M. ..... HB0369 (F)
Financial Incentives to Agencies and Employees for Cost-saving Suggestions, Rowan, T. ..... HB0097 (P)
General Government - Amendments, Ure, D. ..... HB0321 (F)
Information Technology Infrastructure Innovation Program, Chard, B. ..... HB0167 (P)
Limitation on Reimbursement of Legal Fees and Costs to Officers and Employees, Bennion, C. ..... HB0212 (F)
Martin Luther King Commission, Bourdeaux, D. ..... HB0302 (F)
Navajo Trust Fund Amendments, Johnson, K. ..... HB0262 (P)
Public Attorneys Act Amendments, Curtis, G. ..... HB0138 (P)
Reorganization of Veteran - Related Programs, Stephens, M. .... HB0140 (P)
Resolution Changing State Election Cycle, Zolman, D. ..... HJR001 (F)
Revisions to General Government, Arent, P. ..... HB0419 (F)
State and Local Amendments, Montgomery, R. ..... SB0206 (P)
State Money Management Act Amendments, Steele, D. ..... SB0102 (P)
Volunteer Immunity Act, Poulton, L. ..... SB0195 (F)

STATE BOARD OF EDUCATION

Amendments to School Uniform Standards, Morgan, K. ..... HB0155 (P)
Focus on Core Curriculum, Poulton, L. ..... SB0068 (P)
Higher Education Roles and Mission Amendments, King, B. .... HB0398 (F)
Incentives for Elementary Reading Performance, Bigelow, R. ... HB0397 (P)
Patriotic Education, Blackham, L. ..... SB0021 (P)
Public Education Curriculum Amendments, Wright, B. ..... HB0411 (P)
Public Education Revisions, Allen, S. ..... HB0226 (P)
Reimbursement of Legal Fees and Costs to Educators, Throckmorton, M. ..... HB0232 (P)
Resolution on the State Superintendent, Way, G. ..... HJR008 (F)
School Board Compensation, Hansen, N. ..... HB0405 (F)
School District Size, Cox, D. ..... HB0022 (P)
Special Education Amendments, Holdaway, K. ..... HB0146 (P)
State Applied Technology Centers, Hatch, T. ..... HB0261 (F)
State Board of Education Duties and Responsibilities, Bryson, K. ..... HB0335 (F)
State Board of Education Election Amendments, Way, G. ..... HB0078 (F)
Uniform Data Collection Within the State's Public Education System, Frandsen, L. ..... HB0168 (P)

STATE BOARD OF REGENTS

Election Process for State Board of Regents, Bryson, K. ..... HB0361 (F)
Higher Education Savings Incentive Program Amendments, Arent, P. ..... HB0225 (P)
New Century Scholarship Amendments, King, B. ..... HB0023 (P)

STATE BOARDS, COMMISSIONS, AND COUNCILS

Agriculture Act Amendments, Olsen, E. ..... HB0216 (P)
Capitol Preservation Board Duties and Responsibilities, Short, R. ..... HB0257 (P)
Constitutional Defense Council Amendments, Iverson, D. ..... HB0244 (P)
Emergency Response Commission Amendments, Tyler, A. ..... HB0351 (F)
Privatization Policy Board, Swallow, J. ..... HB0289 (F)
State Building Ownership Authority Amendments, Knudson, P. .. SB0101 (F)
Study of Health Insurance Industry, Knudson, P. ..... SB0204 (F)
Sunset Date for Health Policy Commission, Nielson, H. ..... SB0138 (P)
Use of Constitutional Defense Council Restricted Account, Hatch, T. ..... HB0207 (P)
Utah Commission on Volunteers Amendment, Alexander, J. ..... HB0420 (P)
Utah Seismic Safety Commission Act Amendments, Bush, D. ... HB0200 (P)

Water Commissioner Appointments, Styler, M. ..... HB0196 (P)

STATE BUILDINGS

Capitol Preservation Board Duties and Responsibilities, Short, R. ..... HB0257 (P)
Resolution on Use of Devereaux Mansion, Julander, P. ..... SCR003 (P)

STATE FAIR PARK

Appropriation for Utah State Fairpark, Suazo, P. ..... SB0136 (P)

STATE LANDS

Public Use of State-Owned Lands, Hull, J. ..... SB0028 (P)

STATE OFFICERS AND EMPLOYEES

Annual Leave Accrual for State Employees, Gowans, J. ..... HB0241 (P)
Education Ethics Code, Anderson, E. ..... HB0156 (P)
Executive Compensation, Garn, K. ..... HB0004 (P)
Financial Incentives to Agencies and Employees for Cost-saving Suggestions, Rowan, T. ..... HB0097 (P)
Firefighter Retirement Amendments, Davis, G. ..... SB0252 (P)
Limitation on Reimbursement of Legal Fees and Costs to Officers and Employees, Bennion, C. ..... HB0212 (F)
Personnel Management Act Amendments, Spencer, T. ..... SB0238 (P)
Public Employees - 25-year Retirement, Hansen, N. ..... HB0105 (F)
Public Officers and Employees Ethics Act - Exceptions, Holdaway, K. ..... HB0404 (F)
Public Officers and Employees Ethics Act Amendments, Ure, D. ..... HB0382 (P)
Public Safety Salary Recommendations, Howell, S. ..... SB0067 (F)
Purchase of Retirement Credit Amendments, Carlson, M. ..... HB0358 (F)
Repeal of Special Police Provisions, Zolman, D. ..... HB0016 (P)
Retirement Conversion Window, Morgan, K. ..... HB0418 (F)
State Employee Sick Leave Amendments, Brown, M. ..... HB0304 (F)
State Financial Advisor Amendments, Knudson, P. ..... SB0100 (P)
Survivor Benefit of Employees, Knudson, P. ..... SB0019 (P)
Water Rights Ownership Requirements, Styler, M. ..... HB0184 (P)

STATE SYMBOLS

Designation of State Vegetable, Biskupski, J. ..... HB0005 (F)

STATE TAX COMMISSION

Privacy of Financial Information, Hale, K. ..... SB0041 (P)

Private Collection of Delinquent Taxes, Stephenson, H. ..... SB0159 (P)
Tobacco Manufacturers Responsibility Act Amendments,
Morgan, K. ..... HB0267 (P)

STRATEGIC PLANNING FOR EDUCATION

Charter School Amendments, Stephenson, H. ..... SB0052 (F)
Strategic Planning for Public Education Amendments,
Steele, D. ..... SB0081 (P)
Utah Tomorrow Strategic Planning Committee Amendments,
Frandsen, L. ..... HB0266 (F)

SUBPOENA POWERS

Subpoena Power Amendments, Hendrickson, N. ..... HB0222 (P)

SUBSTANCE ABUSE

Controlled Substances Amendments, Bigelow, R. ..... HB0077 (P)

SUNSET LEGISLATION

Extension or Repeal of Sunset Dates, Waddoups, M. ..... SB0244 (P)
Health Insurance Provisions - Interim Review, Lockhart, R. ..... HB0228 (P)
Implementation and Audit of Best Practices in New Programs
and Agencies, Frandsen, L. ..... HB0071 (P)
Nurse Midwives - Extension of Sunset Date, Julander, P. ..... SB0092 (P)
Repeal of Waste Tire Recycling Industrial Assistance
Loan Program, Hendrickson, N. ..... HB0047 (P)
Sunset Date for Health Policy Commission, Nielson, H. ..... SB0138 (P)

TASK FORCE / COMMITTEES

Applied Technology Education Task Force, Alexander, J. ..... HB0336 (P)
Decriminalization of Traffic Offenses, Hillyard, L. ..... SB0240 (P)
Electric Deregulation and Customer Choice Task Force Amendments,
Waddoups, M. ..... SB0250 (P)
Funding of Public Education Task Force, Garn, K. ..... HB0426 (P)
Personal Information Privacy Task Force, Olsen, E. ..... HB0070 (F)
School Choice Task Force, Wright, B. ..... HB0311 (F)
State Water Development Commission Amendments, Olsen, E. .. HB0048 (P)
Task Force on Family Conflict Resolution, Tyler, A. ..... HB0067 (F)

TELECOMMUNICATIONS

Changes to Telecommunications Laws, Koehn, S. ..... HB0338 (P)
Franchise Tax Amendments, Valentine, J. ..... SB0208 (F)

Public Utility Amendments, Ure, D. ..... HB0320 (P)
Regulation of Telecommunications, Evans, B. ..... SB0227 (F)
Telecommunications - Pricing New Services, Bennion, C. ..... HB0141 (F)
Telephone Corporation Definition Amendments, Jones, L. ..... SB0073 (P)
Unauthorized Charges on Utility Bills - Cramming Amendments, Allen, S. ..... HB0043 (P)
Utility Regulation Amendments, Ure, D. ..... HB0276 (F)

TELEPHONE

Changes to Telecommunications Laws, Koehn, S. ..... HB0338 (P)
Electronic Mail Regulations, Valentine, J. ..... SB0169 (F)
Telephone Solicitation Regulation, Olsen, E. ..... HB0045 (F)

TELEVISION

Resolution Urging Television Networks to Air Violent Programs Only Late At Night, Howell, S. ..... SR0003 (P)

TOBACCO

Endowment Fund for Tobacco Settlement Monies, Walsh, R. .... HB0390 (P)
Management Plan for Tobacco Settlement Proceeds, Alexander, J. ..... HB0408 (F)
Providing Tobacco to Minors, Allen, D. ..... SB0141 (P)
Sales of Cigarettes Intended for Export, Montgomery, R. ..... SB0218 (P)
Smoke Free Airports, Tanner, J. ..... HB0190 (F)
Tobacco Manufacturers Responsibility Act Amendments, Morgan, K. ..... HB0267 (P)
Tobacco Prevention and Treatment Endowment, Allen, D. ..... SB0140 (F)
Tobacco Settlement Account Appropriation, Montgomery, R. ... SB0045 (F)
Use of Settlement Proceeds for Tobacco Prevention, Morgan, K. ..... HB0012 (F)
Use of Tobacco Fund Proceeds, Short, R. ..... HB0293 (P)
Use of Tobacco Funds for Smoking Cessation, Hansen, N. ..... HB0094 (F)
Use of Tobacco Settlement Revenues, Poulton, L. ..... SB0015 (P)

TOWNSHIPS

Township Authority, Gowans, J. ..... HB0182 (F)

TRANSPORTATION

Aggressive Driving Amendments, Bush, D. ..... HB0009 (P)
Appropriation for Mapping and Documentation of R.S. 2477 Rights-of-Way, Johnson, B. ..... HB0154 (P)

Aviation Fuel Tax, Hillyard, L. ..... SB0112 (F)
Blindness Prevention Checkoff, Bradshaw, A. ..... HB0033 (P)
Boy Scouts of America License Plate, Nelson, L. ..... HB0195 (P)
Commercial Driver Agricultural Exemption, Iverson, D. ..... HB0364 (P)
Community Cooperation Requirements of Utah Department of Transportation, Becker, R. ..... HB0011 (F)
Decriminalization of Traffic Offenses, Hillyard, L. ..... SB0240 (P)
Driver Education Tests, Brown, M. ..... HB0371 (P)
Driving Under the Influence Amendments, Stephens, N. ..... HB0209 (P)
Driving Under the Influence Provisions, Howell, S. ..... SB0047 (P)
Driving Under the Influence Revisions, Adair, G. ..... HB0128 (P)
Enhanced Penalties for High Blood Alcohol Content in Drivers, Stephens, N. ..... HB0208 (P)
Equalized Highway Use Tax for Out-of-state Carriers Amendments, Dillree, M. ..... HB0233 (F)
Fuel Tax Refunds for Loss or Destruction, Valentine, J. ..... SB0130 (P)
Graduated Driver License Amendments, Montgomery, R. ..... SB0093 (F)
Highway Amendments, Chard, B. ..... HB0180 (P)
Highway Improvement Funding, Beattie, L. ..... SB0176 (F)
Highway Sign Obstruction, Swallow, J. ..... HB0400 (P)
Impounding Amendments, Goodfellow, B. ..... HB0026 (F)
Inattentive Driving Offense, Becker, R. ..... HB0142 (F)
Master Road Amendments, Knudson, P. ..... SB0074 (P)
Motor Vehicle Franchise Amendments, Garn, K. ..... HB0113 (P)
Motor Vehicle Insurance Policy Coverage, Waddoups, M. ..... SB0189 (P)
Motor Vehicle Liability Coverage, Curtis, G. ..... HB0423 (P)
Off-highway Vehicle Use, Styler, M. ..... HB0277 (P)
Operation of Nonresident Owned Snowmobile, Bowman, D. ..... HB0031 (P)
Payment to Dealer for Vehicle Use, Mansell, L. ..... SB0199 (P)
Peace Corps Volunteer Special License Plates, Baca, L. ..... HB0145 (F)
Protection of Accident Report, Way, G. ..... HB0243 (P)
Public Hearings on Transportation Projects, Bennion, C. ..... HB0063 (F)
Removing Barriers to Electronic Government Services Delivery, Chard, B. ..... HB0090 (P)
Replica Vehicle Provisions, Mayne, E. ..... SB0120 (P)
Roads on Public Lands, Blackham, L. ..... SB0249 (P)
Safety Belt Law Amendments, Montgomery, R. ..... SB0012 (P)
Sale of Motor Vehicle, Julander, P. ..... SB0163 (P)
Salvage Vehicle Amendments, Nelson, L. ..... HB0314 (F)
Salvage Vehicle Buyers, Valentine, J. ..... SB0137 (P)
School Bus Light Requirement, Hendrickson, N. ..... HB0030 (P)

Seat Belt Compliance - Civil Litigation, Alexander, J. ..... HB0399 (F)
Sound Walls on Wasatch Boulevard, Tyler, A. ..... HB0392 (F)
Special License Plates for Emergency Medical Technicians, Bowman, D. ..... HB0020 (P)
Special Mobile Equipment Amendments, Knudson, P. ..... SB0005 (P)
Suspension of Driver License Provisions, Hansen, N. ..... HB0308 (F)
Transportation Corridor Funding, Allen, R. ..... SB0260 (F)
Transportation Corridor Preservation Act, Dillree, M. ..... HB0165 (P)
Uninsured Motorist Database Amendments, Steele, D. ..... SB0040 (P)
Uninsured Motorist Database Reauthorization, Steele, D. ..... SB0006 (P)
Use of Driver License Information, Hale, K. ..... SB0174 (P)
Utah Department of Transportation Construction and Maintenance Bid Limit, Mayne, E. ..... SB0117 (F)
Utah Department of Transportation Maintenance Sheds, Adair, G. ..... HB0153 (P)
Utah Heritage Highway Appropriation, Blackham, L. ..... SB0123 (P)
Utilities in Highway Rights-of-Way, Blackham, L. ..... SB0078 (P)

TRAVEL AND TOURISM

Joint Resolution for Increasing Tourism Market Share, Allen, S. . HJR011 (F)
Resolution Recognizing Jeff Hornacek, Stephens, M. ..... HCR009 (P)
Resolution Recognizing Natalie Williams, Stephens, M. ..... HCR008 (P)
San Rafael Legacy Authority, Dmitrich, M. ..... SB0229 (F)

TRUST LANDS

Mineral Lease Act Amendments, Blackham, L. ..... SB0055 (P)
School and Institutional Trust Lands Amendments, Hatch, T. .... HB0223 (P)
School Trust Lands Modifications, Brown, M. ..... HB0357 (P)

TRUSTS

Resolution Creating Constitutional Trust Fund, Poulton, L. ..... SJR014 (P)

UNEMPLOYMENT COMPENSATION

Amendments to Unemployment Insurance, Muhlestein, R. ..... SB0083 (P)
Unemployment Insurance, Mayne, E. ..... SB0269 (F)
Unemployment Insurance Amendments, Swallow, J. ..... HB0345 (P)

UNIFORM COMMERCIAL CODE

Uniform Commercial Code - Article 9 - Secured Transactions, Hillyard, L. ..... SB0168 (P)

UNIFORM FEES

Motor Vehicle Uniform Fees, Bigelow, R. ..... HB0111 (F)
Property Tax - Uniform Fees on Recreational Vehicles, Hellewell, P. ..... SB0030 (F)
Property Tax Certified Tax Rate Adjustments - Uniform Fees, Short, R. ..... HB0178 (P)

UNIFORM LAWS

Uniform Child Custody Act, Hillyard, L. ..... SB0104 (P)
Uniform Commercial Code - Article 9 - Secured Transactions, Hillyard, L. ..... SB0168 (P)
Uniform Electronic Transactions Act, Hillyard, L. ..... SB0125 (P)

UNIFORM PROBATE CODE

Utah Uniform Probate Code - Notice, Parties, Representation Amendments, Hillyard, L. ..... SB0246 (P)

UTAH MUNICIPAL CODE

Animal Shelter Pet Sterilization Act Amendments, Adair, G. .... HB0158 (P)
Annexation of Unincorporated Areas, Poulton, L. ..... SB0242 (P)
Appropriation for Land Use Planning, Iverson, D. ..... HB0240 (F)
Business License Fee Amendments, Valentine, J. ..... SB0126 (P)
City and Town Campaign Finance, Hickman, J. ..... HB0252 (P)
Community Impact Alleviation - Definitions, Dmitrich, M. ..... SB0010 (P)
Emergency Medical Fund Adjustment for Certain Counties, Mansell, L. ..... SB0259 (P)
Fluoride Option for Second Class Counties, Montgomery, R. .... SB0128 (F)
Fluorine Added to Water - Expansion to Second Class Counties, Allen, D. ..... SB0158 (P)
General Government Amendments, Beck, T. ..... HB0313 (F)
Impact Fee Amendments, Adair, G. ..... HB0137 (P)
Justice Court Judge Amendment, King, B. ..... HB0152 (F)
Juvenile Curfew Authority, Mayne, E. ..... SB0255 (F)
Local Government Law Amendments, Stephens, M. ..... HB0191 (P)
Municipal Candidacy Residency Amendment, Spencer, T. ..... SB0091 (P)
Municipal Finance Amendments, Jones, D. ..... HB0425 (F)
Municipal Incorporation Amendments, Evans, R. ..... SB0177 (P)
Placement of Group Homes - Local Government Controls, Mansell, L. ..... SB0216 (F)
Political Subdivisions - Fee Increase Periods, Bennion, C. ..... HB0349 (F)

Records of Local Government Meetings, Rowan, T. ..... HB0066 (F)
Redevelopment Agency Financing Requirements, Walsh, R. .... HB0112 (F)
Restriction on Political Activity of Municipal Employees,
Hansen, N. ..... HB0007 (P)
Revenue Bonds for Municipalities, Montgomery, R. ..... SB0110 (P)
State and Local Amendments, Montgomery, R. ..... SB0206 (P)
Subdivision of Land Amendments, Murray, J. ..... HB0116 (P)
Subdivision Recording Requirements, Allen, R. ..... SB0214 (F)
Township Authority, Gowans, J. ..... HB0182 (F)
Use of Sales and Use Tax Revenue, Hillyard, L. ..... SB0034 (P)

UTAH TOMORROW - STATE PLANNING

Utah Tomorrow Strategic Planning Committee Amendments,
Frandsen, L. ..... HB0266 (F)

VICTIMS' RIGHTS

Clarification of Responsibility and Appropriation for
Domestic Violence Shelters, Pace, L. ..... HB0143 (F)
Crime Victims' Reparations Act Amendments, Bradshaw, A. .... HB0331 (P)
Penalties for Crime Victims' Reparations Fraudulent Claims,
Hendrickson, N. ..... HB0028 (P)
Resolution on Victim's Rights, Cox, G. ..... HJR002 (P)
Victim Representation At An Execution, Allen, D. ..... SB0165 (P)

VOLUNTEER WORKERS

Volunteer Immunity Act, Poulton, L. ..... SB0195 (F)

WATER AND IRRIGATION

Appropriation for On-site Wastewater Treatment Systems Training,
Blackham, L. ..... SB0116 (F)
Canal Safety Program, Ferry, B. ..... HB0021 (F)
Exemption from Watercraft Licensure, Suazo, P. ..... SB0212 (F)
Resolution Concerning the Central Utah Water Allocation,
Johnson, B. ..... HJR006 (P)
State Water Development Commission Amendments, Olsen, E. .. HB0048 (P)
Water Commissioner Appointments, Styler, M. ..... HB0196 (P)
Water Companies and Associations - Assessment and Voting Rights,
Dmitrich, M. ..... SB0022 (F)
Water Conservancy Districts - Technical Amendments,
Duckworth, C. ..... HB0379 (F)

Water Pollution Loans, Wright, B. ..... HB0265 (P)
Water Rights Ownership Requirements, Styler, M. ..... HB0184 (P)

WATER QUALITY

Appropriation for On-site Wastewater Treatment Systems Training, Blackham, L. ..... SB0116 (F)
Fluoride Option for Second Class Counties, Montgomery, R. .... SB0128 (F)
Fluorine Added to Water - Expansion to Second Class Counties, Allen, D. ..... SB0158 (P)
Resolution Concerning the Central Utah Water Allocation, Johnson, B. ..... HJR006 (P)
Safe Drinking Water Act Amendments, Hellewell, P. ..... SB0268 (F)
State Water Development Commission Amendments, Olsen, E. .. HB0048 (P)
Underground Waters - Regulation of Discharge, Brown, M. ..... HB0368 (F)
Water Pollution Loans, Wright, B. ..... HB0265 (P)

WEAPONS

Amending Requirements for Concealed Firearms, Cox, G. ..... HB0372 (P)
Amendments for Weapons, Evans, B. ..... SB0192 (F)
Background Check on Private Handgun Transfers, Peterson, M. .. SB0044 (F)
Background Checks for Weapons Purchase, Tyler, A. ..... HB0161 (P)
Child Firearm Access Prevention Amendments, Julander, P. ..... SB0016 (F)
Concealed Permit Holders Requirements, Allen, R. ..... SB0032 (F)
Criminal Code - Restricted Persons, Spencer, T. ..... SB0072 (P)
Criminal Penalty Amendments, Spencer, T. ..... SB0153 (F)
Firearm Amendments - Houses of Worship and Private Residences, Peterson, M. ..... SB0087 (F)
Firearms Restrictions - Houses of Worship, Residences, and Schools, Jones, D. ..... HB0248 (F)
Gun Restriction Amendments, Cox, G. ..... HB0363 (F)
Improving Safety in Public Schools, Wright, B. ..... HB0245 (P)
Individual Income Tax Credit for a Residential Security Container, Bennion, C. ..... HB0091 (F)
Limits on Gun Manufacturer's Liability, Throckmorton, M. ..... HB0199 (P)
Restrictions on Weapons - Elementary and Secondary Schools, Beattie, L. ..... SB0161 (F)
Restrictions on Weapons - Houses of Worship, Beattie, L. ..... SB0162 (F)
Revocation of Concealed Firearm Permits, Brown, M. ..... HB0383 (F)
Weapons Amendments, Jones, D. ..... HB0095 (F)
Weapons Restrictions Amendments, Spencer, T. ..... SB0079 (F)
Weapons Restrictions for Mentally Ill Persons, Cox, G. ..... HB0176 (P)

Weapons Restrictions for the Mentally Ill, Spencer, T. ..... SB0236 (F)

WORKERS' COMPENSATION

Disclosure of Required Reports to the Insurance Department, Hickman, J. ..... HB0290 (F)
Uninsured Employers' Fund Amendments, Mayne, E. ..... SB0160 (P)
Workers' Compensation - Employees Willful Misconduct, Hellewell, P. ..... SB0023 (P)
Workers' Compensation - Proof of Coverage Information Disclosure, Adair, G. ..... HB0319 (P)
Workers' Compensation Fund Amendments, Swallow, J. ..... HB0213 (P)

WORKFORCE SERVICES CODE

Amendments to Public Assistance, Frandsen, L. ..... HB0029 (P)
Amendments to Unemployment Insurance, Muhlestein, R. ..... SB0083 (P)
Disclosure of Required Reports to the Insurance Department, Hickman, J. ..... HB0290 (F)
Repeal of Certain Study in Department of Workforce Services, Cox, D. ..... HB0198 (F)
Unemployment Insurance, Mayne, E. ..... SB0269 (F)

YOUTH CORRECTIONS

Committee on Criminal Justice for Youth and Adults with Mental Retardation, Hillyard, L. ..... SB0225 (F)
Penalty for Harboring a Fugitive, Buckner, P. ..... HB0080 (P)

ZONING

Subdivision of Land Amendments, Murray, J. ..... HB0116 (P)

PAGE
INDEX

SENATE BILLS AND RESOLUTIONS

FIFTY-THIRD LEGISLATURE

GENERAL SESSION

January 17 through March 1, 2000

S.B. 1 -- APPROPRIATIONS ACT *(D. Steele)*
Read for the first time and referred to the Rules Committee 240
Placed on calendar 741, 819
Amendments 752, 753, 754, 765, 766, 767, 795
Read the second time 752
Circled 741, 754
Uncircled 752, 754, 765
Intent Language 766
Read the second and third time 767
Transmitted to the House 767
Before the Senate 754, 796
Concurrence 796, 820
Returned to the House 797, 820
Signed by the President and transmitted to the Governor 842

S.B. 3 -- MINIMUM SCHOOL PROGRAM ACT AMENDMENTS *(H. Stephenson)*
Read for the first time and referred to the Rules Committee 240
Placed on calendar 741, 803, 816
Read the second time 754
Amendments 767, 768
Circled 741, 754
Uncircled 754, 767
Read the second and third time 769
Transmitted to the House 770
Returned to the House 811, 817
Placed on Concurrence Calendar 803
Concurrence 816
Signed by the President and transmitted to the Governor 842

S.B. 4 -- PODIATRIST ASSISTANT LICENSURE EXEMPTION *(J. Hull)*
Read for the first time and referred to the Rules Committee 84
Assigned to standing committee 106
Committee report adopted and placed on calendar 127
Read the second time 135
Read the third time 150
Transmitted to the House 151
Signed by the President and transmitted to the Governor 313
Transmitted to the Lt. Governor 728

S.B. 5 -- SPECIAL MOBILE EQUIPMENT AMENDMENTS *(P. Knudson)*
Read for the first time and referred to the Rules Committee 84
Assigned to standing committee 107
Committee report adopted and placed on calendar 127
Read the second time 138
Read the third time 153
Transmitted to the House 154
Signed by the President and transmitted to the Governor 729

S.B. 6 -- UNINSURED MOTORIST DATABASE REAUTHORIZATION *(D. Steele)*
Read for the first time and referred to the Rules Committee 84
Assigned to standing committee 119
Committee report adopted and placed on calendar 188
Read the second time 218
Circled 218
Uncircled 263
Read the third time 275
Transmitted to the House 275
Signed by the President and transmitted to the Governor 405

S.B. 7 -- DONATION OF NONSCHEDULE DRUGS OR DEVICES - LIABILITY PROTECTION *(P. Suazo)*
Read for the first time and referred to the Rules Committee 103
Assigned to standing committee 106
Substituted 239
Committee report adopted and placed on calendar 240
Read the second time 282
Circled 282
Uncircled 283
Read the third time 300
Transmitted to the House 300
Signed by the President and transmitted to the Governor 504

S.B. 8 -- INVESTIGATION OF POLYGAMIST ACTIVITIES *(R. Allen)*
Read for the first time and referred to the Rules Committee 85
Assigned to standing committee 474
Substituted 620
Committee report adopted and placed on calendar 621
Read the second time 622
Read the third time 634
Transmitted to the House 635
Enacting Clause Stricken 944

S.B. 9 -- EQUITY IN PRESCRIPTION COVERAGE *(P. Julander)*
Read for the first time and referred to the Rules Committee 85
Tabled by Rules Committee 586
Enacting Clause Stricken 945

S.B. 10 -- COMMUNITY IMPACT ALLEVIATION - DEFINITIONS *(M. Dmitrich)*
Read for the first time and referred to the Rules Committee 85
Assigned to standing committee 107
Committee report adopted and placed on calendar 127
Read the second time 137
Read the third time 152
Transmitted to the House 152
Signed by the President and transmitted to the Governor 223
Transmitted to the Lt. Governor 587

S.B. 11 -- ASSOCIATIONS OF GOVERNMENTS APPROPRIATION *(M. Dmitrich)*
Read for the first time and referred to the Rules Committee 85
Assigned to standing committee 140
Committee report adopted and
placed on calendar 177
Amendments 176
Read the second time 196
Read the third time 204
Circled 204
Uncircled 349
Transmitted to the House 349
Placed on Concurrence Calendar 726
Returned to the House 735
Concurrence 735
Signed by the President and transmitted to the Governor 779

S.B. 12 -- SAFETY BELT LAW AMENDMENTS *(R. Montgomery)*
Read for the first time and referred to the Rules Committee 86
Assigned to standing committee 410
Committee report adopted and placed on calendar 463
Amendments 410
Read the second time 518
Read the third time 540
Transmitted to the House 541
Signed by the President and transmitted to the Governor 779

S.B. 13 -- STATE PARKS AMENDMENTS *(J. Hull)*
Read for the first time and referred to the Rules Committee 86
Assigned to standing committee 106
Committee report adopted and placed on calendar 127
Read the second time 134
Read the third time 150
Transmitted to the House 150
Signed by the President and transmitted to the Governor 313
Transmitted to the Lt. Governor 728

S.B. 14 -- PENALTY FOR HATE CRIMES *(P. Suazo)*
Read for the first time and referred to the Rules Committee 86
Assigned to standing committee 355
Committee report adopted and placed on calendar 395
Read the second time 454
Read the third time 465
Transmitted to the House 466
Enacting Clause Stricken 944

S.B. 15 -- USE OF TOBACCO SETTLEMENT REVENUES *(L. Poulton)*
Read for the first time and referred to the Rules Committee 87
Assigned to standing committee 106
Amendments 144
Committee report adopted and placed on calendar 146
Read the second time 167
Circled 168
Substituted 663
Read the third time 698
Circled 698
Uncircled 663, 755
Amendments 755, 761, 764
Intent Language 763
Transmitted to the House 764
Placed on calendar 847
Concurrence 847
Returned to the House 848
Returned to the House 859
Concurrence 859
Signed by the President and transmitted to the Governor 891

S.B. 16 -- CHILD FIREARM ACCESS PREVENTION AMENDMENTS *(P. Julander)*
Read for the first time and referred to the Rules Committee 87
Enacting Clause Stricken 945

S.B. 17 -- MINIMUM SCHOOL LEVY MODIFICATIONS *(L. Jones)*
Read for the first time and referred to the Rules Committee 87
Assigned to standing committee 207
Substituted 338
Committee report adopted and placed on calendar 340
Amendments 378
Read the second time 378
Circled 378
Uncircled 403
Failed 403
Returned to Rules 403
Other 412
Tabled by Rules Committee 586
Enacting Clause Stricken 945

S.B. 18 -- PUBLIC UTILITIES - SEWER LINES *(G. Davis)*
Read for the first time and referred to the Rules Committee 88
Assigned to standing committee 106
Returned to the Rules Committee and Tabled 774
Returned to the Secretary of the Senate 733
Enacting Clause Stricken 945

S.B. 19 -- SURVIVOR BENEFIT OF EMPLOYEES *(P. Knudson)*
Read for the first time and referred to the Rules Committee 88
Assigned to standing committee 228
Committee report adopted and placed on calendar 295
Read the second time 353
Substituted 353
Read the third time 357
Transmitted to the House 357
Signed by the President and transmitted to the Governor 751

S.B. 20 -- GOVERNMENT COMPETITION WITH PRIVATE SECTOR *(L. Blackham)*
Read for the first time and referred to the Rules Committee 88
Assigned to standing committee 105
Substituted 125
Transmitted to the Lt. Governor 728
Placed on calendar 206
Committee report adopted and placed on calendar 127
Read the second time 133
Read the third time 148
Circled 148
Uncircled 149
Amendments 149
Transmitted to the House 150
Concurrence 232
Signed by the President and transmitted to the Governor 270

S.B. 21 -- PATRIOTIC EDUCATION *(L. Blackham)*
Read for the first time and referred to the Rules Committee 89
Assigned to standing committee 106
Committee report adopted and
placed on calendar 162, 765
Read the second time 182
Read the third time 192
Time Certain 192
Before the Senate 397
Transmitted to the House 397
Placedon Concurrence Calendar 765
Returned to the House 782
Refuse to Concur 782
Conference Committee assigned 824
Joint Conference Committee Report 876
Substituted 876
Concurrence 876
Returned to the House 877
Signed by the President and transmitted to the Governor 897

S.B. 22 -- WATER COMPANIES AND ASSOCIATIONS - ASSESSMENT AND VOTING RIGHTS *(M. Dmitrich)*
Read for the first time and referred to the Rules Committee 89
Assigned to standing committee 105
Returned to the Secretary of theSenate 733
Returned to the Rules Committee and Tabled 774
Circled 783
Enacting Clause Stricken 945

S.B. 23 -- WORKERS COMPENSATION - EMPLOYEES WILLFUL MISCONDUCT *(P. Hellewell)*
Read for the first time and referred to the Rules Committee 89
Assigned to standing committee 105
Committee report adopted and placed on calendar 200
Amendments 198, 280
Read the second time 220
Circled 220
Uncircled 280
Read the third time 299
Transmitted to the House 299
Placed on calendar 814
Returned to the House 814
Concurrence 814
Signed by the President and transmitted to the Governor 842

S.B. 24 -- INDIVIDUAL INCOME TAX - BRACKET ADJUSTMENTS *(H. Nielson)*
Read for the first time and referred to the Rules Committee 89
Assigned to standing committee 106
Committee report adopted and placed on calendar 146
Amendments 146, 179
Read the second time 169
Placed on Third Reading Calendar 178
Read the third time 179
Transmitted to the House 180
Enacting Clause Stricken 944

S.B. 25 -- MATERIAL HARMFUL TO MINORS - AMENDMENTS *(S. Howell)*
Read for the first time and referred to the Rules Committee 90
Assigned to standing committee 208
Committee report adopted and placed on calendar 240
Read the second time 282
Read the third time 299
Transmitted to the House 299
Signed by the President and transmitted to the Governor 421

S.B. 26 -- APPROPRIATION FOR PURCHASE OF FREEDOM SHRINE DOCUMENTS *(E. Mayne)*
Read for the first time and referred to the Rules Committee 90
Assigned to standing committee 228
Committee report adopted and placed on calendar 295
Amendments 295
Read the second time 358
Read the third time 370
Signed by the President and returned to the House 370
Signed by the President and transmitted to the Governor 729

S.B. 27 -- PROCUREMENT CODE REQUIREMENTS OF HEALTH CARE BENEFITS *(E. Mayne)*
Read for the first time and referred to the Rules Committee 90
Assigned to standing committee 227
Committee report adopted and placed on calendar 631
Read the second time 646
Circled 646
Uncircled 741
Returned to the Rules Committee 741
Enacting Clause Stricken 945

S.B. 28 -- PUBLIC USE OF STATE-OWNED LANDS *(J. Hull)*
Read for the first time and referred to the Rules Committee 90
Assigned to standing committee 118
Substituted 297
Read for the first time 297
Committee report adopted and placed on calendar 297
Read the second time 332
Read the third time 350
Transmitted to the House 350
Signed by the President and transmitted to the Governor 504

S.B. 29 -- INDIVIDUAL INCOME TAX - PERSONAL EXEMPTIONS *(H. Nielson)*
Read for the first time and referred to the Rules Committee 91
Assigned to standing committee 118
Committee report adopted and placed on calendar 146
Read the second time 172
Failed 172
Returned to Rules 172
Tabled by Rules Committee 586
Enacting Clause Stricken 949

S.B. 30 -- PROPERTY TAX - UNIFORM FEES ON RECREATIONAL VEHICLES *(P. Hellewell)*
Read for the first time and referred to the Rules Committee 91
Assigned to standing committee 119
Returned to the Secretary of the Senate 735
Returned to the Rules Committee and Tabled 749
Enacting Clause Stricken 945

S.B. 31 -- COMMERCIAL HISTORIC BUILDING REHABILITATION *(B. Evans)*
Read for the first time and referred to the Rules Committee 103
Assigned to standing committee 119
Returned to the Secretary of the Senate 735
Returned to the Rules Committee and Tabled 749
Enacting Clause Stricken 945

S.B. 32 -- CONCEALED PERMIT HOLDERS REQUIREMENTS *(R. Allen)*
Read for the first time and referred to the Rules Committee 91
Assigned to standing committee 434
Enacting Clause Stricken 945
Returned to the Secretary of the Senate 733
Returned to the Rules Committee and Tabled 774

S.B. 33 -- APPROPRIATION FOR THE ARTS *(L. Jones)*
Read for the first time and referred to the Rules Committee 103
Assigned to standing committee 228
Amendments 273
Committee report adopted and placed on calendar 275
Read the second time 329
Read the third time 347
Circled 347
Uncircled 357
Transmitted to the House 358
Enacting Clause Stricken 944

S.B. 34 -- USE OF SALES AND USE TAX REVENUE *(L. Hillyard)*
Read for the first time and referred to the Rules Committee 104
Assigned to standing committee 140
Committee report adopted and
placed on calendar 162
Amendments 162
Read the second time 182
Read the third time 192
Transmitted to the House 193
Signed by the President and transmitted to the Governor 405
Transmitted to the Lt. Governor 503

S.B. 35 -- GOVERNMENT TORT LIABILITY AMENDMENTS *(H. Stephenson)*
Read for the first time and referred to the Rules Committee 104
Assigned to standing committee 141
Substituted 274
Committee report adopted and placed on calendar 275
Amendments 274
Read the second time 331
Substituted 331, 731
Amendments 348
Read the third time 348
Transmitted to the House 349
Placed on Concurrence Calendar 731
Concurrence 780
Returned to the House 781
Signed by the President and transmitted to the Governor 832

S.B. 36 -- DAMAGE TO OR INTERRUPTION OF COMMUNICATION DEVICE *(R. Allen)*
Read for the first time and referred to the Rules Committee 119
Assigned to standing committee 141
Committee report adopted and placed on calendar 188
Read the second time 218
Read the third time 233
Transmitted to the House 233
Signed by the President and transmitted to the Governor 421

S.B. 37 -- PUBLIC SCHOOLS SURVEYS AMENDMENTS *(R. Montgomery)*
Read for the first time and referred to the Rules Committee 120
Assigned to standing committee 140
Committee report adopted and placed on calendar 188
Read the second time 204
Amendments 215
Read the third time 215
Circled 215
Uncircled 233
Transmitted to the House 234
Enacting Clause Stricken 944

S.B. 38 -- NOTARY PUBLIC QUALIFICATIONS *(G. Davis)*
Read for the first time and referred to the Rules Committee 120
Assigned to standing committee 272
Amendments 340
Committee report adopted and placed on calendar 340
Read the second time 385
Read the third time 400
Circled 400
Uncircled 400
Transmitted to the House 401
Placed on calendar 773
Returned to the House 783
Concurrence 783
Signed by the President and transmitted to the Governor 832

S.B. 39 -- EXPEDITED VISITATION ENFORCEMENT PROGRAM *(M. Peterson)*
Read for the first time and referred to the Rules Committee 120
Assigned to standing committee 140
Amendments 210, 319
Committee report adopted and placed on calendar 211
Read the second time 266
Read the third time 278
Circled 278
Uncircled 319
Transmitted to the House 320
Signed by the President and transmitted to the Governor 832

S.B. 40 -- UNINSURED MOTORIST DATABASE AMENDMENTS *(D. Steele)*
Read for the first time and referred to the Rules Committee 120
Assigned to standing committee 141
Committee report adopted and placed on calendar 188
Read the second time 219
Circled 219
Uncircled 264
Amendments 264
Read the third time 276
Transmitted to the House 276
Signed by the President and transmitted to the Governor 405

S.B. 41 -- PRIVACY OF FINANCIAL INFORMATION *(K. Hale)*
Read for the first time and referred to the Rules Committee 121
Assigned to standing committee 140
Committee report adopted and placed on calendar 512
Read the second time 549
Read the third time 561
Transmitted to the House 562
Signed by the President and transmitted to the Governor 841

S.B. 42 -- RENTAL APPLICATION FEES *(M. Waddoups)*
Read for the first time and referred to the Rules Committee 128
Assigned to standing committee 186
Amendments 368, 430, 546
Committee report adopted and placed on calendar 369
Read the second time 430
Circled 431
Uncircled 525
Read the third time 546, 561
Transmitted to the House 546
Enacting Clause Stricken 944

S.B. 43 -- MARRIAGE AND FAMILY THERAPIST LICENSING AMENDMENTS *(K. Hale)*
Read for the first time and referred to the Rules Committee 146
Assigned to standing committee 329
Amendments 409, 469
Committee report adopted and placed on calendar 410
Read the second time 469
Read the third time 490
Transmitted to the House 490
Signed by the President and transmitted to the Governor 832

S.B. 44 -- BACKGROUND CHECK ON PRIVATE HANDGUN TRANSFERS *(M. Peterson)*
Read for the first time and referred to the Rules Committee 177
Enacting Clause Stricken 945

S.B. 45 -- TOBACCO SETTLEMENT ACCOUNT APPROPRIATION *(R. Montgomery)*
Read for the first time and referred to the Rules Committee 169
Assigned to standing committee 175
Returned to the Secretary of the Senate 733
Returned to the Rules Committee and Tabled 774
Enacting Clause Stricken 945

S.B. 46 -- MOTOR FUEL MARKETING AMENDMENTS *(P. Hellewell)*
Read for the first time and referred to the Rules Committee 177
Assigned to standing committee 186
Committee report adopted and placed on calendar 200
Read the second time 220
Circled 220
Uncircled 225
Amendments 225
Read the third time 237
Transmitted to the House 237
Enacting Clause Stricken 944

S.B. 47 -- DRIVING UNDER THE INFLUENCE PROVISIONS *(S. Howell)*
Read for the first time and referred to the Rules Committee 188
Assigned to standing committee 272
Amendments 356
Committee report adopted and placed on calendar 357
Read the second time 389
Read the third time 401
Circled 401
Uncircled 402
Transmitted to the House 403
Signed by the President and transmitted to the Governor 779

S.B. 48 -- OPTOMETRY LICENSING ACT AMENDMENTS *(L. Mansell)*
Read for the first time and referred to the Rules Committee 200
Assigned to standing committee 271
Amendments 337, 364
Committee report adopted and placed on calendar 340
Read the second time 364
Read the third time 376
Transmitted to the House 376
Placed on calendar 773
Concurrence 783
Returned to the House 784
Signed by the President and transmitted to the Governor 832

S.B. 49 -- CHILD SUPPORT AMENDMENTS *(L. Hillyard)*
Read for the first time and referred to the Rules Committee 211
Assigned to standing committee 272
Amendments 434, 478
Committee report adopted and placed on calendar 438
Read the second time 470
Circled 470
Committee report corrected and placed on calendar 478
Uncircled 480
Read the third time 493
Transmitted to the House 493
Signed by the President and transmitted to the Governor 832

S.B. 50 -- HEALTH CARE BENEFITS - GRIEVANCE REVIEW PROCESS *(P. Knudson)*
Read for the first time and referred to the Rules Committee 223
Assigned to standing committee 271
Committee report adopted and placed on calendar 315
Read the second time 360
Read the third time 372
Transmitted to the House 373
Placed on calendar 815, 883
Returned to the House 815, 884
Concurrence 815, 883
Refuse to Recede 818, 871
Reconsideration 818
Amendments 883
Joint Conference Committee Report adopted 883

S.B. 51 -- SALES AND USE TAX EXEMPTION - CERTAIN PURCHASES OR LEASES BY A MANUFACTURER *(H. Stephenson)*
Read for the first time and referred to the Rules Committee 224
Assigned to standing committee 433
Amendments 676
Returned to the Secretary of the Senate 677
Enacting Clause Stricken 945

S.B. 52 -- CHARTER SCHOOL AMENDMENTS *(H. Stephenson)*
Read for the first time and referred to the Rules Committee 240
Assigned to standing committee 314
Returned to the Secretary of the Senate 735
Returned to the Rules Committee and Tabled 749
Enacting Clause Stricken 945

S.B. 53 -- LICENSING SECURITY OFFICERS *(D. Steele)*
Read for the first time and referred to the Rules Committee 241
Assigned to standing committee 313
Amendments 630
Committee report adopted and placed on calendar 631
Read the second time 647
Circled 647
Uncircled 709
Enacting Clause Stricken 709

S.B. 54 -- DIRECTIVES FOR MEDICAL SERVICES *(K. Hale)*
Read for the first time and referred to the Rules Committee 268
Assigned to standing committee 290
Returned to the Secretary of the Senate 733
Returned to the Rules Committee and Tabled 774
Enacting Clause Stricken 945

S.B. 55 -- MINERAL LEASE ACT AMENDMENTS *(L. Blackham)*
Read for the first time and referred to the Rules Committee 241
Assigned to standing committee 459
Amendments 508, 584
Committee report adopted and placed on calendar 512
Read the second time 552
Circled 552, 842
Uncircled 583, 848
Read the third time 599
Transmitted to the House 599
Placed on calendar 842
Returned to the House 848
Concurrence 848
Signed by the President and transmitted to the Governor 868

S.B. 56 -- DIGITAL CERTIFICATES AND IDENTIFICATION AMENDMENTS *(S. Howell)*
Read for the first time and referred to the Rules Committee 241
Assigned to standing committee 475
Committee report adopted and placed on calendar 531
Amendments 582
Read the second time 582
Read the third time 598
Transmitted to the House 598
Placed on calendar 856
Concurrence 856
Returned to the House 857
Signed by the President and transmitted to the Governor 868

S.B. 57 -- NEEDLESTICK INJURY PREVENTION *(P. Julander)*
Read for the first time and referred to the Rules Committee 241
Enacting Clause Stricken 449

S.B. 58 -- OPTIONAL FORMS OF COUNTY GOVERNMENT AMENDMENTS *(R. Evans)*
Read for the first time and referred to the Rules Committee 241
Assigned to standing committee 355
Committee report adopted and placed on calendar 395
Read the second time 458
Circled 458
Uncircled 516
Amendments 516
Read the third time 535
Transmitted to the House 536
Signed by the President and transmitted to the Governor 779

S.B. 59 -- SALES AND USE TAX EXEMPTION FOR FOOD *(M. Waddoups)*
Read for the first time and referred to the Rules Committee 241
Assigned to standing committee 460
Committee report read 713
Returned to the Rules Committee 713
Enacting Clause Stricken 946

S.B. 60 -- CONSUMER REPORTS - PROTECTION OF ACCURACY OF INFORMATION *(G. Davis)*
Read for the first time and referred to the Rules Committee 242
Assigned to standing committee 521
Returned to the Secretary of the Senate 733
Returned to the Rules Committee and Tabled 774
Enacting Clause Stricken 946

S.B. 61 -- REVISED NONPROFIT CORPORATION ACT *(L. Hillyard)*
Read for the first time and referred to the Rules Committee 242
Assigned to standing committee 406
Committee report adopted and placed on calendar 438
Read the second time 480
Substituted 480
Amendments 493
Read the third time 493
Transmitted to the House 494
Placed on calendar 751
Returned to the House 781
Concurrence 781
Signed by the President and transmitted to the Governor 832

S.B. 62 -- WILDLIFE RESOURCES CODE - APPLICATION TO INDIANS *(B. Evans)*
Read for the first time and referred to the Rules Committee 242
Assigned to standing committee 355
Committee report adopted and placed on calendar 395
Read the second time 455
Read the third time 466
Transmitted to the House 466
Signed by the President and transmitted to the Governor 832

S.B. 63 -- ADOPTION PROCEDURES *(H. Nielson)*
Read for the first time and referred to the Rules Committee 242
Assigned to standing committee 459
Amendments 510, 552
Committee report adopted and placed on calendar 512
Read the second time 552
Read the third time 564
Transmitted to the House 564
Enacting Clause Stricken 944

S.B. 64 -- RESIDENTIAL EXEMPTION - SECONDARY RESIDENCES *(E. Mayne)*
Read for the first time and referred to the Rules Committee 242
Assigned to standing committee 367
Amendments 451, 513
Committee report adopted and placed on calendar 453
Read the second time 487
Circled 487
Uncircled 497
Read the third time 513
Transmitted to the House 514
Enacting Clause Stricken 944

S.B. 65 -- SENSITIVE SPECIES DESIGNATION AND WILDLIFE HABITAT CLASSIFICATIONS *(B. Evans)*
Read for the first time and referred to the Rules Committee 242
Enacting Clause Stricken 946

S.B. 66 -- COHABITANT ABUSE PROCEDURES ACT AMENDMENT *(M. Peterson)*
Read for the first time and referred to the Rules Committee 242
Assigned to standing committee 433
Committee report adopted and placed on calendar 486
Read the second time 522
Circled 522, 568
Uncircled 568, 578
Substituted 579
Amendments 579
Read the third time 596
Circled 596
Uncircled 621
Returned to the Rules Committee 621
Enacting Clause Stricken 621

S.B. 67 -- PUBLIC SAFETY SALARY RECOMMENDATIONS *(S. Howell)*
Read for the first time and referred to the Rules Committee 243
Enacting Clause Stricken 946

S.B. 68 -- FOCUS ON CORE CURRICULUM *(L. Poulton)*
Read for the first time and referred to the Rules Committee 243
Assigned to standing committee 290
Amendments 408, 491
Committee report adopted and placed on calendar 410
Read the second time 468
Circled 468, 490
Uncircled 469, 491
Read the third time 490
Transmitted to the House 491

S.B. 69 -- OVERSIGHT OF LEGISLATIVE STAFF OFFICES *(L. Beattie)*
Read for the first time and referred to the Rules Committee 243
Assigned to standing committee 291
Committee report adopted and placed on calendar 340
Read the second time 388
Read the third time 400
Transmitted to the House 400
Signed by the President and transmitted to the Governor 642

S.B. 70 -- DAMAGES FOR HARM TO OR THEFT OF AN ASSISTANCE ANIMAL *(D. Allen)*
Read for the first time and referred to the Rules Committee 243
Assigned to standing committee 290
Substituted 511
Committee report adopted and placed on calendar 512
Read the second time 553
Read the third time 565
Transmitted to the House 565
Signed by the President and transmitted to the Governor 792

S.B. 71 -- RETIREMENT DEFERRED COMPENSATION EMPLOYER MATCH *(G. Davis)*
Read for the first time and referred to the Rules Committee 188
Assigned to standing committee 228
Returned to the Secretary of the Senate 733
Returned to the Rules Committee and Tabled 774
Enacting Clause Stricken 946

S.B. 72 -- CRIMINAL CODE - RESTRICTED PERSONS *(T. Spencer)*
Read for the first time and referred to the Rules Committee 188
Assigned to standing committee 208
Substituted 315
Committee report adopted and placed on calendar 315
Amendments 315
Read the second time 360
Substituted 360
Read for the first time and referred to the Rules Committee 386
Amendments 386
Read the second time 386
Read the third time 373, 386
Circled 373, 383
Uncircled 383
Transmitted to the House 388
Amendments 936
Placed on calendar 937
Concurrence 937
Signed by the President and transmitted to the Governor 939

S.B. 73 -- TELEPHONE CORPORATION DEFINITION AMENDMENTS *(L. Jones)*
Read for the first time and referred to the Rules Committee 91
Assigned to standing committee 106
Substituted 208, 231
Amendments 208,
Committee report adopted and placed on calendar 211
Corrected committee report, with amendments, adopted 232
Read the second time 265
Read the third time 277
Transmitted to the House 277
Placed on Calendar 405
Returned to the House 439
Concurrence 439
Signed by the President and transmitted to the Governor 450

S.B. 74 -- MASTER ROAD AMENDMENTS *(P. Knudson)*
Read for the first time and referred to the Rules Committee 92
Placed on calendar 107
Read the second time 123
Read the third time 130
Transmitted to the House 130
Signed by the President and transmitted to the Governor 421

S.B. 75 -- IDENTITY FRAUD *(G. Davis)*
Read for the first time and referred to the Rules Committee 92
Assigned to standing committee 106
Amendments 187, 216, 218
Committee report adopted and placed on calendar 188
Read the second time 216
Circled 217, 234, 262
Uncircled 218, 261, 262
Read the third time 234
Substituted 261
Amendments 262
Transmitted to the House 263
Signed by the President and transmitted to the Governor 405

S.B. 76 -- AMENDMENTS TO DIGITAL SIGNATURE ACT *(D. Steele)*
Read for the first time and referred to the Rules Committee 92
Assigned to standing committee 107
Committee report adopted and placed on calendar 127
Read the second time 138
Read the third time 152
Transmitted to the House 153
Signed by the President and transmitted to the Governor 206
Transmitted to the Lt. Governor 587

S.B. 77 -- CHIEF INFORMATION OFFICER AMENDMENTS *(D. Steele)*
Read for the first time and referred to the Rules Committee 92
Assigned to standing committee 107
Committee report adopted and placed on calendar 127
Read the second time 138
Read the third time 153
Transmitted to the House 153
Signed by the President and transmitted to the Governor 206
Transmitted to the Lt. Governor 587

S.B. 78 -- UTILITIES IN HIGHWAY RIGHTS-OF-WAY *(L. Blackham)*
Read for the first time and referred to the Rules Committee 93
Assigned to standing committee 141
Amendments 199
Committee report adopted and placed on calendar 200
Read the second time 222
Read the third time 236
Circled 236
Uncircled 279
Transmitted to the House 279
Signed by the President and transmitted to the Governor 405

S.B. 79 -- WEAPONS RESTRICTIONS AMENDMENTS *(T. Spencer)*
Read for the first time and referred to the Rules Committee 93
Enacting Clause Stricken 194

S.B. 80 -- POSTSECONDARY PROPRIETARY SCHOOL ACT AMENDMENTS *(L. Hillyard)*
Read for the first time and referred to the Rules Committee 93
Assigned to standing committee 106
Committee report adopted and
placed on calendar 141
Read the second time 155
Read the third time 163
Transmitted to the House 164
Placed on Concurrence Calendar 328
Concurrence 343
Signed by the President and transmitted to the Governor 366

S.B. 81 -- STRATEGIC PLANNING FOR PUBLIC EDUCATION AMENDMENTS *(D. Steele)*
Read for the first time and referred to the Rules Committee 93
Assigned to standing committee 106
Committee report adopted and
placed on calendar 141
Amendments 156
Read the second time 156
Read the third time 167
Transmitted to the House 167
Committee report adopted and placed on calendar 313
Concurrence 343
Signed by the President and transmitted to the Governor 366

S.B. 82 -- PROPERTY TAX - CALCULATION OF NEW GROWTH *(J. Valentine)*
Read for the first time and referred to the Rules Committee 94
Assigned to standing committee 107
Committee report adopted and placed on calendar 127
Read the second time 136
Read the third time 151
Transmitted to the House 151
Signed by the President and transmitted to the Governor 223
Transmitted to the Lt. Governor 728

S.B. 83 -- AMENDMENTS TO UNEMPLOYMENT INSURANCE *(R. Muhlestein)*
Read for the first time and referred to the Rules Committee 94
Assigned to standing committee 105
Committee report adopted and placed on calendar 127
Read the second time 133
Read the third time 148
Transmitted to the House 149
Signed by the President and transmitted to the Governor 313

S.B. 84 -- TRUTH IN TAXATION - JUDGMENT LEVY *(H. Stephenson)*
Read for the first time and referred to the Rules Committee 94
Assigned to standing committee 107
Committee report adopted and placed on calendar 127
Read the second time 136
Read the third time 151
Circled 151
Uncircled 166
Amendments 166
Transmitted to the House 166
Signed by the President and transmitted to the Governor 313

S.B. 85 -- REAUTHORIZATION OF ADMINISTRATIVE RULES *(H. Stephenson)*
Read for the first time and referred to the Rules Committee 94
Placed on calendar 107
Read the second time 123
Read the third time 130
Transmitted to the House 130
Signed by the President and transmitted to the Governor 779

S.B. 86 -- EMERGENCY MEDICAL SERVICES AMENDMENTS *(J. Valentine)*
Read for the first time and referred to the Rules Committee 95
Assigned to standing committee 118
Read the second time and placed on Consent Calendar 162
Read the third time 202
Transmitted to the House 202
Signed by the President and transmitted to the Governor 421

S.B. 87 -- FIREARM AMENDMENTS - HOUSES OF WORSHIP AND PRIVATE RESIDENCES *(M. Peterson)*
Read for the first time and referred to the Rules Committee 95
Enacting Clause Stricken 946

S.B. 88 -- EXCLUSION OF TERRITORY FROM COUNTY SERVICE AREA *(P. Hellewell)*
Read for the first time and referred to the Rules Committee 95
Assigned to standing committee 107
Committee report adopted and placed on calendar 146, 423
Read the second time 180
Read the third time 190
Transmitted to the House 190
Concurrence 439
Returned to the House 440
Signed by the President and transmitted to the Governor 450

S.B. 89 -- NATIVE AMERICAN COORDINATING BOARD *(P. Suazo)*
Read for the first time and referred to the Rules Committee 95
Assigned to standing committee 105
Committee report adopted and
placed on calendar 162
Read the second time 181
Read the third time 191
Transmitted to the House 191
Signed by the President and transmitted to the Governor 313

S.B. 90 -- ICE CREAM AND MILK DISPENSER REQUIREMENTS *(G. Davis)*
Read for the first time and referred to the Rules Committee 95
Assigned to standing committee 271
Amendments 612
Returned to the Secretary of the Senate 614
Enacting Clause Stricken 946

S.B. 91 -- MUNICIPAL CANDIDACY RESIDENCY AMENDMENT *(T. Spencer)*
Read for the first time and referred to the Rules Committee 96
Assigned to standing committee 107
Read the second time and placed on Consent Calendar 128
Placed on Second Reading Calendar 141
Read the second Time 142
Read the third time 155
Circled 155
Uncircled 310
Amendments 310
Transmitted to the House 311
Signed by the President and transmitted to the Governor 405

S.B. 92 -- NURSE MIDWIVES - EXTENSION OF SUNSET DATE *(P. Julander)*
Read for the first time and referred to the Rules Committee 96
Assigned to standing committee 106
Read the second time and placed on Consent Calendar 128
Placed on Second Reading Calendar 141
Read the second rime 141
Read the third time 154
Transmitted to the House 155
Signed by the President and transmitted to the Governor 313

S.B. 93 -- GRADUATED DRIVER LICENSE AMENDMENTS *(R. Montgomery)*
Read for the first time and referred to the Rules Committee 96
Assigned to standing committee 107
Committee report adopted and placed on calendar 127
Read the second time 139
Read the third time 154
Transmitted to the House 154
Returned to Rules - House failed 406
Tabled by Rules Committee 586
Enacting Clause Stricken 949

S.B. 94 -- NURSING CARE FACILITIES ASSESSMENT AMENDMENTS *(G. Davis)*
Read for the first time and referred to the Rules Committee 96
Assigned to standing committee 106
Amendments 126
Committee report adopted and placed on calendar 127
Read the second time 135
Read the third time 151
Circled 151
Uncircled 158
Transmitted to the House 158
Signed by the President and transmitted to the Governor 421

S.B. 95 -- ACCESS TO RURAL HEALTH CARE FACILITIES AMENDMENTS *(P. Knudson)*
Read for the first time and referred to the Rules Committee 96
Assigned to standing committee 105
Committee report adopted and
placed on calendar 162
Read the second time 181
Read the third time 191
Transmitted to the House 192
Signed by the President and transmitted to the Governor 405

S.B. 96 -- MEDICAL CLAIMS AMENDMENTS *(R. Montgomery)*
Read for the first time and referred to the Rules Committee 97
Assigned to standing committee 106
Amendments 229
Committee report adopted and placed on calendar 231
Read the second time 266
Read the third time 278
Transmitted to the House 279
Enacting Clause Stricken 944

S.B. 97 -- ANTIDISCRIMINATION ADVISORY COUNCIL AMENDMENTS *(L. Poulton)*
Read for the first time and referred to the Rules Committee 97
Assigned to standing committee 106
Committee report adopted and placed on calendar 127
Read the second time 133
Circled 133
Uncircled 157
Read the third time 167
Transmitted to the House 167
Signed by the President and transmitted to the Governor 328

S.B. 98 -- EDUCATION BUDGET RESERVE ACCOUNT *(L. Hillyard)*
Read for the first time and referred to the Rules Committee 97
Assigned to standing committee 106
Amendments 187
Committee report adopted and placed on calendar 188
Read the second time 205
Read the third time 215
Transmitted to the House 216

S.B. 99 -- KINDERGARTEN IN THE PUBLIC SCHOOLS *(S. Howell)*
Read for the first time and referred to the Rules Committee 97
Referred to Rules Committee for interim study 363
Enacting Clause Stricken 363

S.B. 100 -- STATE FINANCIAL ADVISOR AMENDMENTS *(P. Knudson)*
Read for the first time and referred to the Rules Committee 97
Assigned to standing committee 107
Committee report adopted and placed on calendar 127
Read the second time 137
Read the third time 151
Transmitted to the House 152
Signed by the President and transmitted to the Governor 223
Transmitted to the Lt. Governor 587

S.B. 101 -- STATE BUILDING OWNERSHIP AUTHORITY AMENDMENTS *(P. Knudson)*
Read for the first time and referred to the Rules Committee 98
Assigned to standing committee 107
Committee report adopted and placed on calendar 200
Substituted 200
Read the second time 264
Read the third time 276
Transmitted to the House 276
Filed 423
Tabled by Rules Committee 586
Enacting Clause Stricken 949

S.B. 102 -- STATE MONEY MANAGEMENT ACT AMENDMENTS *(D. Steele)*
Read for the first time and referred to the Rules Committee 98
Assigned to standing committee 107
Substituted 437
Committee report adopted and placed on calendar 438
Read the second time 482
Read the third time 495
Transmitted to the House 495
Signed by the President and transmitted to the Governor 779

S.B. 103 -- FEE FOR STATE GOLF COURSES *(L. Blackham)*
Read for the first time and referred to the Rules Committee 98
Assigned to standing committee 106
Committee report adopted and placed on calendar 142
Amendments 142
Read the second time 158
Circled 158
Uncircled 195
Read the third time 203
Failed 204
Reconsideration 216
Transmitted to the House 216
Signed by the President and transmitted to the Governor 405

S.B. 104 -- UNIFORM CHILD CUSTODY ACT *(L. Hillyard)*
Read for the first time and referred to the Rules Committee 98
Assigned to standing committee 106
Committee report adopted and placed on calendar 188
Read the second time 217
Read the third time 232
Transmitted to the House 233
Signed by the President and transmitted to the Governor 504

S.B. 105 -- QUALITY ASSURANCE ON CONSTRUCTION OF PUBLIC BUILDINGS *(E. Mayne)*
Read for the first time and referred to the Rules Committee 98
Assigned to standing committee 106
Committee report adopted and placed on calendar 127
Read the second time 134
Circled 134
Uncircled 156
Read the third time 164
Transmitted to the House 164
Signed by the President and transmitted to the Governor 223
Transmitted to the Lt. Governor 728

S.B. 106 -- RETIREMENT BENEFIT ENHANCEMENT *(H. Nielson)*
Read for the first time and referred to the Rules Committee 99
Assigned to standing committee 228
Substituted 645
Committee report adopted and placed on calendar 645
Amendments 645
Read the second time 648
Read the third time 656
Transmitted to the House 656
Signed by the President and transmitted to the Governor 939

S.B. 107 -- PROFESSIONAL CORPORATION ACT AMENDMENTS *(D. Allen)*
Read for the first time and referred to the Rules Committee 99
Assigned to standing committee 106
Committee report adopted and placed on calendar 127
Read the second time 134
Circled 134, 150
Uncircled 134, 155
Read the third time 150
Transmitted to the House 155
Signed by the President and transmitted to the Governor 328

S.B. 108 -- DIABETES TREATMENT AND MANAGEMENT - MANAGED CARE *(H. Nielson)*
Read for the first time and referred to the Rules Committee 99
Assigned to standing committee 106
Committee report adopted and placed on calendar 127
Read the second time 136
Circled 136, 178
Uncircled 168, 178
Amendments 168
Read the third time 178
Transmitted to the House 179
Placed on Concurrence Calendar 504
Concurrence 531
Returned to the House 532
Signed by the President and transmitted to the Governor 559

S.B. 109 -- CHILD ABUSE DATABASE INFORMATION *(J. Valentine)*
Read for the first time and referred to the Rules Committee 99
Assigned to standing committee 118
Committee report adopted and
placed on calendar 177
Read the second time 195
Read the third time 204
Transmitted to the House 204
Signed by the President and transmitted to the Governor 421

S.B. 110 -- REVENUE BONDS FOR MUNICIPALITIES *(R. Montgomery)*
Read for the first time and referred to the Rules Committee 99
Assigned to standing committee 119
Committee report adopted and placed on calendar 146
Read the second time 172
Read the third time 178
Circled 178
Uncircled 184
Transmitted to the House 184
Signed by the President and transmitted to the Governor 405

S.B. 111 -- ENDOWMENT CARE CEMETERY AMENDMENTS *(L. Jones)*
Read for the first time and referred to the Rules Committee 100
Assigned to standing committee 119
Amendments 230
Committee report adopted and placed on calendar 231
Read the second time 268
Circled 268
Uncircled 330
Substituted 330
Read the third time 348
Transmitted to the House 348
Signed by the President and transmitted to the Governor 504

S.B. 112 -- AVIATION FUEL TAX *(L. Hillyard)*
Read for the first time and referred to the Rules Committee 100
Assigned to standing committee 140
Returned to the Secretary of the Senate 735
Returned to the Rules Committee and Tabled 750
Enacting Clause Stricken 946

S.B. 113 -- EXEMPTION FROM LICENSURE FOR ATHLETIC TRAINERS *(J. Valentine)*
Read for the first time and referred to the Rules Committee 104
Assigned to standing committee 140
Amendments 209
Committee report adopted and placed on calendar 211
Read the second time 265
Read the third time 277
Transmitted to the House 278
Signed by the President and transmitted to the Governor 504

S.B. 114 -- REIMBURSEMENT TO SCHOOL DISTRICTS FOR DRIVER EDUCATION COSTS *(D. Steele)*
Read for the first time and referred to the Rules Committee 104
Assigned to standing committee 227
Committee report adopted and placed on calendar 294
Read the second time 332
Read the third time 349
Transmitted to the House 350
Signed by the President and transmitted to the Governor 803

S.B. 115 -- TRAUMA SYSTEM AMENDMENTS *(R. Montgomery)*
Read for the first time and referred to the Rules Committee 104
Assigned to standing committee 140
Committee report adopted and
placed on calendar 177
Read the second time 194
Read the third time 203
Transmitted to the House 203
Signed by the President and transmitted to the Governor 891

S.B. 116 -- APPROPRIATION FOR ON-SITE WASTEWATER TREATMENT SYSTEMS TRAINING *(L. Blackham)*
Read for the first time and referred to the Rules Committee 105
Assigned to standing committee 228
Committee report adopted and placed on calendar 295
Read the second time 334
Read the third time 352
Transmitted to the House 352
Enacting Clause Stricken 944

S.B. 117 -- UTAH DEPARTMENT OF TRANSPORTATION CONSTRUCTION AND MAINTENANCE BID LIMIT *(E. Mayne)*
Read for the first time and referred to the Rules Committee 121
Assigned to standing committee 140
Returned to the Secretary of the Senate 677
Enacting Clause Stricken 946

S.B. 118 -- APPROPRIATION TO MEMORY GROVE FOUNDATION *(P. Suazo)*
Read for the first time and referred to the Rules Committee 128
Assigned to standing committee 228
Committee report adopted and placed on calendar 294
Read the second time 333
Read the third time 350
Transmitted to the House 351
Enacting Clause Stricken 944

S.B. 119 -- ASSAULT AND COHABITANT ABUSE ACT AMENDMENTS *(M. Peterson)*
Read for the first time and referred to the Rules Committee 121
Assigned to standing committee 382
Committee report adopted and placed on calendar 621
Read the second time 623
Read the third time 635
Transmitted to the House 635
Signed by the President and transmitted to the Governor 803

S.B. 120 -- REPLICA VEHICLE PROVISIONS *(E. Mayne)*
Read for the first time and referred to the Rules Committee 121
Assigned to standing committee 141
Committee report adopted and placed on calendar 188
Amendments 219
Read the second time 219
Read the third time 234
Transmitted to the House 234
Signed by the President and transmitted to the Governor 377

S.B. 121 -- DR. MARTIN LUTHER KING JR. DAY *(P. Suazo)*
Read for the first time and referred to the Rules Committee 122
Committee report adopted and placed on calendar 337
Read the second time 379
Read the third time 379
Transmitted to the House 379
Placed on concurrence calendar 572
Concurrence 589
Returned to the House 590
Signed by the President and transmitted to the Governor 642

S.B. 122 -- APPROPRIATION TO STATE FIRE MUSEUM *(R. Allen)*
Read for the first time and referred to the Rules Committee 122
Assigned to standing committee 228
Committee report adopted and placed on calendar 296
Read the second time 358
Read the third time 370
Transmitted to the House 371
Enacting Clause Stricken 944

S.B. 123 -- UTAH HERITAGE HIGHWAY APPROPRIATION *(L. Blackham)*
Read for the first time and referred to the Rules Committee 128
Assigned to standing committee 229
Committee report adopted and placed on calendar 296
Read the second time 359
Circled 359, 492
Uncircled 471, 498
Read the third time 492
Amendments 498
Transmitted to the House 499
Signed by the President and transmitted to the Governor 729

S.B. 124 -- ADOPTION ACT AMENDMENTS *(L. Hillyard)*
Read for the first time and referred to the Rules Committee 128
Assigned to standing committee 161
Committee report adopted and placed on calendar 211
Amendments 211
Read the second time 266
Read the third time 278
Transmitted to the House 278
Signed by the President and transmitted to the Governor 405

S.B. 125 -- UNIFORM ELECTRONIC TRANSACTIONS ACT *(L. Hillyard)*
Read for the first time and referred to the Rules Committee 129
Assigned to standing committee 161
Committee report adopted and placed on calendar 177
Read the second time 194
Read the third time 202
Transmitted to the House 203
Placedon Concurrence Calendar 328
Concurrence 344
Signed by the President and transmitted to the Governor 366

S.B. 126 -- BUSINESS LICENSE FEE AMENDMENTS *(J. Valentine)*
Read for the first time and referred to the Rules Committee 129
Assigned to standing committee 161
Committee report adopted and placed on calendar 200
Read the second time 222
Read the third time 236
Transmitted to the House 236
Placed on Concurrence Calendar 765
Returned to the House 782
Concurrence 782
Signed by the President and transmitted to the Governor 832

S.B. 127 -- COUNTY RECORDER AMENDMENTS *(R. Evans)*
Read for the first time and referred to the Rules Committee 129
Assigned to standing committee 161
Read the second time and placed on Consent Calendar 200
Read the third time 261
Transmitted to the House 261
Placed on Concurrence Calendar 765
Concurrence 782
Returned to the House 783
Signed by the President and transmitted to the Governor 832

S.B. 128 -- FLUORIDE OPTION FOR SECOND CLASS COUNTIES *(R. Montgomery)*
Read for the first time and referred to the Rules Committee 129
Enacting Clause Stricken 946

S.B. 129 -- Y2K REVISORS - TECHNICAL CHANGES *(L. Poulton)*
Read for the first time and referred to the Rules Committee 147
Committee report adopted and placed on calendar 162
Read the second time 182
Read the third time 192
Transmitted to the House 192
Signed by the President and transmitted to the Governor 313

S.B. 130 -- FUEL TAX REFUNDS FOR LOSS OR DESTRUCTION *(J. Valentine)*
Read for the first time and referred to the Rules Committee 147
Assigned to standing committee 161
Amendments 230, 280
Committee report adopted and placed on calendar 231
Read the second time 267
Read the third time 280
Transmitted to the House 280
Signed by the President and transmitted to the Governor 504

S.B. 131 -- APPROPRIATION FOR ASSISTIVE TECHNOLOGY *(R. Montgomery)*
Read for the first time and referred to the Rules Committee 147
Assigned to standing committee 228
Committee report adopted and placed on calendar 275, 726
Read the second time 325
Read the third time 346
Transmitted to the House 346
Placed on Concurrence Calendar 726
Concurrence 735
Returned to the House 736
Signed by the President and transmitted to the Governor 779

S.B. 132 -- MASSAGE PRACTICE ACT AMENDMENTS *(R. Evans)*
Read for the first time and referred to the Rules Committee 147
Assigned to standing committee 313
Substituted 451
Committee report adopted and placed on calendar 453
Amendments 487, 496
Read the second time 487
Circled 487
Uncircled 496
Read the third time 512
Transmitted to the House 513
Placed on calendar 888
Concurrence 888
Returned to the House 888

S.B. 133 -- EDUCATION TECHNOLOGY INITIATIVE AMENDMENTS *(H. Stephenson)*
Read for the first time and referred to the Rules Committee 148
Assigned to standing committee 174
Committee report adopted and placed on calendar 200
Read the second time 221
Read the third time 235
Transmitted to the House 235
Signed by the President and transmitted to the Governor 405

S.B. 134 -- PUBLIC SAFETY RETIREES - COST OF LIVING ALLOWANCE *(M. Dmitrich)*
Read for the first time and referred to the Rules Committee 162
Assigned to standing committee 228
Returned to the Secretary of the Senate 733
Returned to the Rules Committee and Tabled 774
Enacting Clause Stricken 946

S.B. 135 -- PROFESSIONAL BOXING LICENSURE AND REGULATION *(P. Suazo)*
Read for the first time and referred to the Rules Committee 163
Assigned to standing committee 174
Committee report adopted and placed on calendar 200
Read the second time 220
Read the third time 235
Transmitted to the House 235
Signed by the President and transmitted to the Governor 421

S.B. 136 -- APPROPRIATION FOR UTAH STATE FAIRPARK *(P. Suazo)*
Read for the first time and referred to the Rules Committee 163
Assigned to standing committee 228
Committee report adopted and placed on calendar 295, 726
Read the second time 333
Read the third time 351
Transmitted to the House 351
Placed on Concurrence Calendar 726
Returned to the House 736
Concurrence 736
Signed by the President and transmitted to the Governor 779

S.B. 137 -- SALVAGE VEHICLE BUYERS *(J. Valentine)*
Read for the first time and referred to the Rules Committee 177
Assigned to standing committee 187
Committee report adopted and placed on calendar 296
Amendments 296, 456
Read the second time 359
Read the third time 372
Circled 372
Uncircled 456
Transmitted to the House 456
Placed on calendar 857
Concurrence 857
Returned to the House 858
Signed by the President and transmitted to the Governor 868

S.B. 138 -- SUNSET DATE FOR HEALTH POLICY COMMISSION *(H. Nielson)*
Read for the first time and referred to the Rules Committee 178
Assigned to standing committee 186
Committee report adopted and placed on calendar 231
Read the second time 267
Read the third time 279
Transmitted to the House 280
Signed by the President and transmitted to the Governor 421

S.B. 139 -- PROPERTY TAX - FARMLAND ASSESSMENT ACT AMENDMENTS *(P. Suazo)*
Read for the first time and referred to the Rules Committee 189
Assigned to standing committee 272
Substituted 394
Committee report adopted and placed on calendar 395
Read the second time 456
Read the third time 466
Transmitted to the House 467
Signed by the President and transmitted to the Governor 779

S.B. 140 -- TOBACCO PREVENTION AND TREATMENT ENDOWMENT *(D. Allen)*
Read for the first time and referred to the Rules Committee 189
Assigned to standing committee 208
Amendments 273
Committee report adopted and placed on calendar 275
Read the second time 326
Circled 326
Uncircled 664
Enacting Clause Stricken 664

S.B. 141 -- PROVIDING TOBACCO TO MINORS *(D. Allen)*
Read for the first time and referred to the Rules Committee 189
Assigned to standing committee 208
Committee report adopted and placed on calendar 275
Amendments 327, 346
Read the second time 327
Read the third time 346
Transmitted to the House 347
Signed by the President and transmitted to the Governor 504

S.B. 142 -- CREATION OF LOCAL DISTRICTS AND SPECIAL DISTRICTS *(R. Evans)*
Read for the first time and referred to the Rules Committee 189
Assigned to standing committee 208
Amendments 274
Committee report adopted and placed on calendar 275
Read the second time 332
Read the third time 375
Circled 332, 375
Uncircled 364, 397
Transmitted to the House 398
Signed by the President and transmitted to the Governor 571

S.B. 143 -- CERTIFIED SHORTHAND REPORTERS LICENSING ACT AMENDMENTS *(T. Spencer)*
Read for the first time and referred to the Rules Committee 201
Assigned to standing committee 228
Returned to the Rules Committee 439
Enacting Clause Stricken 946

S.B. 144 -- TAX INCREMENT AMENDMENTS *(L. Mansell)*
Read for the first time and referred to the Rules Committee 201
Assigned to standing committee 272
Committee report adopted and placed on calendar 316
Read the second time 362
Read the third time 374
Transmitted to the House 374
Placed on Concurrence Calendar 521
Returned to the House 532
Concurrence 532
Signed by the President and transmitted to the Governor 571

S.B. 145 -- NOTARY PUBLIC REQUIREMENTS *(J. Valentine)*
Read for the first time and referred to the Rules Committee 201
Assigned to standing committee 228
Substituted 462
Committee report adopted and placed on calendar 463
Amendments 517, 637
Read the second time 517
Circled 517
Uncircled 625
Read the third time 637
Transmitted to the House 637
Signed by the President and transmitted to the Governor 891

S.B. 146 -- SCHOOL FEE WAIVERS AMENDMENTS *(D. Steele)*
Read for the first time and referred to the Rules Committee 212
Assigned to standing committee 271
Committee report adopted and placed on calendar 369
Read the second time 454
Read the third time 465
Transmitted to the House 465
Placed on calendar 751
Concurrence 781
Returned to the House 782
Signed by the President and transmitted to the Governor 832

S.B. 147 -- ONLINE COURT ASSISTANCE *(M. Waddoups)*
Read for the first time and referred to the Rules Committee 212
Assigned to standing committee 272
Committee report adopted and placed on calendar 340
Read the second time 389
Read the third time 401
Transmitted to the House 401
Signed by the President and transmitted to the Governor 897

S.B. 148 -- APPROPRIATION FOR YOUTH LEADERSHIP SUMMIT *(B. Evans)*
Read for the first time and referred to the Rules Committee 212
Assigned to standing committee 271
Committee report adopted and placed on calendar 295
Read the second time 334
Read the third time 351
Transmitted to the House 352
Enacting Clause Stricken 944

S.B. 149 -- JUVENILE ADJUDICATION *(P. Suazo)*
Read for the first time and referred to the Rules Committee 212
Assigned to standing committee 272
Committee report adopted and placed on calendar 463
Read the second time 517
Read the third time 536
Transmitted to the House 536
Signed by the President and transmitted to the Governor 792

S.B. 150 -- APPROPRIATION FOR AIRPORT AUTHORITY *(L. Hillyard)*
Read for the first time and referred to the Rules Committee 213
Assigned to standing committee 272
Committee report adopted and placed on calendar 316, 726
Read the second time 363
Read the third time 374
Transmitted to the House 375
Placed on Concurrence Calendar 726
Concurrence 736
Returned to the House 737
Signed by the President and transmitted to the Governor 779

S.B. 151 -- JUSTICE COURT ACCOUNTABILITY *(L. Hillyard)*
Read for the first time and referred to the Rules Committee 213
Assigned to standing committee 272
Committee report adopted and placed on calendar 316
Read the second time 361
Read the third time 373
Transmitted to the House 373
Signed by the President and transmitted to the Governor 832

S.B. 152 -- COSMETOLOGIST/ BARBERS LICENSURE EXEMPTIONS *(B. Evans)*
Read for the first time and referred to the Rules Committee 213
Assigned to standing committee 367
Amendments 485
Committee report adopted and placed on calendar 486
Read the second time 519
Read the third time 545
Transmitted to the House 545
Signed by the President and transmitted to the Governor 779

S.B. 153 -- CRIMINAL PENALTY AMENDMENTS *(T. Spencer)*
Read for the first time and referred to the Rules Committee 213
Assigned to standing committee 272
Returned to the Secretary of the Senate 735
Returned to the Rules Committee and Tabled 749
Enacting Clause Stricken 946

S.B. 154 -- APPROPRIATION FOR SOLDIER HOLLOW DAY LODGE AND HEBER VALLEY RAILROAD *(B. Evans)*
Read for the first time and referred to the Rules Committee 213
Assigned to standing committee 271
Committee report adopted and placed on calendar 340
Read the second time 376
Circled 376
Returned to Rules 664
Enacting Clause Stricken 946

S.B. 155 -- UNLAWFUL USE OF LASER POINTER *(D. Allen)*
Signed by the President and transmitted to the Governor 884
Read for the first time and referred to the Rules Committee 214
Assigned to standing committee 271
Amendments 338, 384, 411
Committee report adopted and placed on calendar 340
Read the second time 376
Circled 376, 399
Uncircled 384, 411
Read the third time 399
Transmitted to the House 412

S.B. 156 -- PROPERTY TAX - GOVERNING BODY APPROVAL *(L. Poulton)*
Read for the first time and referred to the Rules Committee 214
Assigned to standing committee 272
Substituted 574
Amendments 664
Committee report adopted and placed on calendar 575
Amendments 616, 664
Read the second time 616, 646
Placed on Calendar 625, 771
Substituted 646
Failed 616, 755
Before the Senate 772
Circled 646
Uncircled 664
Read the third time 698, 755
Circled 698
Uncircled 755
Amendments 772
Transmitted to the House 772
Reconsideration 771
Enacting Clause Stricken 944

S.B. 157 -- NURSE PRACTICE ACT AMENDMENTS *(P. Julander)*
Read for the first time and referred to the Rules Committee 214
Assigned to standing committee 271
Amendments 338
Committee report adopted and placed on calendar 340
Read the second time 379
Read the third time 398
Transmitted to the House 399
Signed by the President and returned to the House 856

S.B. 158 -- FLUORINE ADDED TO WATER - EXPANSION TO SECOND CLASS COUNTIES *(D. Allen)*
Read for the first time and referred to the Rules Committee 215
Assigned to standing committee 290
Amendments 435, 475
Committee report adopted and placed on calendar 438
Read the second time 471
Circled 471
Uncircled 475
Read the third time 492
Transmitted to the House 493
Placed on calendar 811
Returned to the House 812
Concurrence 812
Signed by the President and transmitted to the Governor 832

S.B. 159 -- PRIVATE COLLECTION OF DELINQUENT TAXES *(H. Stephenson)*
Read for the first time and referred to the Rules Committee 224
Assigned to standing committee 272
Committee report adopted and placed on calendar 316
Read the second time 363
Read the third time 375
Transmitted to the House 375
Signed by the President and transmitted to the Governor 897

S.B. 160 -- UNINSURED EMPLOYERS' FUND AMENDMENTS *(E. Mayne)*
Read for the first time and referred to the Rules Committee 224
Assigned to standing committee 271
Committee report adopted and placed on calendar 340
Read the second time 376
Read the third time 397
Transmitted to the House 397
Signed by the President and transmitted to the Governor 891

S.B. 161 -- RESTRICTIONS ON WEAPONS - ELEMENTARY AND SECONDARY SCHOOLS *(L. Beattie)*
Read for the first time and referred to the Rules Committee 262
Substituted 293
Committee report adopted 293
Assigned to standing committee 433
Committee report adopted and placed on calendar 558
Amendments 556
Read the second time 585
Circled 585
Returned to the Rules Committee 614
Enacting Clause Stricken 946

S.B. 162 -- RESTRICTIONS ON WEAPONS - HOUSES OF WORSHIP *(L. Beattie)*
Read for the first time and referred to the Rules Committee 244
Substituted 293
Committee report adopted 293
Assigned to standing committee 433
Amendments 556
Committee report adopted and placed on calendar 558
Read the second time 585
Circled 585
Returned to the Rules Committee 614
Enacting Clause Stricken 946

S.B. 163 -- SALE OF MOTOR VEHICLE *(P. Julander)*
Read for the first time and referred to the Rules Committee 224
Assigned to standing committee 271
Committee report adopted and placed on calendar 340
Read the second time 377
Before the Senate 378
Read the third time 398
Transmitted to the House 398
Placed on calendar 865
Concurrence 865
Returned to the House 866
Signed by the President and transmitted to the Governor 891

S.B. 164 -- MEDICAL EXCLUSIONS IN INDIVIDUAL HEALTH INSURANCE POLICIES *(H. Nielson)*
Read for the first time and referred to the Rules Committee 225
Assigned to standing committee 618
Committee report adopted and placed on calendar 674
Read the second time 709
Read the third time 720
Amendments 720
Transmitted to the House 721
Signed by the President and transmitted to the Governor 868

S.B. 165 -- VICTIM REPRESENTATION AT AN EXECUTION *(D. Allen)*
Read for the first time and referred to the Rules Committee 232
Assigned to standing committee 272
Substituted 316
Committee report adopted and placed on calendar 316
Amendments 361, 916
Read the second time 361
Read the third time 373
Transmitted to the House 374
Placed on calendar 916
Concurrence 916
Returned to the House 917
Signed by the President and transmitted to the Governor 939

S.B. 166 -- GRANDPARENTS VISITATION RIGHTS *(T. Spencer)*
Read for the first time and referred to the Rules Committee 244
Assigned to standing committee 290
Amendments 435, 471
Committee report adopted and placed on calendar 438
Read the second time 471
Read the third time 492
Circled 492
Uncircled 534
Substituted 534
Transmitted to the House 535
Signed by the President and transmitted to the Governor 779

S.B. 167 -- MUNICIPAL ENERGY SALES AND USE TAX - COMPUTATION OF TAXABLE BASE *(J. Valentine)*
Read for the first time and referred to the Rules Committee 244
Assigned to standing committee 355
Committee report adopted and placed on calendar 395
Read the second time 457
Circled 457
Uncircled 457
Read the third time 468
Intent Language 468
Transmitted to the House 468
Signed by the President and transmitted to the Governor 751

S.B. 168 -- UNIFORM COMMERCIAL CODE - ARTICLE 9 - SECURED TRANSACTIONS *(L. Hillyard)*
Read for the first time and referred to the Rules Committee 244
Assigned to standing committee 406
Committee report adopted and placed on calendar 438
Read the second time 481
Read the third time 494
Transmitted to the House 495
Placed on calendar 815
Concurrence 816
Returned to the House 816
Signed by the President and transmitted to the Governor 842

S.B. 169 -- ELECTRONIC MAIL REGULATIONS *(J. Valentine)*
Read for the first time and referred to the Rules Committee 244
Enacting Clause Stricken 946

S.B. 170 -- LOCAL GOVERNMENT PEACE OFFICER EXAMINATIONS *(S. Howell)*
Read for the first time and referred to the Rules Committee 244
Assigned to standing committee 505, 570
Amendments 672
Committee report adopted and placed on calendar 674
Substituted 708
Read the second time 708
Read the third time 711
Transmitted to the House 711
Enacting Clause Stricken 944

S.B. 171 -- INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX CREDITS *(R. Montgomery)*
Read for the first time and referred to the Rules Committee 245
Assigned to standing committee 474
Committee report adopted and placed on calendar 530
Read the second time 567
Circled 567
Uncircled 582
Read the third time 597
Enacting Clause Stricken 949

S.B. 172 -- SALES AND USE TAX MODIFICATIONS *(L. Hillyard)*
Read for the first time and referred to the Rules Committee 245
Assigned to standing committee 521
Substituted 604
Circled 622
Amendments 605
Committee report adopted and placed on calendar 611
Read the second time 622
Circled 622
Uncircled 626
Read the third time 639
Returned to the House 640, 784
Placed on calendar 773
Concurrence 784
Signed by the President and transmitted to the Governor 832

S.B. 173 -- SPECIAL DISTRICT AND LOCAL DISTRICT GOVERNING BODY ISSUES *(R. Evans)*
Read for the first time and referred to the Rules Committee 245
Assigned to standing committee 460
Committee report adopted and placed on calendar 486
Read the second time 522
Circled 522
Uncircled 524
Read the third time 542
Transmitted to the House 543
Placed on calendar 823
Concurrence 824
Returned to the House 824
Signed by the President and transmitted to the Governor 842

S.B. 174 -- USE OF DRIVER LICENSE INFORMATION *(K. Hale)*
Read for the first time and referred to the Rules Committee 245
Assigned to standing committee 459
Committee report adopted and placed on calendar 530
Amendments 567
Read the second time 567
Read the third time 591
Transmitted to the House 592
Signed by the President and transmitted to the Governor 779

S.B. 175 -- MENTAL HEALTH AND CORRECTIONS LAW AMENDMENTS *(R. Montgomery)*
Read for the first time and referred to the Rules Committee 245
Assigned to standing committee 459
Amendments 529, 576
Committee report adopted and placed on calendar 531
Read the second time 576
Read the third time 595
Transmitted to the House 596
Signed by the President and transmitted to the Governor 939

S.B. 176 -- HIGHWAY IMPROVEMENT FUNDING *(L. Beattie)*
Read for the first time and referred to the Rules Committee 245
Assigned to standing committee 460
Committee report adopted and placed on calendar 512
Read the second time 554
Read the third time 565
Circled 565
Uncircled 581
Transmitted to the House 582
House rejected 884
Enacting Clause Stricken 949

S.B. 177 -- MUNICIPAL INCORPORATION AMENDMENTS *(R. Evans)*
Read for the first time and referred to the Rules Committee 246
Assigned to standing committee 434
Committee report adopted and placed on calendar 486
Read the second time 546
Read the third time 560
Transmitted to the House 561
Signed by the President and transmitted to the Governor 779

S.B. 178 -- INCOME TAX AMENDMENTS *(H. Nielson)*
Read for the first time and referred to the Rules Committee 246
Assigned to standing committee 474
Amendments 671
Committee report adopted and placed on calendar 674
Read the second time 708
Read the third time 720
Transmitted to the House 720
Enacting Clause Stricken 944

S.B. 179 -- USE OF COUNTY NAME RESTRICTED *(D. Steele)*
Read for the first time and referred to the Rules Committee 246
Assigned to standing committee 329
Committee report adopted and placed on calendar 395
Amendments 477
Read the second time 458
Read the third time 468
Circled 468
Uncircled 477
Transmitted to the House 478
Placed on calendar 811
Concurrence 812
Returned to the House 812
Signed by the President and transmitted to the Governor 832

S.B. 180 -- TAX PENALTIES *(J. Valentine)*
Read for the first time and referred to the Rules Committee 246
Enacting Clause Stricken 946

S.B. 181 -- INCOME TAXES - APPLICATION TO THE UINTAH AND OURAY RESERVATION *(B. Evans)*
Read for the first time and referred to the Rules Committee 246
Assigned to standing committee 474
Committee report adopted and placed on calendar 531
Read the second time 580
Read the third time 596
Transmitted to the House 597
Signed by the President and transmitted to the Governor 779

S.B. 182 -- UTAH LISTED WASTE AMENDMENTS *(R. Allen)*
Read for the first time and referred to the Rules Committee 246
Enacting Clause Stricken 473

S.B. 183 -- UTAH CORRECTIONAL INDUSTRIES BUSINESS PARK *(L. Blackham)*
Read for the first time and referred to the Rules Committee 246
Assigned to standing committee 406
Committee report adopted and placed on calendar 631
Substituted 630
Read the second time 647
Amendments 647
Read the third time 655
Transmitted to the House 655
Placed on calendar 858
Refuse to Concur 858
Returned to the House 858
Conference Committee assigned 889
Enacting Clause Stricken 944

S.B. 184 -- REQUIREMENTS FOR RENTALS *(M. Waddoups)*
Read for the first time and referred to the Rules Committee 247
Enacting Clause Stricken 946

S.B. 185 -- OFFICE OF GUARDIAN AD LITEM AMENDMENTS *(D. Steele)*
Read for the first time and referred to the Rules Committee 247
Enacting Clause Stricken 946

S.B. 186 -- REDEVELOPMENT AGENCY TAX INCREMENT CHANGES *(H. Stephenson)*
Read for the first time and referred to the Rules Committee 247
Assigned to standing committee 474
Substituted 575
Committee report adopted and placed on calendar 575
Read the second time 622
Read the third time 634
Circled 634, 906
Uncircled 643, 915
Amendments 643
Transmitted to the House 645
Amendments 905
Returned to the House 916
Signed by the President and transmitted to the Governor 939

S.B. 187 -- CHILD SUPPORT GUIDELINES *(L. Hillyard)*
Read for the first time and referred to the Rules Committee 247
Assigned to standing committee 505
Committee report adopted and placed on calendar 692
Amendments 716
Read the second and third time 716
Transmitted to the House 717
Signed by the President and transmitted to the Governor 873

S.B. 188 -- PROTECTION FOR CHILDREN AND ELDERLY *(P. Suazo)*
Read for the first time and referred to the Rules Committee 247
Assigned to standing committee 474
Amendments 530, 578
Committee report adopted and placed on calendar 531
Read the second time 578
Read the third time 596
Transmitted to the House 596
Placed on calendar 817
Concurrence 817
Returned to the House 818
Signed by the President and transmitted to the Governor 842

S.B. 189 -- MOTOR VEHICLE INSURANCE POLICY COVERAGE *(M. Waddoups)*
Read for the first time and referred to the Rules Committee 247
Assigned to standing committee 368
Substituted 437
Committee report adopted and placed on calendar 438
Amendments 437
Read the second time 482
Read the third time 496
Transmitted to the House 496
Placed on calendar 842
Concurrence 843
Returned to the House 843
Signed by the President and transmitted to the Governor 868

S.B. 190 -- INSURANCE LAW AMENDMENTS *(L. Poulton)*
Read for the first time and referred to the Rules Committee 247
Assigned to standing committee 367
Amendments 452, 500
Committee report adopted and placed on calendar 453
Read the second time 499
Circled 499
Uncircled 499
Read the third time 515
Transmitted to the House 515
Signed by the President and transmitted to the Governor 779

S.B. 191 -- MEDICAID FRAUD OVERSIGHT *(D. Allen)*
Read for the first time and referred to the Rules Committee 248
Assigned to standing committee 474
Committee report adopted and placed on calendar 530
Read the second time 570
Read the third time 595
Transmitted to the House 595

S.B. 192 -- AMENDMENTS FOR WEAPONS *(B. Evans)*
Read for the first time and referred to the Rules Committee 248
Enacting Clause Stricken 946

S.B. 193 -- RESIDENTIAL LIEN RECOVERY FUND *(S. Howell)*
Read for the first time and referred to the Rules Committee 248
Assigned to standing committee 667
Returned to the Secretary of the Senate 735
Returned to the Rules Committee and Tabled 749
Enacting Clause Stricken 947

S.B. 194 -- WINERY AMENDMENTS *(L. Blackham)*
Read for the first time and referred to the Rules Committee 248
Assigned to standing committee 368
Returned to the Secretary of the Senate 735
Returned to the Rules Committee and Tabled 750
Enacting Clause Stricken 947

S.B. 195 -- VOLUNTEER IMMUNITY ACT *(L. Poulton)*
Read for the first time and referred to the Rules Committee 248
Assigned to standing committee 355, 442
Returned to the Secretary of the Senate 732
Enacting Clause Stricken 947

S.B. 196 -- BURGLAR ALARM LICENSURE REVISIONS *(L. Mansell)*
Read for the first time and referred to the Rules Committee 248
Assigned to standing committee 504
Amendments 528, 567
Committee report adopted and placed on calendar 530
Read the second time 567
Read the third time 592
Transmitted to the House 592
Signed by the President and transmitted to the Governor 803

S.B. 197 -- CORPORATE FRANCHISE AND INCOME TAXES - MINIMUM TAX *(R. Allen)*
Read for the first time and referred to the Rules Committee 248
Assigned to standing committee 383
Returned to the Secretary of the Senate 735
Returned to the Rules Committee and Tabled 750
Enacting Clause Stricken 947

S.B. 198 -- CORPORATE FRANCHISE AND INCOME TAXES - RATE INCREASE *(R. Allen)*
Read for the first time and referred to the Rules Committee 249
Assigned to standing committee 383
Returned to the Secretary of the Senate 735
Returned to the Rules Committee and Tabled 750
Enacting Clause Stricken 947

S.B. 199 -- PAYMENT TO DEALER FOR VEHICLE USE *(L. Mansell)*
Read for the first time and referred to the Rules Committee 249
Assigned to standing committee 329
Committee report adopted and placed on calendar 369
Read the second time 453
Read the third time 464
Transmitted to the House 465
Signed by the President and transmitted to the Governor 803

S.B. 200 -- MENTAL HEALTH COMMITMENT AMENDMENTS *(R. Montgomery)*
Read for the first time and referred to the Rules Committee 249
Assigned to standing committee 434
Amendments 511, 590
Committee report adopted and placed on calendar 512
Read the second time 565
Read the third time 590
Transmitted to the House 591
Enacting Clause Stricken 944

S.B. 201 -- PROPERTY TAXATION OF MOVIEMAKING EQUIPMENT *(M. Dmitrich)*
Read for the first time and referred to the Rules Committee 249
Enacting Clause Stricken 947

S.B. 202 -- PROPERTY TAX APPORTIONMENT OF ASSESSMENTS OF CERTAIN AIRLINE PROPERTY *(J. Valentine)*
Read for the first time and referred to the Rules Committee 249
Enacting Clause Stricken 947

S.B. 203 -- SALES AND USE TAX AND INCOME TAX REVISIONS *(M. Peterson)*
Read for the first time and referred to the Rules Committee 249
Assigned to standing committee 544
Returned to the Secretary of the Senate 735
Returned to the Rules Committee and Tabled 750
Enacting Clause Stricken 947

S.B. 204 -- STUDY OF HEALTH INSURANCE INDUSTRY *(P. Knudson)*
Read for the first time and referred to the Rules Committee 249
Assigned to standing committee 355
Substituted 410
Committee report adopted and placed on calendar 410
Amendments 410
Read the second time 470
Read the third time 490
Transmitted to the House 491
Enacting Clause Stricken 944

S.B. 205 -- COHABITANT ABUSE ACT AMENDMENTS *(T. Spencer)*
Read for the first time and referred to the Rules Committee 250
Enacting Clause Stricken 947

S.B. 206 -- STATE AND LOCAL AMENDMENTS *(R. Montgomery)*
Read for the first time and referred to the Rules Committee 407
Assigned to standing committee 407
Committee report adopted and placed on calendar 486
Amendments 486
Read the second time 547
Read the third time 561
Transmitted to the House 561
Signed by the President and transmitted to the Governor 779

S.B. 207 -- OFFENSES AGAINST PERSONS IN CUSTODY *(P. Julander)*
Read for the first time and referred to the Rules Committee 250
Enacting Clause Stricken 947

S.B. 208 -- FRANCHISE TAX AMENDMENTS *(J. Valentine)*
Read for the first time and referred to the Rules Committee 250
Enacting Clause Stricken 947

S.B. 209 -- SALES AND USE TAXES - NOTICE AND EFFECTIVE DATE *(J. Valentine)*
Read for the first time and referred to the Rules Committee 250
Assigned to standing committee 573
Committee report adopted and placed on calendar 674
Read the second and third time 710
Transmitted to the House 710
Signed by the President and transmitted to the Governor 873

S.B. 210 -- ADOPTION LAW AMENDMENTS *(T. Spencer)*
Read for the first time and referred to the Rules Committee 250
Enacting Clause Stricken 947

S.B. 211 -- OLYMPIC FINANCING AMENDMENTS *(L. Mansell)*
Read for the first time and referred to the Rules Committee 250
Assigned to standing committee 433
Committee report adopted and placed on calendar 512
Amendments 550
Read the second time 550
Read the third time 562
Transmitted to the House 562
Signed by the President and transmitted to the Governor 832

S.B. 212 -- EXEMPTION FROM WATERCRAFT LICENSURE *(P. Suazo)*
Read for the first time and referred to the Rules Committee 251
Enacting Clause Stricken 947

S.B. 213 -- MOTOR AND SPECIAL FUEL TAX - APPLICATION TO THE UINTAH AND OURAY RESERVATION *(B. Evans)*
Read for the first time and referred to the Rules Committee 251
Assigned to standing committee 460
Committee report adopted and placed on calendar 512
Read the second time 566
Read the third time 591
Transmitted to the House 591
Signed by the President and transmitted to the Governor 779

S.B. 214 -- SUBDIVISION RECORDING REQUIREMENTS *(R. Allen)*
Read for the first time and referred to the Rules Committee 251
Enacting Clause Stricken 473

S.B. 215 -- REAL ESTATE RECORDING LAW AMENDMENTS *(R. Allen)*
Read for the first time and referred to the Rules Committee 251
Assigned to standing committee 650
Committee report adopted and placed on calendar 682
Read the second time 716
Circled 716
Uncircled 717
Read the second and third time 717
Transmitted to the House 718
Placed on calendar 875
Concurrence 875
Returned to the House 876
Signed by the President and transmitted to the Governor 897

S.B. 216 -- PLACEMENT OF GROUP HOMES - LOCAL GOVERNMENT CONTROLS *(L. Mansell)*
Read for the first time and referred to the Rules Committee 251
Assigned to standing committee 383
Committee report adopted and placed on calendar 438
Read the second time 482
Circled 482
Enacting Clause Stricken 947

S.B. 217 -- LOCAL HEALTH DEPARTMENT FEE AUTHORITY *(D. Steele)*
Read for the first time and referred to the Rules Committee 251
Enacting Clause Stricken 947

S.B. 218 -- SALES OF CIGARETTES INTENDED FOR EXPORT *(R. Montgomery)*
Read for the first time and referred to the Rules Committee 251
Assigned to standing committee 433
Committee report adopted and placed on calendar 512
Read the second time 551
Read the third time 563
Transmitted to the House 563
Signed by the President and transmitted to the Governor 779

S.B. 219 -- DRINKING WATER TECHNICIAN CERTIFICATION *(H. Nielson)*
Read for the first time and referred to the Rules Committee 390
Assigned to standing committee 390
Returned to the Secretary of the Senate 614
Enacting Clause Stricken 947

S.B. 220 -- BAIL AND BAIL BOND SURETY RELATED AMENDMENTS *(L. Poulton)*
Assigned to standing committee 474
Committee report adopted and placed on calendar 530
Read the second time 568
Read the third time 592
Transmitted to the House 593
Placed on Concurrence Calendar 765
Uncircled 818
Concurrence 818
Returned to the House 819
Signed by the President and transmitted to the Governor 842

S.B. 221 -- SHERIFF'S CLASSIFICATION OF JAIL INMATES AND JAIL FACILITIES *(M. Waddoups)*
Read for the first time and referred to the Rules Committee 252
Assigned to standing committee 406
Amendments 690, 717
Committee report adopted and placed on calendar 692
Read the second and third time 717
Transmitted to the House 717
Signed by the President and transmitted to the Governor 832

S.B. 222 -- FINANCIAL INSTITUTIONS AMENDMENTS *(T. Spencer)*
Read for the first time and referred to the Rules Committee 252
Assigned to standing committee 406
Amendments 436
Committee report adopted and placed on calendar 438
Read the second time 481
Read the third time 495
Transmitted to the House 495
Signed by the President and transmitted to the Governor 832

S.B. 223 -- CHILD PROTECTION AMENDMENTS *(L. Poulton)*
Read for the first time and referred to the Rules Committee 252
Assigned to standing committee 368
Amendments 452, 533
Committee report adopted and placed on calendar 453
Read the second time 516
Read the third time 533
Transmitted to the House 534
Placed on calendar 915
Concurrence 915
Returned to the House 751, 915
Signed by the President and transmitted to the Governor 939

S.B. 224 -- COMMISSION OF DOMESTIC VIOLENCE IN THE PRESENCE OF A CHILD AMENDMENTS *(D. Steele)*
Read for the first time and referred to the Rules Committee 252
Enacting Clause Stricken 947

S.B. 225 -- COMMITTEE ON CRIMINAL JUSTICE FOR YOUTH AND ADULTS WITH MENTAL RETARDATION *(L. Hillyard)*
Read for the first time and referred to the Rules Committee 252
Assigned to standing committee 433
Returned to the Secretary of the Senate 621
Enacting Clause Stricken 947

S.B. 226 -- ACCOUNTANCY PRACTICE ACT *(J. Valentine)*
Read for the first time and referred to the Rules Committee 253
Assigned to standing committee 504
Committee report adopted and placed on calendar 530
Read the second time 568
Read the third time 593
Amendments 593
Transmitted to the House 595
Placed on calendar 882
Concurrence 882
Returned to the House 882

S.B. 227 -- REGULATION OF TELECOMMUNICATIONS *(B. Evans)*
Read for the first time and referred to the Rules Committee 253
Enacting Clause Stricken 947

S.B. 228 -- LOCAL TAXATION OF UTILITIES LIMITATION - COMPUTATION OF GROSS RECEIPTS *(J. Valentine)*
Read for the first time and referred to the Rules Committee 253
Assigned to standing committee 355
Committee report adopted and placed on calendar 395
Read the second time 457
Read the third time 467
Intent Language 467
Transmitted to the House 467
Signed by the President and transmitted to the Governor 751

S.B. 229 -- SAN RAFAEL LEGACY AUTHORITY *(M. Dmitrich)*
Read for the first time and referred to the Rules Committee 253
Enacting Clause Stricken 947

S.B. 230 -- REDEVELOPMENT AGENCY AMENDMENT *(J. Valentine)*
Read for the first time and referred to the Rules Committee 253
Assigned to standing committee 474
Amendments 530
Committee report adopted and placed on calendar 531
Read the second time 581
Read the third time 597
Substituted 597
Circled 597
Uncircled 641
Substituted 641
Transmitted to the House 642
Placed on calendar 888
Returned to the House 889
Concurrence 888

S.B. 231 -- ELECTRIC RESTRUCTURING *(L. Blackham)*
Read for the first time and referred to the Rules Committee 253
Enacting Clause Stricken 947

S.B. 232 -- TAX COLLECTION AMENDMENTS *(B. Evans)*
Read for the first time and referred to the Rules Committee 253
Enacting Clause Stricken 948

S.B. 233 -- AMENDMENTS TO PUBLIC UTILITY LAWS *(L. Blackham)*
Read for the first time and referred to the Rules Committee 254
Enacting Clause Stricken 948

S.B. 234 -- PENALTIES FOR OFFENSES AGAINST POLICE SERVICE ANIMALS *(P. Knudson)*
Read for the first time and referred to the Rules Committee 254
Assigned to standing committee 521
Committee report adopted and placed on calendar 575
Read the second time 615
Read the third time 632
Transmitted to the House 633
Signed by the President and transmitted to the Governor 897

S.B. 235 -- BONDING FOR STATE FAIRPARK CORPORATION *(P. Suazo)*
Read for the first time and referred to the Rules Committee 254
Assigned to standing committee 434
Committee report adopted and placed on calendar 463
Read the second time 518
Read the third time 541
Transmitted to the House 541
Signed by the President and transmitted to the Governor 729

S.B. 236 -- WEAPONS RESTRICTIONS FOR THE MENTALLY ILL *(T. Spencer)*
Read for the first time and referred to the Rules Committee 254
Enacting Clause Stricken 948

S.B. 237 -- STRUCTURING ELECTRICAL UTILITY DEREGULATION *(M. Waddoups)*
Read for the first time and referred to the Rules Committee 254
Enacting Clause Stricken 948

S.B. 238 -- PERSONNEL MANAGEMENT ACT AMENDMENTS *(T. Spencer)*
Read for the first time and referred to the Rules Committee 254
Assigned to standing committee 475
Substituted 610
Committee report adopted and placed on calendar 611
Read the second time 622
Circled 622
Uncircled 624
Read the third time 636
Transmitted to the House 637
Placed on calendar 877
Returned to the House 877
Concurrence 877
Signed by the President and transmitted to the Governor 891

S.B. 239 -- DISEASE TESTING FOR EMS PROVIDERS AND VOLUNTEERS *(M. Peterson)*
Read for the first time and referred to the Rules Committee 254
Enacting Clause Stricken 948

S.B. 240 -- DECRIMINALIZATION OF TRAFFIC OFFENSES *(L. Hillyard)*
Read for the first time and referred to the Rules Committee 255
Assigned to standing committee 474
Amendments 620, 636
Committee report adopted and placed on calendar 621
Read the second time 623
Read the third time 636
Transmitted to the House 636
Signed by the President and transmitted to the Governor 729

S.B. 241 -- CIVIL PROCESS EX PARTE CONTACT WITH PHYSICIAN *(J. Valentine)*
Read for the first time and referred to the Rules Committee 255
Assigned to standing committee 474
Returned to the Secretary of the Senate 694
Enacting Clause Stricken 948

S.B. 242 -- ANNEXATION OF UNINCORPORATED AREAS *(L. Poulton)*
Read for the first time and referred to the Rules Committee 255
Assigned to standing committee 383
Committee report adopted and placed on calendar 486
Amendments 547
Read the second time 547
Read the third time 561
Circled 561
Uncircled 564
Transmitted to the House 565
Signed by the President and transmitted to the Governor 779

S.B. 243 -- MINOR'S ACCESS TO HARMFUL MATERIAL ON THE INTERNET *(S. Howell)*
Read for the first time and referred to the Rules Committee 255
Assigned to standing committee 521
Returned to the Secretary of the Senate 733
Returned to the Rules Committee and Tabled 774
Enacting Clause Stricken 558, 948

S.B. 244 -- EXTENSION OR REPEAL OF SUNSET DATES *(M. Waddoups)*
Read for the first time and referred to the Rules Committee 255
Assigned to standing committee 367
Committee report adopted and placed on calendar 453
Read the second time 499
Read the third time 514
Transmitted to the House 514
Signed by the President and transmitted to the Governor 751

S.B. 245 -- SALES AND USE TAX DIVERSION - DEPOT CONVERSION *(R. Allen)*
Read for the first time and referred to the Rules Committee 255
Enacting Clause Stricken 473

S.B. 246 -- UTAH UNIFORM PROBATE CODE - NOTICE, PARTIES, REPRESENTATION AMENDMENTS *(L. Hillyard)*
Read for the first time and referred to the Rules Committee 255
Assigned to standing committee 475
Committee reported adopted 558
Read the second time 585
Read the third time 600
Transmitted to the House 601
Signed by the President and transmitted to the Governor 803

S.B. 247 -- DRAMSHOP LIABILITY *(S. Howell)*
Read for the first time and referred to the Rules Committee 256
Enacting Clause Stricken 948

S.B. 248 -- WILDLIFE LICENSING AMENDMENTS *(L. Blackham)*
Read for the first time and referred to the Rules Committee 256
Assigned to standing committee 504
Amendments 555
Committee report adopted and placed on calendar 558
Read the second time 583
Read the third time 598
Transmitted to the House 599
Signed by the President and transmitted to the Governor 779

S.B. 249 -- ROADS ON PUBLIC LANDS *(L. Blackham)*
Read for the first time and referred to the Rules Committee 256
Assigned to standing committee 572
Committee report adopted and placed on calendar 639
Read the second time 647
Read the third time 655
Circled 655
Uncircled 660
Substituted 660
Transmitted to the House 661
Placed on calendar 869
Returned to the House 869
Concurrence 869
Signed by the President and transmitted to the Governor 891

S.B. 250 -- ELECTRICAL DEREGULATION AND CUSTOMER CHOICE TASK FORCE AMENDMENTS *(M. Waddoups)*
Read for the first time and referred to the Rules Committee 256
Assigned to standing committee 434
Committee report adopted and placed on calendar 463
Substituted 463
Read the second time 519
Read the third time 541
Substituted 542
Circled 542
Uncircled 576
Amendments 577
Transmitted to the House 578
Signed by the President and transmitted to the Governor 729

S.B. 251 -- DRAMSHOP MODIFICATIONS *(L. Hillyard)*
Read for the first time and referred to the Rules Committee 256
Assigned to standing committee 505
Committee report adopted 558
Amendments 556
Read the second time 585
Read the third time 601
Transmitted to the House 601
Intent Language 635
Signed by the President and transmitted to the Governor 779

S.B. 252 -- FIREFIGHTER RETIREMENT AMENDMENTS *(G. Davis)*
Read for the first time and referred to the Rules Committee 256
Assigned to standing committee 433
Substituted 645
Committee report adopted and placed on calendar 645
Read the second time 648
Read the third time 656
Transmitted to the House 656
Signed by the President and transmitted to the Governor 779

S.B. 253 -- UTAH BOXING COMMISSION AMENDMENTS *(P. Suazo)*
Read for the first time and referred to the Rules Committee 256
Assigned to standing committee 459
Substituted 668
Committee report adopted and placed on calendar 668, 674
Read the second time 710
Circled 710
Enacting Clause Stricken 948

S.B. 254 -- MATERNITY INSURANCE COVERAGE FOR ADOPTIVE PARENTS *(E. Mayne)*
Read for the first time and referred to the Rules Committee 257
Assigned to standing committee 459
Committee report adopted and placed on calendar 530
Read the second time 569
Read the third time 595
Circled 595
Uncircled 599
Amendments 600
Transmitted to the House 600
Signed by the President and transmitted to the Governor 779

S.B. 255 -- JUVENILE CURFEW AUTHORITY *(E. Mayne)*
Read for the first time and referred to the Rules Committee 257
Enacting Clause Stricken 948

S.B. 256 -- OPTIONAL COUNTY AFFORDABLE HOUSING FUNDS ACT *(K. Hale)*
Read for the first time and referred to the Rules Committee 257
Enacting Clause Stricken 948

S.B. 257 -- DEBT COLLECTION AMENDMENTS *(B. Evans)*
Read for the first time and referred to the Rules Committee 257
Enacting Clause Stricken 948

S.B. 258 -- HEALTH CARE AMENDMENTS *(P. Julander)*
Read for the first time and referred to the Rules Committee 257
Enacting Clause Stricken 948

S.B. 259 -- EMERGENCY MEDICAL FUND ADJUSTMENT FOR CERTAIN COUNTIES *(L. Mansell)*
Read for the first time and referred to the Rules Committee 257
Assigned to standing committee 505
Amendments 574
Committee report adopted and placed on calendar 575
Read the second time 615
Read the third time 633
Before the Senate 633
Transmitted to the House 634
Intent Language 634
Signed by the President and transmitted to the Governor 751

S.B. 260 -- TRANSPORTATION CORRIDOR FUNDING *(R. Allen)*
Read for the first time and referred to the Rules Committee 257
Enacting Clause Stricken 473

S.B. 261 -- PROVIDING GENERAL GOVERNMENTS AMENDMENTS *(G. Davis)*
Read for the first time and referred to the Rules Committee 258
Enacting Clause Stricken 948

S.B. 262 -- AMENDMENTS TO GENERAL GOVERNMENT *(G. Davis)*
Read for the first time and referred to the Rules Committee 258
Enacting Clause Stricken 948

S.B. 263 -- INMATE ACCESS TO PUBLICATIONS *(R. Evans)*
Read for the first time and referred to the Rules Committee 643
Committee report adopted and placed on calendar 692
Placed on calendar 707
Read the second time 707
Read the third time 715
Transmitted to the House 716
Signed by the President and transmitted to the Governor 779

S.B. 264 -- MEDICAID FRAUD UNIT *(H. Nielson)*
Read for the first time and referred to the Rules Committee 258
Assigned to standing committee 459
Committee report adopted and placed on calendar 486
Read the second time 520
Before the Senate 522
Read the third time 545
Transmitted to the House 546
Enacting Clause Stricken 944

S.B. 265 -- RESIDENTIAL LIEN RECOVERY FUND AMENDMENTS *(L. Beattie)*
Read for the first time and referred to the Rules Committee 258
Enacting Clause Stricken 948

S.B. 266 -- ARCHITECTS LICENSING ACT AMENDMENTS *(J. Valentine)*
Read for the first time and referred to the Rules Committee 258
Enacting Clause Stricken 948

S.B. 267 -- REPEAL OF HOSPITAL PROVIDERS ASSESSMENT *(H. Nielson)*
Read for the first time and referred to the Rules Committee 258
Enacting Clause Stricken 948

S.B. 268 -- SAFE DRINKING WATER ACT AMENDMENTS *(P. Hellewell)*
Read for the first time and referred to the Rules Committee 259
Enacting Clause Stricken 948

S.B. 269 -- UNEMPLOYMENT INSURANCE *(E. Mayne)*
Read for the first time and referred to the Rules Committee 259
Enacting Clause Stricken 948

S.B. 270 -- SEX OFFENDER REGISTRY *(M. Waddoups)*
Read for the first time and referred to the Rules Committee 464
Assigned to standing committee 474
Committee report adopted and placed on calendar 530
Read the second time 569
Read the third time 595
Circled 595
Uncircled 632
Transmitted to the House 632
Signed by the President and transmitted to the Governor 884

S.B. 271 -- PUBLIC SAFETY NONCONTRIBUTORY RETIREMENT AMENDMENTS *(S. Howell)*
Read for the first time and referred to the Rules Committee 512
Assigned to standing committee 521
Substituted 645
Amendments 645
Committee report adopted and placed on calendar 645
Read the second time 649
Read the third time 657
Transmitted to the House 657
Enacting Clause Stricken 944

S.B. 272 -- SALES AND USE TAXATION OF ADMISSIONS OR USER FEES - OLYMPIC WINTER GAMES OF 2002 *(J. Valentine)*
Read for the first time and referred to the Rules Committee 617
Assigned to standing committee 618
Amendments 671, 714
Committee report adopted and placed on calendar 674
Read the second and third time 713
Intent Language 714
Transmitted to the House 714
Signed by the President and transmitted to the Governor 832

S.B. 273 -- HIGHWAY BONDING *(D. Steele)*
Read for the first time and referred to the Rules Committee 858
Placed on Calendar 894
Substituted 894
Read the second and third time 894
Transmitted to the House 895
Signed by the President and transmitted to the Governor 939

S.C.R. 1 -- RESOLUTION PETITIONING UNITED STATES GOVERNMENT TO RELEASE CERTAIN SATELLITE DATA *(D. Steele)*
Read for the first time and referred to the Rules Committee 100
Placed on calendar 107
Read the second time 124
Read the third time 130
Transmitted to the House 131
Signed by the President and transmitted to the Governor 206
Transmitted to the Lt. Governor 728

S.C.R. 2 -- STUDENTS IN LARGE HIGH SCHOOLS RESOLUTION *(M. Peterson)*
Read for the first time and referred to the Rules Committee 122
Enacting Clause Stricken 948

S.C.R. 3 -- RESOLUTION ON USE OF DEVEREAUX MANSION *(P. Julander)*
Read for the first time and referred to the Rules Committee 259
Assigned to standing committee 290
Committee report adopted and placed on calendar 357
Read the second time 389
Read the third time 401
Transmitted to the House 402
Signed by the President and transmitted to the Governor 832

S.J.R. 1 -- JOINT RULES RESOLUTION - APPROPRIATIONS PROCESS *(L. Blackham)*
Read for the first time and referred to the Rules Committee 100
Rules Committee report 329
Assigned to standing committee 411
Committee report adopted and placed on calendar 411
Amendments 411
Read the second time 470
Circled 470
Uncircled 472
Read the third time 492
Transmitted to the House 492
Enacting Clause Stricken 945

S.J.R. 2 -- JOINT RULES - ETHICS PROCEDURE AMENDMENTS *(L. Poulton)*
Read for the first time and referred to the Rules Committee 101
Placed on calendar 107
Read the second time 131
Read the third time 148
Circled 148
Uncircled 164
Transmitted to the House 164
Placed on Concurrence Calendar 328
Refuse to Concur 344
Refuse to Recede 367
Amendments 422
Joint Conference Committee Report 422
Signed by the President and transmitted to the Governor 450

S.J.R. 3 -- RESOLUTION ON RENT MORATORIUM DURING OLYMPICS *(R. Allen)*
Read for the first time and referred to the Rules Committee 101
Enacting Clause Stricken 948

S.J.R. 4 -- RESOLUTION ON COMPENSATION OF IN-SESSION EMPLOYEES *(R. Montgomery)*
Read for the first time and referred to the Rules Committee 101
Placed on calendar 161
Substituted 180
Read the second time 180
Read the third time 190
Transmitted to the House 191
Signed by the President and transmitted to the Governor 313

S.J.R. 5 -- RESOLUTION AMENDING NUMBER OF SENATORS *(H. Nielson)*
Read for the first time and referred to the Rules Committee 101
Enacting Clause Stricken 949

S.J.R. 6 -- JOINT RULES REVISIONS RESOLUTION *(L. Poulton)*
Read for the first time and referred to the Rules Committee 102
Committee report adopted and assigned to committee 119
Read the second time 132
Circled 132, 455, 632
Uncircled 455, 456, 614, 656
Substituted 455
Read the third time 632
Transmitted to the House 657
Signed by the President and transmitted to the Governor 779
Circled 456

S.J.R. 7 -- RESOLUTION ON TIME OF GENERAL SESSIONS *(P. Suazo)*
Read for the first time and referred to the Rules Committee 122
Enacting Clause Stricken 949

S.J.R. 8 -- RESOLUTION AMENDING LOCAL GOVERNMENT PROVISIONS *(H. Nielson)*
Read for the first time and referred to the Rules Committee 259
Committee report adopted and placed on calendar 828
Read the second time 843
Circled 843
Substituted 845
Read the second and third time 846
Transmitted to the House 847
Signed by the President and transmitted to the Governor 939

S.J.R. 9 -- RESOLUTION ON FUNDING THE ARTS IN PUBLIC SCHOOLS *(K. Hale)*
Read for the first time and referred to the Rules Committee 259
Assigned to standing committee 433
Substituted 505
Committee report adopted and placed on calendar 512
Read the second time 551
Read the third time 563
Transmitted to the House 564
Placed on calendar 881
Concurrence 881
Returned to the House 882
Signed by the President and transmitted to the Governor 897

S.J.R. 10 -- RESOLUTION ENCOURAGING REVIEW OF INDIAN SITES PRIOR TO CONSTRUCTION OF BEAR RIVER DEVELOPMENT PROJECTS *(P. Suazo)*
Read for the first time and referred to the Rules Committee 260
Enacting Clause Stricken 949

S.J.R. 11 -- RESOLUTION ADDRESSING OLYMPIC FINANCING *(L. Mansell)*
Read for the first time and referred to the Rules Committee 260
Assigned to standing committee 433
Substituted 506
Committee report adopted and placed on calendar 512
Read the second time 550
Read the third time 562
Transmitted to the House 563
Signed by the President and transmitted to the Governor 832

S.J.R. 12 -- MASTER STUDY RESOLUTION *(L. Hillyard)*
Read for the first time and referred to the Rules Committee 260
Circled 884
Placed on calendar 884, 924
Read the second and third time 898
Transmitted to the House 899
Amendments 923
Concurrence 924
Returned to the House 924
Signed by the President and transmitted to the Governor 939

S.J.R. 13 -- RESOLUTION ON TAX REDUCTION AND SIMPLIFICATION *(J. Valentine)*
Read for the first time and referred to the Rules Committee 260
Enacting Clause Stricken 949

S.J.R. 14 -- RESOLUTION CREATING CONSTITUTIONAL TRUST FUND *(L. Poulson)*
Read for the first time and referred to the Rules Committee 531
Assigned to standing committee 544
Committee report adopted and placed on calendar 611
Read the second time 622
Circled 622, 639
Uncircled 624, 700
Read the third time 639
Substituted 700
Amendments 701
Transmitted to the House 701
Signed by the President and transmitted to the Governor 868

S.R. 1 -- SENATE RULES REVISORS RESOLUTION *(L. Poulton)*
Read for the first time and referred to the Rules Committee 102
Placed on calendar 107
Read the second time 131
Read the third time 148
Circled 148
Uncircled 165
Signed by the President and transmitted to the Governor 165

S.R. 2 -- SENATE RULES REVISIONS RESOLUTION *(L. Poulton)*
Read for the first time and referred to the Rules Committee 102
Committee report adopted and placed on calendar 119
Read the second time 132
Read the third time 148
Circled 148
Uncircled 165
Signed by the President and transmitted to the Governor 165

S.R. 3 -- RESOLUTION URGING TELEVISION NETWORKS TO AIR VIOLENT PROGRAMS ONLY LATE AT NIGHT *(S. Howell)*
Read for the first time and referred to the Rules Committee 201
Assigned to standing committee 271
Committee report adopted and placed on calendar 340
Read the second time 383
Read the third time 399
Signed by the President and transmitted to the Governor 399

S.R. 4 -- SENATE RULES RESOLUTION - COMMITTEE REVIEW OF LEGISLATION *(L. Mansell)*
Read for the first time and referred to the Rules Committee 260
Assigned to standing committee 367
Committee report adopted and placed on calendar 453
Read the second time 458
Substituted 459
Read for the first time and referred to the Rules Committee 459
Read the second time 459
Circled 459
Uncircled 580
Read the second and third time 580
Signed by the President and transmitted to the Lt. Governor 580

S.R. 5 -- SENATE RULES RESOLUTION *(A. Mansell)*
Read for the first time 839
Read the second and third time 870
Signed by the President and transmitted to the Lt. Governor 871

1100

PAGE
INDEX

HOUSE BILLS AND RESOLUTIONS

FIFTY-THIRD LEGISLATURE

GENERAL SESSION

January 17 through March 1, 2000

H.B. 1 -- SUPPLEMENTAL APPROPRIATIONS ACT *(J. Alexander)*
Read for the first time and referred to the Rules Committee 749
Read the second and third time 752
Circled 750
Uncircled 751
Signed by the President and returned to the House 752

H.B. 2 -- 2000 BOND BILL AND CAPITAL FACILITIES AUTHORIZATIONS *(G. Adair)*
Read for the first time and referred to the Rules Committee 710
Placed on the Second Reading Calendar 711
Read the second and third time 719
Signed by the President and returned to the House 720

H.B. 3 -- SUPPLEMENTAL APPROPRIATIONS II *(J. Alexander)*
Read for the first time and placed on the calendar 904
Amendments 903, 906, 914, 927, 928
Read the second and third time 906
Returned to the House 915, 928
Reconsideration 927
Signed by the President and returned to the House 938

H.B. 4 -- EXECUTIVE COMPENSATION *(K. Garn)*
Read for the first time and referred to the Rules Committee 731
Placed on calendar 794
Read the second and third time 822
Signed by the President and returned to the House 823

H.B. 6 -- FUNDING FOR CAPITAL IMPROVEMENT PROJECTS *(G. Adair)*
Read for the first time and referred to the Rules Committee 144
Assigned to standing committee 187
Committee report adopted and placed on calendar 231, 337
Read the second time 292
Read the third time 306
Signed by the President and returned to the House 306
Request for bill to be returned 335
Reconsideration 337
Tabled on Third Reading Calendar 337
Enacting Clause Stricken 940

2nd Sub. H.B. 7 -- RESTRICTION ON POLITICAL ACTIVITY OF MUNICIPAL EMPLOYEES *(N. Hansen)*
Read for the first time and referred to the Rules Committee 160
Assigned to standing committee 187
Substituted 394
Committee report adopted and placed on calendar 395
Read the second time 428
Circled 428, 430
Uncircled 429, 747
Amendments 747
Substituted 747
Read the third time 791
Signed by the President 833

Sub. H.B. 8 -- ELECTION LAW CHANGES *(L. Pace)*
Read for the first time and referred to the Rules Committee 140
Assigned to standing committee 161
Committee report adopted and placed on calendar 231
Amendments 231, 293
Read the second time 292
Read the third time 306
Signed by the President and returned to the House 307
Transmitted to the Lt. Governor 587

H.B. 9 -- AGGRESSIVE DRIVING AMENDMENTS *(D. Bush)*
Read for the first time and referred to the Rules Committee 207
Assigned to standing committee 229
Committee report adopted and placed on calendar 296
Read the second time 324
Read the third time 345
Circled 345
Uncircled 371
Signed by the President and returned to the House 371

H.B. 10 -- COUNCIL ON SEXUAL VICTIMS AND OFFENDERS - EXTENSION *(T. Beck)*
Read for the first time and referred to the Rules Committee 227
Assigned to standing committee 272
Read the second time and placed on Consent Calendar 512
Read the third time 589
Signed by the President and returned to the House 589

H.B. 14 -- SCHOOL SAFETY PLANS *(P. Arent)*
Read for the first time and referred to the Rules Committee 294
Assigned to standing committee 383
Read the second time and placed on Consent Calendar 439
Read the third time 489
Signed by the President and returned to the House 489

H.B. 15 -- APPROPRIATION FOR SOIL CONSERVATION DISTRICTS *(J. Gowans)*
Read for the first time and referred to the Rules Committee 290
Assigned to standing committee 406
Committee report adopted and placed on calendar 463
Read the second time 662
Read the third time 688
Circled 662
Uncircled 662
Amendments 688
Transmitted to the House 688
Signed by the President and returned to the House 730

H.B. 16 -- REPEAL OF SPECIAL POLICE PROVISIONS *(D. Zolman)*
Read for the first time and referred to the Rules Committee 227
Assigned to standing committee 272
Committee report adopted and placed on calendar 317
Read the second time 317
Read the third time 369
Signed by the President 370

H.B. 17 -- APPROPRIATION FOR SCHOOL FUNDING *(M. Styler)*
Read for the first time and referred to the Rules Committee 713
Enacting Clause Stricken 940

2nd Sub. H.B. 19 -- ENGLISH IMMERSION PROGRAMS IN PUBLIC SCHOOLS *(M. Styler)*
Read for the first time and referred to the Rules Committee 473
Enacting Clause Stricken 940

H.B. 20 -- SPECIAL LICENSE PLATES FOR EMERGENCY MEDICAL TECHNICIANS *(D. Bowman)*
Read for the first time and referred to the Rules Committee 186
Assigned to standing committee 273
Committee report adopted and placed on calendar 340
Read the second time 416
Read the third time 442
Signed by the President and returned to the House 443

3rd Sub. H.B. 22 -- SCHOOL DISTRICT SIZE *(D. Cox)*
Read for the first time and referred to the Rules Committee 473
Assigned to standing committee 521
Substituted 573
Committee report adopted and placed on calendar 575
Read the second time 743
Substituted 743
Failed 744
Recalled 799
Reconsideration 818
Circled 818
Uncircled 845
Amendments 845
Substituted 845
Read the second and third time 845
Returned to the House 846
Signed by the President and returned to the House 866

2nd Sub. H.B. 23 -- NEW CENTURY SCHOLARSHIP AMENDMENTS *(B. King)*
Read for the first time and referred to the Rules Committee 198
Assigned to standing committee 228
Committee report adopted and placed on calendar 294
Read the second time 322
Circled 322
Uncircled 413
Amendments 414
Read the third time 441
Returned to the House 441
Signed by the President and returned to the House 461

H.B. 24 -- FINANCING OF PUBLIC EDUCATION *(K. Holdaway)*
Read for the first time and referred to the Rules Committee 160
Assigned to standing committee 355
Committee report adopted and placed on calendar 453
Read the second time 660
Circled 660
Enacting Clause Stricken 940

H.B. 25 -- APPROPRIATION FOR ENVIRONMENTAL LITERACY *(D. Iverson)*
Read for the first time and referred to the Rules Committee 290
Assigned to standing committee 314
Committee report adopted and placed on calendar 395
Read the second time 426
Tabled on Third Reading Calendar 426
Enacting Clause Stricken 940

Sub. H.B. 26 -- IMPOUNDING AMENDMENTS *(B. Goodfellow)*
Read for the first time and referred to the Rules Committee 355
Assigned to standing committee 619
Committee report adopted and
returned to the Rules Committee 682
Committee report adopted and placed on calendar 829, 860
Read the second and third time 934
Circled 934
Enacting Clause Stricken 940

H.B. 27 -- PSYCHOLOGIST LICENSING ACT *(J. Buffmire)*
Read for the first time and referred to the Rules Committee 171
Assigned to standing committee 186
Committee report adopted and placed on calendar 231
Read the second time 288
Read the third time 304
Signed by the President and returned to the House 305
Transmitted to the Lt. Governor 587

H.B. 28 -- PENALTIES FOR CRIME VICTIMS' REPARATIONS FRAUDULENT CLAIMS *(N. Hendrickson)*
Read for the first time and referred to the Rules Committee 160
Assigned to standing committee 175
Committee report adopted and placed on calendar 316
Read the second time 412
Read the third time 440
Returned to the House 440
Signed by the President 440

H.B. 29 -- AMENDMENTS TO PUBLIC ASSISTANCE *(L. Frandsen)*
Read for the first time and referred to the Rules Committee 171
Assigned to standing committee 186
Amendments 409
Committee report adopted and placed on calendar 410
Read the second time 625
Read the third time 640
Signed by the President and returned to the House 730

H.B. 30 -- SCHOOL BUS LIGHT REQUIREMENT *(N. Hendrickson)*
Read for the first time and referred to the Rules Committee 171
Assigned to standing committee 186
Committee report adopted and placed on calendar 369
Read the second time 425
Read the third time 446
Signed by the President and returned to the House 447

H.B. 31 -- OPERATION OF NONRESIDENT OWNED SNOWMOBILE *(D. Bowman)*
Read for the first time and referred to the Rules Committee 186
Assigned to standing committee 229
Committee report adopted and placed on calendar 296
Read the second time 325
Circled 325
Uncircled 330
Read the third time 347
Signed by the President and returned to the House 348

H.B. 32 -- OLD IRONTOWN AS STATE PARK *(D. Bowman)*
Read for the first time and referred to the Rules Committee 198
Assigned to standing committee 271
Committee report adopted and placed on calendar 295
Read the second time 322
Tabled on Third Reading Calendar 323
Enacting Clause Stricken 940

H.B. 33 -- BLINDNESS PREVENTION CHECKOFF *(A. Bradshaw)*
Read for the first time and referred to the Rules Committee 174
Assigned to standing committee 228
Committee report adopted and placed on calendar 357
Read the second time 418
Failed 418
Returned to the House 418
Reconsideration 420
Read the third time 444
Signed by the President and returned to the House 445

H.B. 34 -- REILLY CIVIL STALKING AMENDMENTS *(L. Shurtliff)*
Read for the first time and referred to the Rules Committee 198
Returned to the Secretary of the Senate 735
Returned to the Rules Committee and Tabled 749
Enacting Clause Stricken 940

3rd Sub. H.B. 35 -- CATASTROPHIC MENTAL HEALTH INSURANCE COVERAGE *(J. Buffmire)*
Read for the first time and referred to the Rules Committee 668
Committee report adopted and placed on calendar 828
Substituted 843
Read the second time 843
Amendments 844
Read the third time 844
Returned to the House 844
Signed by the President and returned to the House 875

H.B. 37 -- RURAL HEALTH CARE AMENDMENTS *(B. Ferry)*
Read for the first time and referred to the Rules Committee 290
Assigned to standing committee 314
Committee report adopted and placed on calendar 453
Read the second time 661
Amendments 661
Circled 662
Uncircled 748
Read the third time 791
Intent Language 792
Returned to the House 792
Signed by the President and returned to the House 833

H.B. 40 -- TAKING WILDLIFE WHILE TRESPASSING *(M. Styler)*
Read for the first time and referred to the Rules Committee 144
Assigned to standing committee 175
Committee report adopted and placed on calendar 211
Read the second time 283
Read the third time 300
Signed by the President and returned to the House 310
Transmitted to the Lt. Governor 587

H.B. 41 -- TRESPASS ACROSS CULTIVATED LAND *(C. Buttars)*
Read for the first time and referred to the Rules Committee 171
Assigned to standing committee 186
Committee report adopted and placed on calendar 211
Read the second time 284
Read the third time 301
Signed by the President and returned to the House 301
Transmitted to the Lt. Governor 587

H.B. 42 -- BIDDING PROCESS FOR SCHOOL DISTRICT CONSTRUCTION *(G. Snow)*
Read for the first time and referred to the Rules Committee 198
Assigned to standing committee 271
Committee report adopted and placed on calendar 369
Amendments 369
Read the second time 424
Read the third time 445
Returned to the House 446
Signed by the President and returned to the House 473

H.B. 43 -- UNAUTHORIZED CHARGES ON UTILITY BILLS - CRAMMING AMENDMENTS *(S. Allen)*
Read for the first time and referred to the Rules Committee 186
Committee report adopted and placed on calendar 240
Amendments 308
Read the second time 308
Read the third time 321
Transmitted to the House 321
Signed by the President and returned to the House 354

Sub. H.B. 44 -- PROCESS FOR CLOSED PRIMARY *(L. Pace)*
Read for the first time and referred to the Rules Committee 433
Assigned to standing committee 460
Committee report adopted and placed on calendar 611
Placed on calendar 746
Read the second time 746
Circled 746
Uncircled 774
Read the third time 801
Signed by the President and returned to the House 801

2nd Sub. H.B. 45 -- TELEPHONE SOLICITATION REGULATION *(E. Olson)*
Read for the first time and referred to the Rules Committee 749
Enacting Clause Stricken 940

Sub. H.B. 46 -- DISEASE TESTING AMENDMENTS *(B. Goodfellow)*
Read for the first time and referred to the Rules Committee 290
Assigned to standing committee 368
Committee report adopted and placed on calendar 639
Committee report adopted and placed on calendar 860
Enacting Clause Stricken 940

H.B. 47 -- REPEAL OF WASTE TIRE RECYCLING INDUSTRIAL ASSISTANCE LOAN PROGRAM *(N. Hendrickson)*
Read for the first time and referred to the Rules Committee 160
Assigned to standing committee 175
Amendments 209
Committee report adopted and placed on calendar 211
Read the second time 285
Read the third time 302
Returned to the House 303
Signed by the President and transmitted to the Governor 336

H.B. 48 -- STATE WATER DEVELOPMENT COMMISSION AMENDMENTS *(E. Olsen)*
Read for the first time and referred to the Rules Committee 160
Assigned to standing committee 175
Committee report adopted and placed on calendar 211
Read the second time 284
Tabled on Third Reading Calendar 284
Read the third time 798
Circled 798
Uncircled 798
Signed by the President and returned to the House 799

Sub. H.B. 49 -- COUNTY BOUNDARY CHANGES *(B. Johnson)*
Read for the first time and referred to the Rules Committee 207
Assigned to standing committee 228
Substituted 356
Committee report adopted and placed on calendar 357
Read the second time 419
Read the third time 444
Transmitted to the House 444
Signed by the President and returned to the House 461
Transmitted to the Lt. Governor 627

H.B. 50 -- SALES AND USE TAX - SALES RELATING TO SCHOOLS *(B. Johnson)*
Read for the first time and referred to the Rules Committee 406
Assigned to standing committee 434
Committee report adopted and placed on calendar 611
Tabled 661
Enacting Clause Stricken 940

H.B. 51 -- INSERVICE FOR SCHOOL ADMINISTRATORS *(L. Shurtliff)*
Read for the first time and referred to the Rules Committee 406
Enacting Clause Stricken 940

2nd Sub. H.B. 54 -- OLENE WALKER HOUSING TRUST FUND APPROPRIATION *(W. Harper)*
Read for the first time and referred to the Rules Committee 378
Committee report adopted and placed on calendar 690
Amendments 696
Read the second and third time 696
Transmitted to the House 697
Signed by the President and returned to the House 730

H.B. 56 -- CHILD ABUSE HOMICIDE *(G. Snow)*
Read for the first time and referred to the Rules Committee 290
Assigned to standing committee 368
Read the second time and placed on Consent Calendar 464
Read the third time 532
Signed by the President and returned to the House 533

H.B. 57 -- AMENDMENTS TO JUSTIFICATION AS DEFENSE *(G. Cox)*
Read for the first time and referred to the Rules Committee 290
Assigned to standing committee 368
Committee report adopted and placed on calendar 438
Read the second time 659
Read the third time 687
Signed by the President and returned to the House 687

H.B. 58 -- LOCAL GOVERNMENT AMENDMENTS *(J. Murray)*
Read for the first time and referred to the Rules Committee 238
Assigned to standing committee 355
Committee report adopted and placed on calendar 395
Read the second time 428
Read the third time 448
Signed by the President and returned to the House 449

H.B. 59 -- PEACE OFFICERS' AUTHORITY *(B. Holladay)*
Read for the first time and referred to the Rules Committee 294
Assigned to standing committee 544
Read the second time and placed on Consent Calendar 612
Read the third time 684
Signed by the President and returned to the House 685

H.B. 60 -- SEXUAL OFFENSE AMENDMENTS *(B. Goodfellow)*
Read for the first time and referred to the Rules Committee 327
Assigned to standing committee 355
Committee report adopted and placed on calendar 512
Placed on calendar 702
Read the second time 703
Read the third time 738
Signed by the President and returned to the House 738

H.B. 61 -- DISTRIBUTION OF SALES AND USE TAX REVENUES *(B. Johnson)*
Read for the first time and referred to the Rules Committee 290
Assigned to standing committee 314
Committee report adopted and placed on calendar 395
Read the second time 429
Circled 429
Uncircled 626
Read the third time 640
Signed by the President and transmitted to the Governor 641

H.B. 64 -- MOBILE AND MANUFACTURED HOME AMENDMENTS *(C. Buttars)*
Read for the first time and referred to the Rules Committee 290
Assigned to standing committee 314
Read the second time and placed on Consent Calendar 395
Read the third time 453
Signed by the President and returned to the House 453

H.B. 67 -- TASK FORCE ON FAMILY CONFLICT RESOLUTION *(A. Tyler)*
Read for the first time and referred to the Rules Committee 238
Assigned to standing committee 314
Committee report adopted and placed on calendar 453
Tabled on Second Reading Table 661
Enacting Clause Stricken 940

H.B. 68 -- APPROPRIATION FOR HIGHER EDUCATION EXTENSION PROGRAMS AT COUNTY JAILS *(L. Pace)*
Read for the first time and referred to the Rules Committee 238
Assigned to standing committee 314
Committee report adopted and placed on calendar 410
Read the second time 501
Tabled on Third Reading Calendar 501
Placed on calendar 688
Amendments 695
Read the third time 695
Transmitted to the House 696
Signed by the President and returned to the House 730

H.B. 69 -- SPECIAL DISTRICT ELECTION PROCEDURE *(E. Anderson)*
Read for the first time and referred to the Rules Committee 270
Assigned to standing committee 314
Read the second time and placed on Consent Calendar 439
Read the third time 488
Signed by the President and returned to the House 488

Sub. H.B. 70 -- PERSONAL INFORMATION PRIVACY TASK FORCE *(E. Olsen)*
Read for the first time and referred to the Rules Committee 462
Assigned to standing committee 504
Returned to the Secretary of the Senate 733
Returned to the Rules Committee and Tabled 774
Enacting Clause Stricken 940

H.B. 71 -- IMPLEMENTATION AND AUDIT OF BEST PRACTICES IN NEW PROGRAMS AND AGENCIES *(L. Frandsen)*
Read for the first time and referred to the Rules Committee 270
Assigned to standing committee 650
Read the second time and placed on Consent Calendar 683
Read the third time 834
Signed by the President and returned to the House 834

H.B. 72 -- UTAH TELEHEALTH COMMISSION *(D. Hogue)*
Read for the first time and referred to the Rules Committee 462
Assigned to standing committee 505
Committee report adopted and placed on calendar 575
Read the second time 703
Third Reading Table 703
Read the third time 836
Signed by the President and returned to the House 837

H.B. 73 -- INSURANCE COMPANIES NOTIFICATION IN DIVORCE SITUATIONS *(T. Beck)*
Read for the first time and referred to the Rules Committee 337
Assigned to standing committee 383
Returned to the Secretary of the Senate 735
Returned to the Rules Committee and Tabled 749
Enacting Clause Stricken 940

H.B. 74 -- SEXUAL OFFENSES AGAINST MINORS *(T. Beck)*
Read for the first time and referred to the Rules Committee 294
Assigned to standing committee 368
Read the second time and placed on Consent Calendar 612
Read the third time 683
Signed by the President and returned to the House 684

H.B. 75 -- BACKGROUND CHECKS FOR BAR APPLICANTS *(P. Arent)*
Read for the first time and referred to the Rules Committee 290
Assigned to standing committee 314
Read the second time and placed on Consent Calendar 576
Read the third time 654
Signed by the President and returned to the House 655

2nd Sub. H.B. 76 -- SPECIAL ELECTION NOTICE TO REGISTERED VOTERS *(G. Way)*
Read for the first time and referred to the Rules Committee 462
Assigned to standing committee 521
Committee report adopted and placed on calendar 611, 860
Read the second and third time 885, 919
Failed 885
Returned to House for Filing 885
Recalled 887
Reconsideration 887, 918
Signed by the President and returned to the House 919

Sub. H.B. 77 -- CONTROLLED SUBSTANCES AMENDMENTS *(R. Bigelow)*
Read for the first time and referred to the Rules Committee 473
Assigned to standing committee 555
Committee report adopted and
referred to Rules Committee 674
Committee report adopted and placed on calendar 829, 860
Read the second and third time 887
Signed by the President and returned to the House 887

Sub. H.B. 80 -- PENALTY FOR HARBORING A FUGITIVE *(P. Buckner)*
Read for the first time and referred to the Rules Committee 328
Assigned to standing committee 368
Amendments 692
Read the second time and placed on Consent Calendar 694
Read the third time 835
Returned to the House 836
Signed by the President and returned to the House 866

H.B. 81 -- CONTROLLED SUBSTANCES PRECURSOR AMENDMENTS *(A. Tyler)*
Read for the first time and referred to the Rules Committee 367
Committee report adopted and placed on calendar 881
Read the second and third time 935
Signed by the President and returned to the House 935

H.B. 82 -- CONSUMER PROTECTION AMENDMENTS *(J. Bishupski)*
Read for the first time and referred to the Rules Committee 451
Enacting Clause Stricken 940

H.B. 83 -- JAIL RELEASE AMENDMENTS *(J. Seitz)*
Read for the first time and referred to the Rules Committee 451
Assigned to standing committee 544
Committee report adopted and placed on calendar 611
Read the second time 703
Read the third time 738
Signed by the President and returned to the House 739

H.B. 85 -- PROPERTY CRIMES AMENDMENTS *(N. Stephens)*
Read for the first time and referred to the Rules Committee 485
Assigned to standing committee 544
Amendments 604
Committee report adopted and placed on calendar 611
Enacting Clause Stricken 940

H.B. 86 -- SHAREHOLDER DERIVATIVE ACTIONS *(G. Curtis)*
Read for the first time and referred to the Rules Committee 378
Assigned to standing committee 407
Committee report adopted and placed on calendar 438
Read the second time 658
Circled 658
Uncircled 746
Read the third time 790
Signed by the President and returned to the House 791

H.B. 87 -- CORPORATE FRANCHISE AND INCOME TAX AND INDIVIDUAL INCOME TAX CREDITS FOR LOW-INCOME HOUSING *(A. Bradshaw)*
Read for the first time and referred to the Rules Committee 433
Assigned to standing committee 474
Committee report adopted and placed on calendar 611, 881
Read the second and third time 931
Signed by the President and returned to the House 932

H.B. 88 -- UTAH INCOME TAX AMENDMENTS *(K. Bryson)*
Read for the first time and referred to the Rules Committee 433
Assigned to standing committee 460
Committee report adopted and
referred to Rules Committee 674
Committee report adopted and placed on calendar 829, 860
Read the second and third time 886
Signed by the President and returned to the House 887

Sub. H.B. 89 -- PROFESSIONAL LICENSING AMENDMENTS *(M. Dayton)*
Read for the first time and referred to the Rules Committee 643
Assigned to standing committee 650
Committee report adopted and
returned to the Rules Committee 731
Committee report adopted and placed on calendar 880, 896
Read the second and third time 920
Signed by the President and returned to the House 920

Sub. H.B. 90 -- REMOVING BARRIERS TO ELECTRONIC GOVERNMENT SERVICES DELIVERY *(B. Chard)*
Read for the first time and referred to the Rules Committee 367
Assigned to standing committee 382
Committee report adopted and placed on calendar 575
Read the Second time 744
Read the third time 789
Signed by the President and returned to the House 790

H.B. 91 -- INDIVIDUAL INCOME TAX CREDIT FOR A RESIDENTIAL SECURITY CONTAINER *(C. Bennion)*
Read for the first time and referred to the Rules Committee 433
Assigned to standing committee 460
Returned to the Secretary of the Senate 735
Returned to the Rules Committee and Tabled 750
Placed on calendar 794
Read the second and third time 853
Placed on Third Reading Table 853
Enacting Clause Stricken 941

Sub. H.B. 92 -- APPROPRIATION FOR SOLDIER HOLLOW *(G. Snow)*
Read for the first time and referred to the Rules Committee 337
Assigned to standing committee 355
Committee report adopted and placed on calendar 395
Read the second time 429
Placed on Third Reading Table 429
Placed on Calendar 721
Read the third time 721
Substituted 721
Amendments 722
Returned to the House 723
Signed by the President and returned to the House 793

H.B. 93 -- PORTABILITY OF FUNDING FOR HEALTH AND HUMAN SERVICES *(D. Hogue)*
Read for the first time and referred to the Rules Committee 462
Assigned to standing committee 505
Committee report adopted and placed on calendar 611
Read the second time 704
Circled 704, 739
Uncircled 705, 741
Read the third time 739
Signed by the President and returned to the House 741

H.B. 97 -- FINANCIAL INCENTIVES TO AGENCIES AND EMPLOYEES FOR COST-SAVING SUGGESTIONS *(T. Rowan)*
Read for the first time and referred to the Rules Committee 422
Assigned to standing committee 474
Committee report adopted and placed on calendar 575
Tabled 661
Read the second time 742
Read the third time 787
Signed by the President and returned to the House 788

H.B. 98 -- APPROPRIATION TO ILLEGAL DRUG MANUFACTURING AND STORAGE SITE DECONTAMINATION FUND *(A. Tyler)*
Read for the first time and referred to the Rules Committee 543
Assigned to standing committee 618
Committee report adopted and
referred to Rules Committee 674
Enacting Clause Stricken 941

H.B. 100 -- CHILD SUPPORT FOR CHILDREN IN STATE CUSTODY *(E. Anderson)*
Read for the first time and referred to the Rules Committee 485
Assigned to standing committee 505
Amendments 604
Committee report adopted and placed on calendar 611, 861
Read the second and third time 933
Returned to the House 933
Signed by the President and returned to the House 939

H.B. 101 -- PERSONS WITH A DISABILITY - TECHNICAL AMENDMENTS *(J. Bishupski)*
Read for the first time and referred to the Rules Committee 527
Assigned to standing committee 650
Committee report adopted and
returned to the Rules Committee 682
Enacting Clause Stricken 941

2nd Sub. H.B. 102 -- PARENTAL RIGHTS AMENDMENTS *(N. Stephens)*
Read for the first time and referred to the Rules Committee 560
Assigned to standing committee 572
Committee report adopted and referred to Rules Committee 674
Committee report adopted and placed on calendar 829, 860
Read the second and third time 895
Substituted 895
Circled 895
Uncircled 897
Amendments 898
Returned to the House 898
Signed by the President and returned to the House 917

3rd Sub. H.B. 103 -- AMENDMENTS TO CHILD WELFARE *(N. Stephens)*
Read for the first time and referred to the Rules Committee 652
Committee report adopted and placed on calendar 829, 860
Read the second time 872
Substituted 872
Amendments 872
Circled 873
Uncircled 877
Read the third time 878
Intent Language 878
Signed by the President and returned to the House 897

3rd Sub. H.B. 106 -- TRAFFIC STOPS STATISTICS *(D. Bourdeaux)*
Read for the first time and referred to the Rules Committee 713
Enacting Clause Stricken 941

Sub. H.B. 107 -- UTAH RESIDENTIAL MORTGAGE PRACTICES ACT *(G. Adair)*
Read for the first time and referred to the Rules Committee 713
Placed on calendar 794
Read the second and third time 819
Signed by the President and returned to the House 819

2nd Sub. H.B. 109 -- DEFINED CONTRIBUTION OPTION *(T. Rowan)*
Read for the first time and referred to the Rules Committee 527
Assigned to standing committee 544
Committee report adopted and placed on calendar 631
Read the second time 706
Read the third time 740
Signed by the President and returned to the House 741

H.B. 110 -- INFORMATION RELATING TO OLYMPIC SECURITY *(G. Cox)*
Read for the first time and referred to the Rules Committee 667
Enacting Clause Stricken 941

2nd Sub. H.B. 113 -- MOTOR VEHICLE FRANCHISE AMENDMENTS *(K. Garn)*
Read for the first time and referred to the Rules Committee 630
Assigned to standing committee 650
Committee Report adopted and returned to the Rules Committee 682
Placed on calendar 794
Read the second and third time 803
Signed by the President and returned to the House 804

Sub. H.B. 114 -- BUSINESS ENTITY AMENDMENTS *(A. Bradshaw)*
Read for the first time and referred to the Rules Committee 572
Assigned to standing committee 617
Committee report adopted and referred to Rules Committee 674
Placed on calendar 794
Read the second time 820
Substituted 820
Read the third time 820
Signed by the President and returned to the House 821, 856

H.B. 115 -- CONDOMINIUM PRIVACY *(B. Holladay)*
Read for the first time and referred to the Rules Committee 572
Assigned to standing committee 618
Read the second time and placed on Consent Calendar 676
Read the third time 784
Signed by the President and returned to the House 785

2nd Sub. H.B. 116 -- SUBDIVISION OF LAND AMENDMENTS *(J. Murray)*
Read for the first time and referred to the Rules Committee 630
Assigned to standing committee 650
Committee report adopted and returned to the Rules Committee 682
Committee report adopted and placed on calendar 829, 860, 896
Read the second and third time 922
Signed by the President and returned to the House 922

H.B. 117 -- INDIVIDUAL INCOME TAX - ESTIMATED TAX PAYMENTS AND USE OF REVENUES FOR EDUCATION *(P. Arent)*
Read for the first time and referred to the Rules Committee 652
Enacting Clause Stricken 941

H.B. 118 -- QUASI-GOVERNMENTAL ENTITIES AMENDMENTS *(D. Ure)*
Read for the first time and referred to the Rules Committee 485
Assigned to standing committee 505
Amendments 673
Committee report adopted and referred to Rules Committee 674
Placed on calendar 746, 849
Read the second time 775
Circled 775, 849
Recalled 849
Uncircled 869
Read the third time 869
Returned to the House 870
Signed by the President and returned to the House 890

2nd Sub. H.B. 119 -- PUBLIC EDUCATION AMENDMENTS *(J. Alexander)*
Read for the first time and referred to the Rules Committee 731
Placed on calendar 794
Read the second time 806
Read the third time 837
Signed by the President and returned to the House 837

H.B. 128 -- DRIVING UNDER THE INFLUENCE REVISIONS *(G. Adair)*
Read for the first time and referred to the Rules Committee 780
Placed on calendar 794
Read the second and third time 853
Circled 853
Uncircled 855
Signed by the President and returned to the House 855

Sub. H.B. 130 -- COUNTY STATUTES RECODIFICATION *(D. Gladwell)*
Read for the first time and referred to the Rules Committee 620
Assigned to standing committee 627
Committee report adopted and referred to Rules Committee 674
Placed on calendar 794
Amendments 804, 807
Read the second and third time 804
Returned to the House 806, 809
Reconsideration 807
Signed by the President and returned to the House 856

H.B. 137 -- IMPACT FEE AMENDMENTS *(G. Adair)*
Read for the first time and referred to the Rules Committee 521
Assigned to standing committee 544
Committee report adopted and placed on calendar 631, 860
Read the second and third time 886
Signed by the President and returned to the House 886

Sub. H.B. 138 -- PUBLIC ATTORNEYS ACT AMENDMENTS *(G. Curtis)*
Read for the first time and referred to the Rules Committee 713
Committee report adopted and placed on calendar 829, 860
Read the second and third time 866
Intent Language 867
Signed by the President and returned to the House 867

H.B. 139 -- UTAH CONTROLLED SUBSTANCES ACT AMENDMENTS *(P. Arent)*
Read for the first time and referred to the Rules Committee 543
Assigned to standing committee 573
Returned to the Secretary of the Senate 735
Returned to the Rules Committee and Tabled 750
Placed on calendar 794
Read the second and third time 853
Signed by the President and returned to the House 853

2nd Sub. H.B. 140 -- REORGANIZATION OF VETERAN - RELATED PROGRAMS *(M. Stephens)*
Read for the first time and referred to the Rules Committee 589
Assigned to standing committee 618
Read the second time and placed on Consent Calendar 676
Read the third time 786
Signed by the President and returned to the House 787

H.B. 143 -- CLARIFICATION OF RESPONSIBILITY AND APPROPRIATION FOR DOMESTIC VIOLENCE SHELTERS *(L. Pace)*
Read for the first time and referred to the Rules Committee 527
Assigned to standing committee 618
Committee report adopted and referred to Rules Committee 674
Enacting Clause Stricken 941

H.B. 144 -- SENTENCING ENHANCEMENT *(G. Curtis)*
Read for the first time and referred to the Rules Committee 560
Assigned to standing committee 573
Committee report adopted and placed on calendar 639
Placed on calendar 746
Read the second time 746
Circled 746
Uncircled 771
Read the third time 800
Signed by the President and returned to the House 800

H.B. 145 -- PEACE CORPS VOLUNTEER SPECIAL LICENSE PLATES *(L. Baca)*
Read for the first time and referred to the Rules Committee 543
Assigned to standing committee 572
Committee report adopted and placed on calendar 631
Read the second and third time 934
Circled 934
Enacting Clause Stricken 941

H.B. 146 -- SPECIAL EDUCATION AMENDMENTS *(K. Holdaway)*
Read for the first time and referred to the Rules Committee 667
Committee report adopted and placed on calendar 880
Read the second and third time 903
Signed by the President and returned to the House 903

H.B. 147 -- RESTRUCTURING FAMILIES, AGENCIES, AND COMMUNITIES TOGETHER *(D. Bourdeaux)*
Read for the first time and referred to the Rules Committee 543
Assigned to standing committee 572
Committee report adopted and
referred to Rules Committee 674
Enacting Clause Stricken 941

H.B. 148 -- FOOD SAFETY CERTIFICATE *(J. Gowans)*
Read for the first time and referred to the Rules Committee 406
Assigned to standing committee 544
Committee report adopted and placed on calendar 631, 880
Enacting Clause Stricken 941

H.B. 151 -- LOBBYIST LAW AMENDMENTS *(B. King)*
Read for the first time and referred to the Rules Committee 355
Enacting Clause Stricken 941

H.B. 152 -- JUSTICE COURT JUDGE AMENDMENT *(B. King)*
Read for the first time and referred to the Rules Committee 355
Assigned to standing committee 383
Returned to the Secretary of the Senate 735
Returned to the Rules Committee and Tabled 749
Enacting Clause Stricken 941

H.B. 153 -- UTAH DEPARTMENT OF TRANSPORTATION MAINTENANCE SHEDS *(G. Adair)*
Read for the first time and referred to the Rules Committee 355
Assigned to standing committee 382
Committee report adopted and placed on calendar 575
Tabled on 661
Read the second time 742
Read the third time 788
Signed by the President and returned to the House 788

H.B. 154 -- APPROPRIATION FOR MAPPING AND DOCUMENTATION OF R.S. 2477 RIGHTS-OF-WAY *(B. Johnson)*
Read for the first time and referred to the Rules Committee 290
Assigned to standing committee 314
Committee report adopted and placed on calendar 395
Read the second time 426
Tabled on Third Reading Calendar 427
Placed on calendar 688
Read the third time 695
Amendments 695
Transmitted to the House 695
Signed by the President and returned to the House 730

H.B. 155 -- AMENDMENTS TO SCHOOL UNIFORM STANDARDS *(K. Morgan)*
Read for the first time and referred to the Rules Committee 643
Assigned to standing committee 650
Committee report adopted and returned to the Rules Committee 682
Placed on calendar 795
Read the second and third time 855
Signed by the President and returned to the House 855

H.B. 156 -- EDUCATION ETHICS CODE *(E. Anderson)*
Read for the first time and referred to the Rules Committee 560
Assigned to standing committee 618
Committee report adopted and
referred to Rules Committee 674
Placed on calendar 795
Read the second and third time 854
Signed by the President and returned to the House 854

H.B. 157 -- ONLINE ACCESS AT PUBLIC LIBRARIES *(M. Snow)*
Read for the first time and referred to the Rules Committee 451
Assigned to standing committee 475
Committee report adopted and placed on calendar 611
Read the second time 704
Read the third time 739
Signed by the President and returned to the House 739

Sub. H.B. 158 -- ANIMAL SHELTER PET STERILIZATION ACT AMENDMENTS *(G. Adair)*
Read for the first time and referred to the Rules Committee 572
Assigned to standing committee 618
Read the second time and placed on Consent Calendar 683
Read the third time 833
Signed by the President and returned to the House 833

H.B. 161 -- BACKGROUND CHECKS FOR WEAPONS PURCHASE *(A. Tyler)*
Read for the first time and referred to the Rules Committee 290
Assigned to standing committee 460
Read the second time and placed on Consent Calendar 639
Placed on Third Reading Table 686
Placed on Calendar 797
Read the third time 797
Signed by the President and returned to the House 797

4th Sub. H.B. 162 -- STANDARDS FOR ILLEGAL DRUG LAB DECONTAMINATION *(A. Tyler)*
Read for the first time and referred to the Rules Committee 543
Assigned to standing committee 573
Returned to the Secretary of the Senate 735
Returned to the Rules Committee and Tabled 750
Enacting Clause Stricken 941

H.B. 163 -- IDENTIFICATION NUMBER FRAUD *(C. Bennion)*
Read for the first time and referred to the Rules Committee 125
Assigned to standing committee 161
Committee report adopted and placed on calendar 240
Read the second time 321
Circled 323, 353
Uncircled 353, 372
Read the third time 353
Signed by the President and returned to the House 372
Returned to House 403

H.B. 164 -- DIXIE COLLEGE NAME CHANGE *(J. Hickman)*
Read for the first time and referred to the Rules Committee 125
Assigned to standing committee 207
Committee report adopted and placed on calendar 231
Read the second time 287
Read the third time 304
Signed by the President and returned to the House 304
Transmitted to the Lt. Governor 587

H.B. 165 -- TRANSPORTATION CORRIDOR PRESERVATION ACT *(M. Dillree)*
Read for the first time and referred to the Rules Committee 207
Assigned to standing committee 229
Committee report adopted and placed on calendar 297
Read the second time 325
Read the third time 345
Signed by the President and returned to the House 346

H.B. 166 -- NECESSARILY EXISTENT SMALL SCHOOLS *(B. Johnson)*
Read for the first time and referred to the Rules Committee 290
Assigned to standing committee 314
Committee report adopted and placed on calendar 410
Read the second time 501
Tabled on the Third Reading Table 502
Read the third time 697
Placed on calendar 697
Signed by the President and returned to the House 697

H.B. 167 -- INFORMATION TECHNOLOGY INFRASTRUCTURE INNOVATION PROGRAM *(B. Chard)*
Read for the first time and referred to the Rules Committee 186
Assigned to standing committee 272
Committee report adopted and placed on calendar 357
Read the second time 418
Read the third time 443
Signed by the President and returned to the House 444

H.B. 168 -- UNIFORM DATA COLLECTION WITHIN THE STATE'S PUBLIC EDUCATION SYSTEM *(L. Frandsen)*
Read for the first time and referred to the Rules Committee 290
Assigned to standing committee 459
Committee report adopted and placed on calendar 512
Amendments 723
Read the second and third time 723
Transmitted to the House 724
Signed by the President and returned to the House 793

H.B. 169 -- SCHOOL SAFETY PROGRAMS *(R. Bigelow)*
Read for the first time and referred to the Rules Committee 144
Assigned to standing committee 174
Read the second time and placed on Consent Calendar 200
Read the third time 260
Signed by the President and returned to the House 261
Transmitted to the Lt. Governor 728

H.B. 170 -- OIL AND GAS CONSERVATION ACCOUNT *(J. Seitz)*
Read for the first time and referred to the Rules Committee 160
Assigned to standing committee 175
Committee report adopted and placed on calendar 211
Read the second time 285
Read the third time 301
Signed by the President and returned to the House 302
Transmitted to the Lt. Governor 587

H.B. 171 -- RECYCLING MARKET DEVELOPMENT ZONE ACT AND RELATED TAX CREDITS *(B. Ferry)*
Read for the first time and referred to the Rules Committee 198
Assigned to standing committee 271
Amendments 407
Committee report adopted and placed on calendar 410
Read the second time 497
Read the third time 514
Circled 514
Uncircled 514
Returned to the House 515
Signed by the President and returned to the House 559

H.B. 172 -- LIQUOR PACKAGE AGENCY CONTRACTS *(M. Styler)*
Read for the first time and referred to the Rules Committee 144
Assigned to standing committee 174
Committee report adopted and placed on calendar 231
Read the second time 287
Circled 287
Uncircled 288
Tabled on Third Reading Calendar 288
Enacting Clause Stricken 941

H.B. 173 -- FORFEITURE RELATING TO SEXUAL OFFENSES AGAINST CHILDREN *(P. Buckner)*
Read for the first time and referred to the Rules Committee 392
Assigned to standing committee 433
Committee report adopted and placed on calendar 611
Read the second time 704
Before the Senate 745
Circled 704
Uncircled 745
Read the third time 790
Failed 790

H.B. 175 -- LEGISLATIVE AUDITS OF CHILD WELFARE SYSTEM *(N. Stephens)*
Read for the first time and referred to the Rules Committee 140
Assigned to standing committee 161
Committee report adopted and placed on calendar 231
Read the second time 291
Read the third time 305
Circled 305
Uncircled 319
Signed by the President and returned to the House 319

3rd Sub. H.B. 176 -- WEAPONS RESTRICTIONS FOR MENTALLY ILL PERSONS *(G. Cox)*
Read for the first time and referred to the Rules Committee 337
Assigned to standing committee 368
Amendments 691
Committee report adopted and returned to Rules 692
Committee report adopted and placed on calendar 896
Read the second and third time 921
Returned to the House 922
Signed by the President and returned to the House 938

H.B. 177 -- ASSESSING, REPORTING, AND EVALUATING STUDENT PERFORMANCE *(T. Rowan)*
Read for the first time and referred to the Rules Committee 620
Assigned to standing committee 627
Committee report adopted and referred to Rules Committee 674
Placed on calendar 794
Amendments 810, 837
Read the second time 810
Read the third time 837
Signed by the President and returned to the House 838

2nd Sub. H.B. 178 -- PROPERTY TAX CERTIFIED TAX RATE ADJUSTMENTS - UNIFORM FEES *(R. Short)*
Read for the first time and referred to the Rules Committee 355
Assigned to standing committee 383
Committee report adopted and placed on calendar 486
Read the second time 702
Read the third time 737
Signed by the President and returned to the House 738

H.B. 179 -- PRIVATIZATION OF ADOPTION OF CHILDREN IN STATE CUSTODY *(N. Stephens)*
Read for the first time and referred to the Rules Committee 238
Assigned to standing committee 314
Committee report adopted and placed on calendar 639
Enacting Clause Stricken 941

H.B. 180 -- HIGHWAY AMENDMENTS *(B. Chard)*
Read for the first time and referred to the Rules Committee 160
Assigned to standing committee 175
Committee report adopted and placed on calendar 211
Read the second time 287
Read the third time 303
Signed by the President and returned to the House 304
Transmitted to the Lt. Governor 728

H.B. 181 -- EDUCATOR BACKGROUND CHECK AMENDMENTS *(R. Siddoway)*
Read for the first time and referred to the Rules Committee 160
Assigned to standing committee 174
Committee report adopted and placed on calendar 200
Read the second time 221
Read the third time 236
Signed by the President and returned to the Governor 236
Transmitted to the Lt. Governor 728

H.B. 184 -- WATER RIGHTS OWNERSHIP REQUIREMENTS *(M. Styler)*
Read for the first time and referred to the Rules Committee 238
Assigned to standing committee 314
Committee report adopted and placed on calendar 395
Read the second time 427
Read the third time 447
Signed by the President and returned to the House 447

Sub. H.B. 185 -- HEALTH INSURERS - COVERAGE OF EMERGENCY MEDICAL SERVICES *(M. Carlson)*
Read for the first time and referred to the Rules Committee 521
Assigned to standing committee 650
Returned to the Secretary of the Senate 735
Returned to the Rules Committee and Tabled 749
Placed on calendar 795
Read the second and third time 853
Signed by the President and returned to the House 854

H.B. 186 -- HEALTH INSURERS - REFERRAL TO SPECIALIST PROCESS *(M. Carlson)*
Read for the first time and referred to the Rules Committee 186
Assigned to standing committee 207
Committee report adopted and placed on calendar 295
Read the second time 324
Read the third time 345
Signed by the President and returned to the House 345

Sub. H.B. 187 -- PUBLIC CONSTRUCTION CONTRACTS *(R. Short)*
Read for the first time and referred to the Rules Committee 270
Assigned to standing committee 313
Read the second time and placed on Consent Calendar 576
Read the third time 652
Signed by the President and returned to the House 653

H.B. 188 -- CAPITOL ART PLACEMENT COMMISSION MEMBERS *(J. Tanner)*
Read for the first time and referred to the Rules Committee 144
Assigned to standing committee 175
Committee report adopted and placed on calendar 231
Read the second time 291
Read the third time 305
Signed by the President and returned to the House 305
Transmitted to the Lt. Governor 587

H.B. 189 -- CLASSROOM SUPPLIES *(R. Bigelow)*
Read for the first time and referred to the Rules Committee 207
Assigned to standing committee 272
Committee report adopted and placed on calendar 357
Read the second time 419
Tabled on Third Reading Table 419
Read the third time 726
Amendments 726
Transmitted to the House 727
Signed by the President and returned to the House 793

H.B. 191 -- LOCAL GOVERNMENT LAW AMENDMENTS *(M. Stephens)*
Read for the first time and referred to the Rules Committee 186
Assigned to standing committee 208
Committee report adopted and placed on calendar 275
Read the second time 275
Read the third time 343
Signed by the President and returned to the House 343

Sub. H.B. 192 -- NOTICE TO POTENTIAL ADOPTIVE PARENTS *(N. Stephens)*
Read for the first time and referred to the Rules Committee 140
Assigned to standing committee 161
Committee report adopted and placed on calendar 231
Read the second time 292
Read the third time 305
Signed by the President and returned to the House 306
Read for the first time 392
Read the second time 392
Read the third time 392
Reconsideration 392
Signed by the President and returned to the House 393

H.B. 193 -- TUITION WAIVERS FOR CHILDREN IN LONG-TERM FOSTER CARE *(R. Siddoway)*
Read for the first time and referred to the Rules Committee 521
Assigned to standing committee 572
Committee report adopted and placed on calendar 631, 880
Enacting Clause Stricken 941

2nd Sub. H.B. 194 -- APPROPRIATION AND SPENDING LIMITATION CAP - CENTENNIAL HIGHWAY FUND *(M. Stephens)*
Read for the first time and referred to the Rules Committee 186
Assigned to standing committee 229
Committee report adopted and placed on calendar 297, 880
Read the second time 325
Circled 325
Read the third time 924
Substituted 924
Returned to the House 925
Signed by the President and returned to the House 938

H.B. 195 -- BOY SCOUTS OF AMERICA LICENSE PLATE *(L. Nelson)*
Read for the first time and referred to the Rules Committee 160
Assigned to standing committee 273
Committee report adopted and placed on calendar 340
Read the second time 390
Read the third time 402
Signed by the President and returned to the House 402

H.B. 196 -- WATER COMMISSIONER APPOINTMENTS *(M. Styler)*
Read for the first time and referred to the Rules Committee 198
Read the second time and placed on Consent Calendar 342
Read the third time 395
Circled 395
Uncircled 396
Signed by the President and returned to the House 396
Tabled on Third Reading Calendar 853

H.B. 197 -- RETIREMENT SYSTEM PARTICIPATION *(R. Short)*
Read for the first time and referred to the Rules Committee 160
Assigned to standing committee 228
Amendments 675
Read the second time and placed on Consent Calendar 676
Read the third time 786
Returned to the House 786
Signed by the President and returned to the House 833

H.B. 199 -- LIMITS ON GUN MANUFACTURER'S LIABILITY *(M. Throckmorton)*
Read for the first time and referred to the Rules Committee 238
Assigned to standing committee 434
Committee report adopted and placed on calendar 512
Read the second time 743
Read the third time 789
Signed by the President and returned to the House 789

H.B. 200 -- UTAH SEISMIC SAFETY COMMISSION ACT AMENDMENTS *(D. Bush)*
Read for the first time and referred to the Rules Committee 144
Assigned to standing committee 175
Read the second time and placed on Consent Calendar 240
Read the third time 317
Reconsideration 318
Signed by the President and returned to the House 318

H.B. 201 -- POPULATION STANDARDS FOR REDISTRICTING *(M. Throckmorton)*
Read for the first time and referred to the Rules Committee 174
Assigned to standing committee 434
Committee report adopted and placed on calendar 611, 896
Read the second and third time 933
Circled 934
Enacting Clause Stricken 941

H.B. 202 -- WELFARE FRAUD AMENDMENTS *(N. Hansen)*
Read for the first time and referred to the Rules Committee 160
Assigned to standing committee 175
Committee report adopted and placed on calendar 357
Read the second time 417
Circled 417
Uncircled 417
Read the third time 443
Signed by the President and returned to the House 443

H.B. 203 -- STALKING AMENDMENTS *(L. Shurtliff)*
Read for the first time and referred to the Rules Committee 171
Assigned to standing committee 186
Committee report adopted and placed on calendar 357
Read the second time 417
Circled 417
Uncircled 424
Read the third time 445
Signed by the President and returned to the House 445

H.B. 204 -- JUDICIAL INFORMATION TO VOTERS *(K. Bryson)*
Read for the first time and referred to the Rules Committee 207
Assigned to standing committee 272
Read the second time and placed on Consent Calendar 531
Read the third time 631
Concurrence 689
Reconsideration 689
Signed by the President and returned to the House 632, 689

H.B. 205 -- APPROPRIATION FOR INTERVENER SERVICES *(G. Adair)*
Read for the first time and referred to the Rules Committee 160
Assigned to standing committee 271
Committee report adopted and placed on calendar 530
Tabled 661
Enacting Clause Stricken 941

Sub. H.B. 206 -- AMENDMENTS TO DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT *(W. Harper)*
Read for the first time and referred to the Rules Committee 186
Assigned to standing committee 208
Committee report adopted and placed on calendar 316
Read the second time 413
Circled 413
Uncircled 427
Read the third time 447
Signed by the President and returned to the House 448

H.B. 207 -- USE OF CONSTITUTIONAL DEFENSE COUNCIL RESTRICTED ACCOUNT *(T. Hatch)*
Read for the first time and referred to the Rules Committee 160
Assigned to standing committee 272
Committee report adopted and placed on calendar 317
Read the second time 413
Read the third time 440
Signed by the President and returned to the House 441

H.B. 208 -- ENHANCED PENALTIES FOR HIGH BLOOD ALCOHOL CONTENT IN DRIVERS *(N. Stephens)*
Read for the first time and referred to the Rules Committee 223
Assigned to standing committee 272
Committee report adopted and placed on calendar 315
Read the second time 412
Tabled on Third Reading Table 412
Placed on calendar 697
Read the third time 697
Signed by the President and returned to the House 698

2nd Sub. H.B. 209 -- DRIVING UNDER THE INFLUENCE AMENDMENTS *(N. Stephens)*
Read for the first time and referred to the Rules Committee 270
Assigned to standing committee 314
Substituted 436
Amendments 436
Committee report adopted and placed on calendar 438
Read the second time 657
Amendments 657, 658
Read the third time 686
Returned to the House 686
Signed by the President and returned to the House 730

Sub. H.B. 210 -- HIGHER EDUCATION REVENUE BOND *(J. Alexander)*
Read for the first time and referred to the Rules Committee 487
Assigned to standing committee 544
Committee report adopted and placed on calendar 631
Placed on the Second Reading Calendar 710
Read the second and third time 718
Signed by the President and returned to the House 718

H.B. 211 -- NOTIFYING CANDIDATES OF FILING DEADLINES *(B. Chard)*
Read for the first time and referred to the Rules Committee 160
Assigned to standing committee 175
Committee report adopted and placed on calendar 231
Read the second time 307
Read the third time 318
Signed by the President and returned to the House 318
Transmitted to the Lt. Governor 728

H.B. 212 -- LIMITATION ON REIMBURSEMENT OF LEGAL FEES AND COSTS TO OFFICERS AND EMPLOYEES *(C. Bennion)*
Read for the first time and referred to the Rules Committee 198
Assigned to standing committee 272
Returned to the Rules Committee 486
Enacting Clause Stricken 941

H.B. 213 -- WORKERS' COMPENSATION FUND AMENDMENTS *(J. Swallow)*
Read for the first time and referred to the Rules Committee 198
Assigned to standing committee 271
Committee report adopted and placed on calendar 369
Read the second time 425
Read the third time 446
Signed by the President and returned to the House 446

H.B. 214 -- APPROPRIATION FOR CENTENNIAL TRAILS *(A. Tyler)*
Read for the first time and referred to the Rules Committee 198
Assigned to standing committee 272
Committee report adopted and placed on calendar 317
Read the second time 414
Tabled on Third Reading Table 415
Enacting Clause Stricken 941

H.B. 215 -- WASTE TIRE RECYCLING AMENDMENTS *(N. Hendrickson)*
Read for the first time and referred to the Rules Committee 160
Assigned to standing committee 175
Amendments 209, 286
Committee report adopted and placed on calendar 211
Read the second time 286
Read the third time 303
Returned to the House 303
Signed by the President and transmitted to the Governor 336

H.B. 216 -- AGRICULTURE ACT AMENDMENTS *(E. Olsen)*
Read for the first time and referred to the Rules Committee 160
Assigned to standing committee 175
Committee report adopted and placed on calendar 240
Read the second time 307
Read the third time 320
Signed by the President and returned to the House 320
Transmitted to the Lt. Governor 728

H.B. 217 -- WILDLIFE AMENDMENTS *(M. Styler)*
Read for the first time and referred to the Rules Committee 238
Assigned to standing committee 314
Committee report adopted and placed on calendar 395
Read the second time 428
Read the third time 448
Signed by the President and returned to the House 448

H.B. 219 -- COOPERATIVE WILDLIFE MANAGEMENT UNIT PURPOSES *(B. Johnson)*
Read for the first time and referred to the Rules Committee 198
Assigned to standing committee 271
Committee report adopted and placed on calendar 340
Read the second time 416
Circled 416
Uncircled 417
Tabled on Third Reading Table 417
Read the third time 725
Signed by the President and returned to the House 725

2nd Sub. H.B. 220 -- INITIATIVE PROCESS AMENDMENTS *(T. Rowan)*
Read for the first time and referred to the Rules Committee 312
Tabled by Rules Committee 649
Enacting Clause Stricken 942

H.B. 221 -- REVISOR'S STATUTE *(S. Koehn)*
Read for the first time and referred to the Rules Committee 118
Placed on calendar 161
Read the second time 183
Read the third time 193
Signed by the President and returned to the House 193
Transmitted to the Lt. Governor 432

Sub. H.B. 222 -- SUBPOENA POWER AMENDMENTS *(N. Hendrickson)*
Read for the first time and referred to the Rules Committee 485
Assigned to standing committee 544
Read the second time and placed on Consent Calendar 639
Read the third time 737
Signed by the President and returned to the House 737

H.B. 223 -- SCHOOL AND INSTITUTIONAL TRUST LANDS AMENDMENTS *(T. Hatch)*
Read for the first time and referred to the Rules Committee 207
Assigned to standing committee 271
Amendments 340
Read the second time and placed on Consent Calendar 342
Read the third time 395
Returned to the House 396
Signed by the President and returned to the House 461

H.B. 225 -- HIGHER EDUCATION SAVINGS INCENTIVE PROGRAM AMENDMENTS *(P. Arent)*
Read for the first time and referred to the Rules Committee 378
Assigned to standing committee 407
Committee report adopted and placed on calendar 438
Read the second time 658
Read the third time 686
Signed by the President and returned to the House 687

H.B. 226 -- PUBLIC EDUCATION REVISIONS *(S. Allen)*
Read for the first time and referred to the Rules Committee 406
Committee report adopted and placed on calendar 896
Read the second and third time 917
Signed by the President and returned to the House 918

H.B. 227 -- COMMUNITY AND ECONOMIC DEVELOPMENT AMENDMENTS *(W. Harper)*
Read for the first time and referred to the Rules Committee 238
Assigned to standing committee 313
Amendments 506
Committee report adopted and placed on calendar 512
Read the second time 742
Read the third time 788
Returned to the House 789
Signed by the President and returned to the House 833

2nd Sub. H.B. 228 -- HEALTH INSURANCE PROVISIONS - INTERIM REVIEW *(R. Lockhart)*
Read for the first time and referred to the Rules Committee 290
Assigned to standing committee 314
Amendments 408, 536
Committee report adopted and placed on calendar 410
Read the second time 502
Read the third time 515
Circled 515
Uncircled 536
Returned to the House 540
Signed by the President and returned to the House 588

H.B. 230 -- INSURANCE DEPARTMENT - HEALTH POLICY RESPONSIBILITIES *(R. Lockhart)*
Read for the first time and referred to the Rules Committee 589
Assigned to standing committee 618
Committee report adopted and
referred to Rules Committee 674
Enacting Clause Stricken 942

H.B. 232 -- REIMBURSEMENT OF LEGAL FEES AND COSTS TO EDUCATORS *(M. Throckmorton)*
Read for the first time and referred to the Rules Committee 451
Assigned to standing committee 618
Committee report adopted and
referred to Rules Committee 674
Committee report adopted and placed on calendar 860
Read the second and third time 871
Signed by the President and returned to the House 872

H.B. 234 -- TRICHOMONIASIS PREVENTION AND CONTROL *(B. Johnson)*
Read for the first time and referred to the Rules Committee 227
Assigned to standing committee 271
Committee report adopted and placed on calendar 340
Read the second time 416
Tabled on Third Reading Table 416
Read the third time 700
Placed on calendar 700
Signed by the President and returned to the House 700

H.B. 235 -- APPROPRIATION FOR WINNERS OF HISTORY CONTESTS *(R. Siddoway)*
Read for the first time and referred to the Rules Committee 328
Assigned to standing committee 355
Committee report adopted and placed on calendar 453
Read the second time 660
Read the third time 687
Signed by the President and returned to the House 688

H.B. 236 -- APPROPRIATION FOR WILDLIFE DAMAGE MANAGEMENT *(T. Hatch)*
Read for the first time and referred to the Rules Committee 227
Assigned to standing committee 271
Committee report adopted and placed on calendar 295
Read the second time 323
Tabled on Third Reading Calendar 323
Placed on calendar 688
Read the third time 694
Amendments 694
Transmitted to the House 695
Signed by the President and returned to the House 730

H.B. 240 -- APPROPRIATION FOR LAND USE PLANNING *(D. Iverson)*
Read for the first time and referred to the Rules Committee 207
Assigned to standing committee 272
Committee report adopted and placed on calendar 357
Read the second time 423
Tabled on Third Reading Table 424
Enacting Clause Stricken 942

H.B. 241 -- ANNUAL LEAVE ACCRUAL FOR STATE EMPLOYEES *(J. Gowans)*
Read for the first time and referred to the Rules Committee 367
Assigned to standing committee 460
Amendments 672
Committee report adopted and referred to Rules Committee 674
Committee report adopted and placed on calendar 880
Read the second and third time 920
Returned to the House 921
Signed by the President and returned to the House 938

H.B. 242 -- CHILD VISITATION GUIDELINES *(M. Stephens)*
Read for the first time and referred to the Rules Committee 238
Assigned to standing committee 314
Amendments 463
Read the second time and placed on Consent Calendar 464
Placed on the Second Reading Calendar 464
Read the second time 666
Amendments 666
Read the third time 699
Returned to House 700
Signed by the President and returned to the House 793

H.B. 243 -- PROTECTION OF ACCIDENT REPORT *(G. Way)*
Read for the first time and referred to the Rules Committee 392
Assigned to standing committee 434
Committee report adopted and placed on calendar 611
Read the second time 705
Amendments 705
Read the third time 739
Returned to the House 740
Signed by the President and returned to the House 793

3rd Sub. H.B. 244 -- CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS *(D. Iverson)*
Read for the first time and referred to the Rules Committee 392
Assigned to standing committee 505
Committee report adopted and placed on calendar 639, 860
Substituted 891
Read the second and third time 891
Returned to the House 892
Signed by the President and returned to the House 906

H.B. 245 -- IMPROVING SAFETY IN PUBLIC SCHOOLS *(B. Wright)*
Read for the first time and referred to the Rules Committee 433
Assigned to standing committee 475
Placed on calendar 746
Committee report adopted and placed on calendar 639
Read the second time 770
Read the third time 799
Amendments 799
Returned to the House 799
Signed by the President and returned to the House 841

H.B. 246 -- APPROPRIATION TO ARCHIVE RECORDS FROM FORMER GOVERNORS *(L. Pace)*
Read for the first time and referred to the Rules Committee 238
Assigned to standing committee 314
Committee report adopted and placed on calendar 395
Read the second time 430
Tabled on Third Reading Calendar 430
Enacting Clause Stricken 942

H.B. 247 -- HIGHER EDUCATION ARCHEOLOGICAL INSTRUCTION PROGRAM *(K. Johnson)*
Read for the first time and referred to the Rules Committee 451
Assigned to standing committee 544
Amendments 575
Read the second time and placed on Consent Calendar 576
Read the third time 654
Returned to the House 654
Signed by the President and returned to the House 730

H.B. 250 -- EXPUNGEMENT OF CONVICTIONS AMENDMENTS *(K. Bryson)*
Read for the first time and referred to the Rules Committee 422
Assigned to standing committee 460
Read the second time and placed on Consent Calendar 612
Read the third time 685
Signed by the President and returned to the House 685

H.B. 251 -- APPROPRIATION FOR UTAH BOTANICAL CENTER *(M. Dillree)*
Read for the first time and referred to the Rules Committee 355
Assigned to standing committee 383
Amendments 437
Committee report adopted and placed on calendar 438
Read the second time 659
Tabled on Third Reading Table 659
Enacting Clause Stricken 942

H.B. 252 -- CITY AND TOWN CAMPAIGN FINANCE *(J. Hickman)*
Read for the first time and referred to the Rules Committee 367
Assigned to standing committee 383
Committee report adopted and placed on calendar 611
Amendments 610
Placed on calendar 746
Read the second time 772
Read the third time 800
Signed by the President and returned to the House 801, 856

H.B. 253 -- HIGHER EDUCATION TUITION AND FEES EXEMPTION *(J. Tanner)*
Read for the first time and referred to the Rules Committee 560
Assigned to standing committee 618
Amendments 669
Committee report adopted
referred to Rules Committee 674
Enacting Clause Stricken 942

Sub. H.B. 254 -- INSURANCE DEPARTMENT - HEALTH INSURANCE REPORTING REQUIREMENTS *(R. Lockhart)*
Read for the first time and referred to the Rules Committee 589
Assigned to standing committee 618
Committee report adopted and referred to Rules Committee 674
Enacting Clause Stricken 942

H.B. 255 -- SALES AND USE TAX ON PUBLIC ACCOMMODATIONS AND SERVICES TAXED BY TRIBES *(K. Johnson)*
Read for the first time and referred to the Rules Committee 560
Enacting Clause Stricken 942

Sub. H.B. 257 -- CAPITOL PRESERVATION BOARD DUTIES AND RESPONSIBILITIES *(R. Short)*
Read for the first time and referred to the Rules Committee 367
Assigned to standing committee 383
Substituted 438
Amendments 438
Read the second time and placed on Consent Calendar 439
Read the third time 488
Returned to the House 488
Signed by the President and returned to the House 559

H.B. 258 -- PRESCRIPTION FOR CONTROLLED SUBSTANCES *(E. Anderson)*
Read for the first time and referred to the Rules Committee 451
Assigned to standing committee 474
Read the second time and placed on Consent Calendar 612
Read the third time 684
Signed by the President and returned to the House 684

2nd Sub. H.B. 259 -- PILOT PROGRAM FOR DIFFERENTIATED RESPONSES TO CHILD ABUSE AND NEGLECT REPORTS *(M. Throckmorton)*
Read for the first time and referred to the Rules Committee 543
Assigned to standing committee 572
Committee report adopted and
referred to Rules Committee 674
Placed on calendar 746
Read the second time 775
Circled 775
Committee report adopted and placed on calendar 860
Amendments 893
Read the second and third time 893
Returned to the House 894
Signed by the President and returned to the House 939

H.B. 260 -- TUITION ASSISTANCE FOR SERVICE MEMBERS *(B. Chard)*
Read for the first time and referred to the Rules Committee 620
Assigned to standing committee 627
Committee report adopted and referred to Rules Committee 674
Committee report adopted and placed on calendar 880
Enacting Clause Stricken 942

H.B. 262 -- NAVAJO TRUST FUND AMENDMENTS *(K. Johnson)*
Read for the first time and referred to the Rules Committee 451
Assigned to standing committee 544
Committee report adopted and referred to Rules Committee 674
Placed on calendar 794
Read the second and third time 850
Signed by the President and returned to the House 850

Sub. H.B. 264 -- INSURANCE COVERAGE FOR CONDOMINIUMS *(M. Dillree)*
Read for the first time and referred to the Rules Committee 462
Assigned to standing committee 504
Committee report adopted and placed on calendar 575
Amendments 573, 770
Placed on calendar 746
Read the second time 770
Read the third time 798
Returned to the House 798
Signed by the President and returned to the House 833

H.B. 265 -- WATER POLLUTION LOANS *(B. Wright)*
Read for the first time and referred to the Rules Committee 406
Assigned to standing committee 433
Committee report adopted and placed on calendar 463
Read the second time 665
Read the third time 698
Signed by the President and returned to the House 699

H.B. 266 -- UTAH TOMORROW STRATEGIC PLANNING COMMITTEE AMENDMENTS *(L. Frandsen)*
Read for the first time and referred to the Rules Committee 422
Assigned to standing committee 460
Committee report adopted and placed on calendar 639
Read the second and third time 803
Circled 803
Enacting Clause Stricken 942

H.B. 267 -- TOBACCO MANUFACTURERS RESPONSIBILITY ACT AMENDMENTS *(K. Morgan)*
Read for the first time and referred to the Rules Committee 643
Assigned to standing committee 650
Read the second time and placed on Consent Calendar 683
Read the third time 834
Signed by the President and returned to the House 835

H.B. 268 -- UNPROFESSIONAL CONDUCT IN CONSTRUCTION TRADE *(R. Short)*
Read for the first time and referred to the Rules Committee 462
Assigned to standing committee 474
Read the second time and placed on Consent Calendar 576
Read the third time 653
Signed by the President and returned to the House 653

H.B. 270 -- FELONY MURDER AMENDMENTS *(J. Swallow)*
Read for the first time and referred to the Rules Committee 473
Assigned to standing committee 505
Read the second time and placed on Consent Calendar 621
Read the third time 685
Signed by the President and returned to the House 686

H.B. 271 -- REPEAL OF HOSPITAL PROVIDER ASSESSMENT *(M. Dayton)*
Read for the first time and referred to the Rules Committee 713
Enacting Clause Stricken 942

H.B. 272 -- RETIREMENT OFFICE AMENDMENTS *(R. Short)*
Read for the first time and referred to the Rules Committee 620
Assigned to standing committee 650
Amendments 679, 901
Committee report adopted and returned to the Rules Committee 682
Placed on calendar 794, 889
Read the second time 828
Circled 828
Uncircled 874
Read the second and third time 874
Returned to the House 874, 889, 902
Intent Laguage 874
Refuse to Concur 889
Joint Conference Committee Report 902
Concurrence 902
Signed by the President and returned to the House 917

H.B. 273 -- EXECUTIVE PROTECTION AMENDMENTS *(G. Adair)*
Read for the first time and referred to the Rules Committee 392
Assigned to standing committee 434
Committee report adopted and placed on calendar 463
Read the second time 665
Read the third time 699
Signed by the President and returned to the House 699

H.B. 274 -- FIRE PREVENTION AMENDMENTS *(K. Bryson)*
Read for the first time and referred to the Rules Committee 473
Assigned to standing committee 544
Committee report adopted and placed on calendar 631
Enacting Clause Stricken 942

Sub. H.B. 275 -- SALES AND USE TAX ALLOCATION FOR SPECIES PROTECTION *(T. Hatch)*
Read for the first time and referred to the Rules Committee 572
Assigned to standing committee 618
Committee report adopted and returned to the Rules Committee 682
Placed on calendar 794
Read the second and third time 849
Signed by the President and returned to the House 850

2nd Sub. H.B. 276 -- UTILITY REGULATION AMENDMENTS *(D. Ure)*
Read for the first time and referred to the Rules Committee 678
Enacting Clause Stricken 942

H.B. 277 -- OFF-HIGHWAY VEHICLE USE *(M. Styler)*
Read for the first time and referred to the Rules Committee 485
Assigned to standing committee 544
Committee report adopted and placed on calendar 611
Read the second time 706
Read the third time 740
Signed by the President and returned to the House 740

Sub. H.B. 281 -- DRUG COURTS AND DRUG BOARD PILOT PROJECT *(J. Swallow)*
Read for the first time and referred to the Rules Committee 713
Committee report adopted and placed on calendar 880
Read the second time 900
Substituted 901
Read the third time 901
Returned to the House 901
Signed by the President and returned to the House 917

H.B. 282 -- LIFE INSURANCE GUARANTY ASSOCIATIONS *(L. Nelson)*
Read for the first time and referred to the Rules Committee 780
Committee report adopted and placed on calendar 829, 860
Enacting Clause Stricken 942

H.B. 284 -- MOTOR AND SPECIAL FUEL TAXES - NAVAJO NATION TAXES *(K. Johnson)*
Read for the first time and referred to the Rules Committee 643
Enacting Clause Stricken 942

H.B. 285 -- JUDICIAL CONDUCT COMMISSION AMENDMENTS AND SUPREME COURT OVERSIGHT OF JUDGES *(D. Ure)*
Read for the first time and referred to the Rules Committee 780
Committee report adopted and placed on calendar 829, 860
Read the second and third time 891
Signed by the President and returned to the House 891

H.B. 287 -- LOBBYIST DISCLOSURE ACT AMENDMENTS *(J. Swallow)*
Read for the first time and referred to the Rules Committee 589
Assigned to standing committee 650
Committee report adopted and returned to the Rules Committee 682
Placed on calendar 746
Read the second time 775
Substituted 775

Sub. H.B. 287 -- LOBBYIST DISCLOSURE ACT AMENDMENTS *(J. Swallow)*
Circled 776
Committee report adopted and placed on calendar 860
Read the second and third time 892
Returned to the House 893
Signed by the President and returned to the House 917

H.B. 291 -- SALES AND USE TAX EXEMPTION - SCRAP RECYCLERS *(S. Koehn)*
Read for the first time and referred to the Rules Committee 560
Assigned to standing committee 572
Returned to the Secretary of the Senate 733
Returned to the Rules Committee and Tabled 774
Enacting Clause Stricken 942

H.B. 292 -- CAPITAL PROJECTS APPROVAL AND ADMINISTRATION *(G. Adair)*
Read for the first time and referred to the Rules Committee 589
Assigned to standing committee 618
Committee report adopted and returned to the Rules Committee 682
Committee report adopted and placed on calendar 829, 860
Amendments 873
Read the second time and third 873
Returned to the House 874
Signed by the President and returned to the House 890

Sub. H.B. 293 -- USE OF TOBACCO FUND PROCEEDS *(R. Short)*
Read for the first time and referred to the Rules Committee 560
Assigned to standing committee 618
Committee report adopted and referred to Rules Committee 674
Placed on calendar 794
Amendments 826, 827
Read the second time 826
Read the third time 839
Returned to the House 840
Signed by the President and returned to the House 866

H.B. 294 -- MEDICAL MALPRACTICE AMENDMENTS *(B. Holladay)*
Read for the first time and referred to the Rules Committee 620
Assigned to standing committee 650
Committee report adopted and returned to the Rules Committee 682
Enacting Clause Stricken 942

H.B. 296 -- PREVENTION OF RETALIATORY LAWSUITS *(R. Lockhart)*
Read for the first time and referred to the Rules Committee 643
Assigned to standing committee 650
Returned to the Secretary of the Senate 735
Committee report adopted and placed on calendar 880
Enacting Clause Stricken 942

H.B. 298 -- BUDGET RESERVE ACCOUNT AND MONEY MANAGEMENT ACT AMENDMENTS *(L. Frandsen)*
Read for the first time and referred to the Rules Committee 485
Assigned to standing committee 544
Committee report adopted and placed on calendar 639, 881
Enacting Clause Stricken 942

H.B. 300 -- PROVIDING NOTICE OF DELINQUENT PROPERTY TAX *(M. Dillree)*
Read for the first time and referred to the Rules Committee 485
Assigned to standing committee 544
Committee report adopted and referred to Rules Committee 674
Committee report adopted and placed on calendar 829, 860
Read the second and third time 893
Circled 893
Uncircled 900
Amendments 900
Returned to the House 900
Signed by the President and returned to the House 939

H.B. 303 -- DISCLOSURE OF INFORMATION RELATING TO PRIOR SCHOOL EMPLOYMENT *(S. Allen)*
Read for the first time and referred to the Rules Committee 620
Assigned to standing committee 627
Read the second time and placed on Consent Calendar 676
Read the third time 785
Signed by the President and returned to the House 785

Sub. H.B. 307 -- LEGISLATIVE INTERIM COMMITTEES *(R. Short)*
Read for the first time and referred to the Rules Committee 572
Assigned to standing committee 627
Read the second time and placed on Consent Calendar 676
Read the third time 787
Signed by the President and returned to the House 787

H.B. 312 -- DIVISION OF CHILD AND FAMILY SERVICES AMENDMENTS *(W. Harper)*
Read for the first time and referred to the Rules Committee 630
Assigned to standing committee 650
Read the second time and placed on Consent Calendar 683
Placed on Calendar 770
Committee report adopted and placed on calendar 880
Amendments 932, 934
Read the second and third time 932
Returned to the House 933, 934
Reconsideration 934
Signed by the President and returned to the House 939

H.B. 313 -- GENERAL GOVERNMENT AMENDMENTS *(T. Beck)*
Read for the first time and referred to the Rules Committee 713
Enacting Clause Stricken 942

H.B. 314 -- SALVAGE VEHICLE AMENDMENTS *(L. Nelson)*
Read for the first time and referred to the Rules Committee 668
Enacting Clause Stricken 943

H.B. 315 -- DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT AMENDMENTS *(G. Adair)*
Read for the first time and referred to the Rules Committee 667
Committee report adopted and placed on calendar 829, 860
Read the second and third time 884
Signed by the President and returned to the House 885

H.B. 319 -- WORKERS' COMPENSATION - PROOF OF COVERAGE INFORMATION DISCLOSURE *(G. Adair)*
Read for the first time and referred to the Rules Committee 487
Assigned to standing committee 521
Read the second time and placed on Consent Calendar 576
Read the third time 653
Signed by the President and returned to the House 654

Sub. H.B. 320 -- PUBLIC UTILITY AMENDMENTS *(D. Ure)*
Read for the first time and referred to the Rules Committee 749
Placed on calendar 794
Read the second time 821
Read the third time 839
Signed by the President and returned to the House 839

H.B. 322 -- CRIMINAL FINES SURCHARGE AMENDMENTS *(B. Chard)*
Read for the first time and referred to the Rules Committee 589
Assigned to standing committee 619
Amendments 681
Committee report adopted and returned to the Rules Committee 682
Enacting Clause Stricken 943

H.B. 323 -- INCENTIVES TO PURCHASE CLEAN FUEL VEHICLES *(W. Harper)*
Read for the first time and referred to the Rules Committee 521
Assigned to standing committee 544
Committee report adopted and referred to Rules Committee 674
Committee report adopted and placed on calendar 880, 896
Read the second and third time 922
Circled 922, 927
Uncircled 927, 928
Amendments 928
Returned to the House 930
Signed by the President and returned to the House 939

H.B. 324 -- CONTRACTOR LICENSING AMENDMENTS *(D. Ure)*
Read for the first time and referred to the Rules Committee 713
Placed on calendar 794
Read the second and third time 849
Circled 849
Amendments 851
Uncircled 851
Returned to the House 853
Signed by the President and returned to the House 890

H.B. 325 -- FINE ARTS CURRICULUM IN PUBLIC SCHOOLS *(E. Olsen)*
Read for the first time and referred to the Rules Committee 652
Placed on Second Reading Calendar 713
Read the second and third time 718
Amendments 719
Transmitted to the House 719
Signed by the President and returned to the House 793

H.B. 326 -- CONTRIBUTING TO THE DELINQUENCY OF A MINOR *(D. Ure)*
Read for the first time and referred to the Rules Committee 620
Assigned to standing committee 627
Committee report adopted and referred to Rules Committee 674
Placed on calendar 794
Read the second and third time 804
Circled 804
Uncircled 813
Signed by the President and returned to the House 813

H.B. 327 -- SEARCH WARRANT AMENDMENT *(D. Bowman)*
Read for the first time and referred to the Rules Committee 668
Enacting Clause Stricken 943

H.B. 329 -- CHILD WELFARE MEDIATION *(G. Curtis)*
Read for the first time and referred to the Rules Committee 713
Read the second time 723
Circled 723
Read the third time 724
Uncircled 724
Signed by the President and returned to the House 724

H.B. 330 -- JUDICIAL AMENDMENTS *(P. Arent)*
Read for the first time and referred to the Rules Committee 620
Assigned to standing committee 627
Committee report adopted and returned to the Rules Committee 682
Placed on calendar 794
Read the second and third time 825
Signed by the President and returned to the House 826

Sub. H.B. 331 -- CRIME VICTIMS' REPARATIONS ACT AMENDMENTS *(A. Bradshaw)*
Committee report adopted and placed on calendar 896
Read for the first time and referred to the Rules Committee 560
Assigned to standing committee 573
Committee report adopted and placed on calendar 639, 881
Read the second and third time 919
Signed by the President and returned to the House 920

H.B. 336 -- APPLIED TECHNOLOGY EDUCATION TASK FORCE *(J. Alexander)*
Read for the first time and referred to the Rules Committee 713
Placed on calendar 794
Read the second time 825
Circled 825
Uncircled 878
Read the third time 879
Amendments 879
Returned to the House 879
Signed by the President and returned to the House 897

H.B. 337 -- IMMUNITY FOR FOSTER CARE REFERRAL *(J. Swallow)*
Read for the first time and referred to the Rules Committee 731
Committee report adopted and placed on calendar 860
Read the second and third time 895
Signed by the President and returned to the House 896

H.B. 338 -- CHANGES TO TELECOMMUNICATIONS LAWS *(S. Koehn)*
Read for the first time and referred to the Rules Committee 643
Placed on calendar 746
Read the second time 775
Read the third time 801
Signed by the President and returned to the House 802

H.B. 339 -- AMENDMENTS TO INSURANCE LAW *(L. Nelson)*
Read for the first time and referred to the Rules Committee 793
Committee report adopted and placed on calendar 829, 860
Enacting Clause Stricken 943

H.B. 340 -- COST-OF-LIVING ADJUSTMENT FOR YOUTH CORRECTIONS PRIVATE PROVIDERS *(B. Chard)*
Read for the first time and referred to the Rules Committee 572
Assigned to standing committee 650
Read the second time and placed on Consent Calendar 683
Read the third time 833
Signed by the President and returned to the House 834

H.B. 343 -- OBSCENITY AND PORNOGRAPHY COMPLAINTS OMBUDSMAN *(E. Olsen)*
Read for the first time and referred to the Rules Committee 668
Placed on calendar 702
Read the second time 702
Circled 702
Read the third time 725
Uncircled 725
Signed by the President and returned to the House 726

H.B. 344 -- UTAH HORSE PROMOTION *(B. Chard)*
Read for the first time and referred to the Rules Committee 780
Enacting Clause Stricken 943

Sub. H.B. 345 -- UNEMPLOYMENT INSURANCE AMENDMENTS *(J. Swallow)*
Read for the first time and referred to the Rules Committee 731
Placed on calendar 794
Read the second and third time 848
Intent Language 849
Signed by the President and returned to the House 849

H.B. 348 -- UNLAWFUL USE OF THEFT DETECTION DEVICES *(J. Hickman)*
Read for the first time and referred to the Rules Committee 780
Committee report adopted and placed on calendar 829, 860, 902
Read the second and third time 925
Circled 925
Uncircled 926
Signed by the President and returned to the House 926

H.B. 353 -- CONTROL SHARES ACQUISITION *(J. Swallow)*
Read for the first time and referred to the Rules Committee 713
Placed on calendar 794
Read the second time 819
Circled 819
Uncircled 824
Read the second and third time 825
Signed by the President and returned to the House 825

H.B. 354 -- RECOVERY OF SPECIAL DAMAGES FOR INJURIES *(A. Tyler)*
Read for the first time and referred to the Rules Committee 713
Enacting Clause Stricken 943

2nd Sub. H.B. 357 -- SCHOOL TRUST LANDS MODIFICATIONS *(M. Brown)*
Read for the first time and referred to the Rules Committee 620
Committee report adopted and placed on calendar 829, 860
Read the second and third time 885
Signed by the President and returned to the House 886

H.B. 359 -- APPROPRIATION FOR PROJECTS TO IMPROVE PRIVATE GRAZING LANDS *(J. Gowans)*
Read for the first time and referred to the Rules Committee 630
Enacting Clause Stricken 943

H.B. 362 -- DISPATCHER TRAINING AND 911 PHONE CHARGE AMENDMENTS *(B. Chard)*
Read for the first time and referred to the Rules Committee 630
Assigned to standing committee 650
Committee report adopted and returned to the Rules Committee 682
Committee report adopted and placed on calendar 829, 881
Enacting Clause Stricken 943

H.B. 364 -- COMMERCIAL DRIVER AGRICULTURAL EXEMPTION *(D. Iverson)*
Read for the first time and referred to the Rules Committee 667
Placed on calendar 794
Read the second and third time 851
Signed by the President and returned to the House 851

H.B. 365 -- UNENFORCEABLE AGREEMENTS - LIMITS ON RETENTION PROCEEDS *(S. Koehn)*
Read for the first time and referred to the Rules Committee 841
Committee report adopted and placed on calendar 902
Read the second and third time 931
Signed by the President and returned to the House 931

H.B. 371 -- DRIVER EDUCATION TESTS *(M. Brown)*
Read for the first time and referred to the Rules Committee 746
Committee report adopted and placed on calendar 881, 902
Read the second and third time 925
Circled 925
Uncircled 926
Signed by the President and returned to the House 927

3rd Sub. H.B. 372 -- AMENDING REQUIREMENTS FOR CONCEALED FIREARMS *(G. Cox)*
Read for the first time and referred to the Rules Committee 643
Placed on calendar 794
Substituted 802
Read the second time 802
Circled 802
Uncircled 813
Returned to the House 814, 839
Read the third time 838
Intent Language 845
Signed by the President and returned to the House 866

H.B. 373 -- LOBBYIST REPORTING REQUIREMENTS *(P. Buckner)*
Read for the first time and referred to the Rules Committee 589
Assigned to standing committee 618
Committee report adopted and
referred to Rules Committee 674
Enacting Clause Stricken 943

H.B. 377 -- WASTE TIRE RECYCLING FEE *(N. Hendrickson)*
Read for the first time and referred to the Rules Committee 527
Committee report adopted and placed on calendar 829, 860
Enacting Clause Stricken 943

H.B. 379 -- WATER CONSERVANCY DISTRICTS - TECHNICAL AMENDMENTS *(C. Duckworth)*
Read for the first time and referred to the Rules Committee 713
Committee report adopted and placed on calendar 881
Enacting Clause Stricken 943

H.B. 382 -- PUBLIC OFFICERS AND EMPLOYEES ETHICS ACT AMENDMENTS *(D. Ure)*
Read for the first time and referred to the Rules Committee 630
Assigned to standing committee 650
Committee report adopted and returned to the Rules Committee 682
Placed on calendar 794
Read the second and third time 804, 810
Circled 804
Uncircled 809
Signed by the President and returned to the House 810

H.B. 387 -- STATE RISK MANAGEMENT REVIEW OF STATE EMPLOYEE TERMINATIONS *(K. Johnson)*
Read for the first time and referred to the Rules Committee 713
Enacting Clause Stricken 943

H.B. 388 -- UTAH PRODUCT LIABILITY ACT AMENDMENTS *(K. Morgan)*
Read for the first time and referred to the Rules Committee 793
Committee report adopted and placed on calendar 880
Read the second and third time 935
Circled 935
Uncircled 935
Signed by the President and returned to the House 936

H.B. 389 -- DEPUTY SHERIFFS MERIT SYSTEM AMENDMENTS *(P. Buckner)*
Read for the first time and referred to the Rules Committee 731
Placed on calendar 794
Read the second and third time 822
Signed by the President and returned to the House 822

H.B. 390 -- ENDOWMENT FUND FOR TOBACCO SETTLEMENT MONIES *(R. Walsh)*
Read for the first time and referred to the Rules Committee 731
Committee report adopted and placed on calendar 829, 860
Amendments 879
Read the second and third time 879
Signed by the President and returned to the House 897

H.B. 394 -- INJURY OF CHILD - NONCUSTODIAL PARENT'S NOTIFICATION *(F. Fife)*
Read for the first time and referred to the Rules Committee 780
Committee report adopted and placed on calendar 861
Enacting Clause Stricken 943

H.B. 395 -- PRIVATE PRISON AMENDMENTS *(B. King)*
Read for the first time and referred to the Rules Committee 589
Assigned to standing committee 650
Committee report adopted and returned to the Rules Committee 682
Committee report adopted and placed on calendar 829, 860, 902
Read the second and third time 925
Signed by the President and returned to the House 926

H.B. 396 -- CHANGE OF DATE OF SPECIAL DISTRICT ELECTION *(S. Allen)*
Read for the first time and referred to the Rules Committee 713
Committee report adopted and placed on calendar 829, 860, 896
Read the second and third time 920
Circled 920
Uncircled 921
Signed by the President and returned to the House 921

H.B. 397 -- INCENTIVES FOR ELEMENTARY READING PERFORMANCE *(R. Bigelow)*
Read for the first time and referred to the Rules Committee 643
Assigned to standing committee 650
Read the second time and placed on Consent Calendar 683
Read the third time 835
Circled 835
Uncircled 836
Signed by the President and returned to the House 836

H.B. 400 -- HIGHWAY SIGN OBSTRUCTION *(J. Swallow)*
Read for the first time and referred to the Rules Committee 713
Committee report adopted and placed on calendar 829, 860
Amendments 899
Read the second and third time 899
Returned to the House 900
Signed by the President and returned to the House 917

Sub. H.B. 405 -- SCHOOL BOARD COMPENSATION *(N. Hansen)*
Read for the first time and referred to the Rules Committee 793
Enacting Clause Stricken 943

H.B. 407 -- FINANCIAL ASSISTANCE FOR BUSINESS RELOCATION IN RURAL COMMUNITIES *(M. Styler)*
Read for the first time and referred to the Rules Committee 731
Committee report adopted and placed on calendar 829, 860, 896
Read the second and third time 918
Signed by the President and returned to the House 918

H.B. 411 -- PUBLIC EDUCATION CURRICULUM AMENDMENTS *(B. Wright)*
Read for the first time and referred to the Rules Committee 731
Placed on calendar 794
Read the second and third time 806
Circled 806
Amendments 864
Uncircled 864
Returned to the House 865
Signed by the President and returned to the House 890

H.B. 420 -- UTAH COMMISSION ON VOLUNTEERS AMENDMENT *(J. Alexander)*
Read for the first time and referred to the Rules Committee 780
Committee report adopted and placed on calendar 902
Read the second and third time 930
Signed by the President and returned to the House 930

H.B. 423 -- MOTOR VEHICLE LIABILITY COVERAGE *(G. Curtis)*
Read for the first time and referred to the Rules Committee 630
Assigned to standing committee 650
Committee report adopted and returned to the Rules Committee 682
Placed on calendar 794
Read the second time 828
Read the third time 840
Signed by the President and returned to the House 840

H.B. 426 -- FUNDING OF PUBLIC EDUCATION TASK FORCE *(K. Garn)*
Read for the first time and referred to the Rules Committee 731
Placed on calendar 794
Read the second and third time 823
Signed by the President and returned to the House 823

H.C.R. 1 -- RESOLUTION URGING FEDERAL FUNDING TO FIGHT GRASSHOPPER AND CRICKET INFESTATION *(J. Gowans)*
Read for the first time and referred to the Rules Committee 171
Assigned to standing committee 186
Committee report adopted and placed on calendar 211
Read the second time 285
Read the third time 302
Signed by the President and returned to the House 302
Transmitted to the Lt. Governor 728

H.C.R. 2 -- RESOLUTION ENCOURAGING CANCER SCREENING *(M. Dillree)*
Read for the first time and referred to the Rules Committee 326
Read the second time 326
Read the third time 326
Signed by the President and returned to the House 326

H.C.R. 3 -- RESOLUTION ON AFFORDABLE HOUSING *(A. Bradshaw)*
Read for the first time and referred to the Rules Committee 238
Assigned to standing committee 314
Read the second time and placed on Consent Calendar 439
Read the third time 489
Signed by the President and returned to the House 489

H.C.R. 5 -- RESOLUTION ON WEST DESERT WILDERNESS *(D. Iverson)*
Read for the first time and referred to the Rules Committee 473
Assigned to standing committee 504
Amendments 601
Committee report adopted and placed on calendar 611, 881
Read the second and third time 932
Returned to the House 932
Signed by the President and returned to the House 938

H.C.R. 6 -- RESOLUTION ON COUNTY ANNEXATION *(B. Johnson)*
Read for the first time and referred to the Rules Committee 652
Assigned to standing committee 667
Read the second time and placed on Consent Calendar 683
Read the third time 835
Signed by the President and returned to the House 835

Sub. H.C.R. 7 -- RESOLUTION URGING UTAHNS TO HOST PARENTS OF OLYMPIC AND PARALYMPIC ATHLETES *(D. Ure)*
Read for the first time and referred to the Rules Committee 385
Read the second time 386
Read the third time 386
Signed by the President and returned to the House 386

H.C.R. 8 -- RESOLUTION RECOGNIZING NATALIE WILLIAMS *(M. Stephens)*
Read for the first time and referred to the Rules Committee 523
Read the second time 523
Read the third time 523
Signed by the President and returned to the House 523
Transmitted to the Lt. Governor 728

H.C.R. 9 -- RESOLUTION RECOGNIZING JEFF HORNACEK *(M. Stephens)*
Read for the first time and referred to the Rules Committee 523
Read the second time 523
Read the third time 523
Signed by the President and returned to the House 524
Transmitted to the Lt. Governor 728

H.C.R. 10 -- RESOLUTION URGING HEALTH STUDY AND INFORMATION ABOUT NEVADA TEST SITE *(L. Shurtliff)*
Read for the first time and referred to the Rules Committee 731
Committee report adopted and placed on calendar 829, 860
Enacting Clause Stricken 943

H.J.R. 1 -- RESOLUTION CHANGING STATE ELECTION CYCLE *(D. Zolman)*
Read for the first time and referred to the Rules Committee 160
Assigned to standing committee 618
Committee report adopted and referred to Rules Committee 674
Enacting Clause Stricken 943

H.J.R. 2 -- RESOLUTION ON VICTIM'S RIGHTS *(G. Cox)*
Read for the first time and referred to the Rules Committee 207
Assigned to standing committee 272
Committee report adopted and placed on calendar 317
Amendments 317, 415, 441
Read the second time 415
Read the third time 441
Returned to the House 442
Signed by the President and returned to the House 461

H.J.R. 3 -- RESOLUTION PROVIDING FOR SPECIAL SESSIONS OF THE LEGISLATURE *(R. Walsh)*
Read for the first time and referred to the Rules Committee 198
Assigned to standing committee 272
Returned to the Secretary of the Senate 735
Returned to the Rules Committee and Tabled 750
Enacting Clause Stricken 943

H.J.R. 4 -- RESOLUTION APPROVING REMOVAL OF DISTRICT COURT FROM PARK CITY *(D. Ure)*
Read for the first time and referred to the Rules Committee 238
Assigned to standing committee 314
Read the second time and placed on Consent Calendar 464
Read the third time 533
Signed by the President and returned to the House 533

H.J.R. 5 -- JOINT RULES REVISORS RESOLUTION *(S. Koehn)*
Read for the first time and referred to the Rules Committee 118
Placed on calendar 161
Read the second time 183
Read the third time 193
Signed by the President and returned to the House 194

H.J.R. 6 -- RESOLUTION CONCERNING THE CENTRAL UTAH WATER ALLOCATION *(B. Johnson)*
Read for the first time and referred to the Rules Committee 160
Assigned to standing committee 175
Committee report adopted and placed on calendar 240
Read the second time 308
Read the third time 320
Signed by the President and returned to the House 321

H.J.R. 8 -- RESOLUTION ON THE STATE SUPERINTENDENT *(G. Way)*
Substituted 846
Uncircled 846

H.J.R. 10 -- RESOLUTION ON TAIWAN *(M. Throckmorton)*
Read for the first time and referred to the Rules Committee 268
Placed on Calendar 268
Read the second and third time 269
Signed by the President and returned to the House 269

H.J.R. 11 -- JOINT RESOLUTION FOR INCREASING TOURISM MARKET SHARE *(S. Allen)*
Read for the first time and referred to the Rules Committee 521
Assigned to standing committee 544
Committee report adopted and placed on calendar 631
Enacting Clause Stricken 943

H.J.R. 12 -- JOINT RESOLUTION ENCOURAGING STUDY OF ALCOHOLIC BEVERAGE SERVER TRAINING *(C. Saunders)*
Read for the first time and referred to the Rules Committee 572
Assigned to standing committee 618
Read the second time and placed on Consent Calendar 676
Read the third time 785
Signed by the President and returned to the House 786

H.J.R. 14 -- JOINT RULES RESOLUTION - LEGISLATIVE QUASI-GOVERNMENTAL ENTITIES COMMITTEE *(D. Ure)*
Read for the first time and referred to the Rules Committee 521
Assigned to standing committee 544
Committee report adopted and referred to Rules Committee 674
Placed on calendar 794
Read the second time 849
Circled 849
Uncircled 870
Read the third time 870
Signed by the President and returned to the House 870

H.J.R. 17 -- RESOLUTION URGING FEDERAL CONSTITUTIONAL AMENDMENT TO PROTECT THE LIFE OF THE UNBORN *(G. Way)*
Read for the first time and referred to the Rules Committee 780
Committee report adopted and placed on calendar 860, 896
Returned to the Rules Committee 902
Enacting Clause Stricken 943

FINAL ACTION INDEX

ALL SENATE BILLS

AND RESOLUTIONS

2000 GENERAL SESSION

FIFTY-THIRD LEGISLATURE

January 17 through March 1, 2000

S.B. 1 ANNUAL APPROPRIATION ACT — D. Steele
Signed by Governor: March 17, 2000
Effective Date: July 1, 2000

S.B. 2 (no SB 2)

S.B. 3 MINIMUM SCHOOL PROGRAM ACT AMENDMENTS — H. Stephenson
Signed by Governor: March 15, 2000
Effective Date: July 1, 2000

S.B. 4 PODIATRIST ASSISTANT LICENSURE EXEMPTION — J. Hull
Signed by Governor: February 23, 2000
Effective Date: May 1, 2000

S.B. 5 SPECIAL MOBILE EQUIPMENT AMENDMENTS — P. Knudson
Signed by Governor: March 14, 2000
Effective Date: July 1, 2000

S.B. 6 UNINSURED MOTORIST DATABASE REAUTHORIZATION — D. Steele
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 7 DONATION OF NONSCHEDULE DRUGS OR DEVICES - LIABILITY PROTECTION — P. Suazo
Signed by Governor: March 13, 2000
Effective Date: May 1, 20000

S.B. 8 INVESTIGATION OF POLYGAMIST ACTIVITIES — R. Allen
House Struck Enacting Clause: March 1, 2000

S.B. 9 EQUITY IN PRESCRIPTION COVERAGE — P. Julander
Senate Struck Enacting Clause: March 1, 2000

S.B. 10 COMMUNITY IMPACT ALLEVIATION - DEFINITIONS — M. Dmitrich
Signed by Governor: February 21, 2000
Effective Date: May 1, 2000

S.B. 11 ASSOCIATION OF GOVERNMENTS APPROPRIATION — M. Dmitrich
Signed by Governor: March 16, 2000
Effective Date: July 1, 2000

S.B. 12 SAFETY BELT LAW AMENDMENTS — R. Montgomery
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 13 STATE PARKS AMENDMENTS — J. Hull
Signed by Governor: February 23, 2000
Effective Date: May 1, 2000

S.B. 14 PENALTY FOR HATE CRIMES — P. Suazo
House Struck Enacting Clause: March 1, 2000

S.B. 15 USE OF TOBACCO SETTLEMENT REVENUES — S. Poulton
Signed by Governor: March 18, 2000
Effective Date: July 1, 2000

S.B. 16 CHILD FIREARM ACCESS PREVENTION AMENDMENTS — P. Julander
Senate Struck Enacting Clause: March 1, 2000

S.B. 17 MINIMUM SCHOOL LEVY MODIFICATIONS — L. Jones
Failed in the Senate: February 9, 2000
Senate Struck Enacting Clause: March 1, 2000

S.B. 18 PUBLIC UTILITIES - SEWER LINES — G. Davis
Senate Struck Enacting Clause: March 1, 2000

S.B. 19 SURVIVOR BENEFIT OF EMPLOYEES — P. Knudson
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 20 GOVERNMENT COMPETITION WITH PRIVATE SECTOR — L. Blackham
Signed by Governor: February 23, 2000
Effective Date: May 1, 2000

S.B. 21 PATRIOTIC EDUCATION — L. Blackham
Signed by Governor: March 13, 2000
Effective Date: July 1, 2000

S.B. 22 WATER COMPANIES AND ASSOCIATION - ASSESSMENT AND VOTING RIGHTS — M. Dmitrich
Senate Struck Enacting Clause: March 1, 2000

S.B. 23 WORKERS COMPENSATION - EMPLOYEES WILLFUL MISCONDUCT — P. Hellewell
Signed by Governor: March 16, 2000
Effective Date: May 1, 2000

S.B. 24 INDIVIDUAL INCOME TAX - BRACKET ADJUSTMENT — H. Nielson
House Struck Enacting Clause: March 1, 2000

S.B. 25 MATERIAL HARMFUL TO MINORS - AMENDMENTS — S. Howell
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 26 APPROPRIATION FOR PURCHASE OF FREEDOM SHRINE DOCUMENTS — E. Mayne
Signed by Governor: March 16, 2000
Effective Date: July 1, 2000

S.B. 27 PROCUREMENT CODE REQUIREMENTS OF HEALTH CARE BENEFITS — E. Mayne
Senate Struck Enacting Clause: March 1, 2000

S.B. 28 PUBLIC USE OF STATE-OWNED LANDS — J. Hull
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 29 INDIVIDUAL INCOME TAX - PERSONAL EXEMPTIONS — H. Nielson
Failed in Senate: January 21, 2000
Senate Struck Enacting Clause: March 1, 2000

S.B. 30 PROPERTY TAX - UNIFORM FEES ON RECREATIONAL VEHICLES — P. Hellewell
Senate Struck Enacting Clause: March 1, 2000

S.B. 31 COMMERCIAL HISTORIC BUILDING REHABILITATION - CORPORATE FRANCHISE AND INCOME TAX AND INDIVIDUAL INCOME TAX CREDITS — B. Evans
Senate Struck Enacting Clause: March 1, 2000

S.B. 32 CONCEALED PERMIT HOLDERS REQUIREMENTS — R. Allen
Senate Struck Enacting Clause: March 1, 2000

S.B. 33 APPROPRIATION FOR THE ARTS — L. Jones
House Struck Enacting Clause: March 1, 2000

S.B. 34 USE OF SALES AND USE TAX REVENUE — L. Hillyard
Signed by Governor: February 16, 2000
Effective Date: May 1, 2000

S.B. 35 GOVERNMENT TORT LIABILITY AMENDMENTS — H. Stephenson
Signed by Governor: March 13, 2000
Effective Date: July 1, 2001

S.B. 36 DAMAGE TO OR INTERRUPTION OF COMMUNICATION DEVICE — R. Allen
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 37 PUBLIC SCHOOLS SURVEY — R. Montgomery
House Struck Enacting Clause: March 1, 2000

S.B. 38 NOTARY PUBLIC QUALIFICATIONS — G. Davis
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 39 EXPEDITED VISITATION ENFORCEMENT PROGRAM — M. Peterson
Signed by Governor: March 14, 2000
Effective Date: May 1, 2000

S.B. 40 UNINSURED MOTORIST DATABASE AMENDMENTS — D. Steele
Signed by Governor: March 17, 2000
Effective Date: July 1, 2000

S.B. 41 PRIVACY OF FINANCIAL INFORMATION — K. Hale
Signed by Governor: March 16, 2000
Effective Date: May 1, 2000

S.B. 42 RENTAL APPLICATION FEES — M. Waddoups
House Struck Enacting Clause: March 1, 2000

S.B. 43 MARRIAGE AND FAMILY THERAPIST LICENSING AMENDMENTS — K. Hale
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 44 BACKGROUND CHECK ON PRIVATE HANDGUN TRANSFERS — M. Peterson
Senate Struck Enacting Clause: March 1, 2000

S.B. 45 TOBACCO SETTLEMENT ACCOUNT APPROPRIATION — R. Montgomery
Senate Struck Enacting Clause: March 1, 2000

S.B. 46 MOTOR FUEL MARKETING AMENDMENTS — P. Hellewell
House Struck Enacting Clause: March 1, 2000

S.B. 47 DRIVING UNDER THE INFLUENCE PROVISIONS — S. Howell
Signed by Governor: March 16, 2000
Effective Date: May 1, 2000

S.B. 48 OPTOMETRY LICENSING ACT AMENDMENTS — A. Mansell
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 49 CHILD SUPPORT AMENDMENTS — L. Hillyard
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 50 HEALTH CARE BENEFITS - GRIEVANCE REVIEW PROCESS — P. Knudson
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 51 SALES AND USE TAX EXEMPTION - CERTAIN PURCHASES OR LEASES BY A MANUFACTURER — H. Stephenson
Senate Struck Enacting Clause: March 1, 2000

S.B. 52 CHARTER SCHOOL AMENDMENTS — H. Stephenson
Senate Struck Enacting Clause: March 1, 2000

S.B. 53 LICENSING SECURITY OFFICERS — D. Steele
Senate Struck Enacting Clause: March 1, 2000

S.B. 54	DIRECTIVES FOR MEDICAL SERVICES Senate Struck Enacting Clause: March 1, 2000	K. Hale
S.B. 55	MINERAL LEASE ACT AMENDMENTS Signed by Governor: March 16, 2000 Effective Date: July 1, 2000	L. Blackham
S.B. 56	DIGITAL CERTIFICATES AND IDENTIFICATION AMENDMENTS Signed by Governor: March 17, 2000 Effective Date: May 1, 2000	S. Howell
S.B. 57	NEEDLESTICK INJURY PREVENTION Filed by Title only Senate Struck Enacting Clause: February 11, 2000	P. Julander
S.B. 58	OPTIONAL FORMS OF COUNTY GOVERNMENT AMENDMENTS Signed by Governor: March 13, 2000 Effective Date: May 1, 2000	M. Evans
S.B. 59	SALES AND USE TAX EXEMPTION FOR FOOD Senate Struck Enacting Clause: March 1, 2000	M. Waddoups
S.B. 60	CONSUMER REPORTS - PROTECTION OF ACCURACY OF INFORMATION Senate Struck Enacting Clause: March 1, 2000	G. Davis
S.B. 61	REVISED NONPROFIT CORPORATION ACT Signed by Governor: March 16, 2000 Effective Date: April 30, 2001	L. Hillyard
S.B. 62	WILDLIFE RESOURCES CODE - APPLICATION TO INDIANS Signed by Governor: March 13, 2000 Effective Date: May 1, 2000	B. Evans
S.B. 63	ADOPTION PROCEDURES House Struck Enacting Clause: March 1, 2000	H. Nielson
S.B. 64	RESIDENTIAL EXEMPTION - SECONDARY RESIDENCES House Struck Enacting Clause: March 1, 2000	E. Mayne

S.B. 65 SENSITIVE SPECIES DESIGNATION AND WILDLIFE HABITAT CLASSIFICATIONS — B. Evans
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 66 COHABITANT ABUSE PROCEDURES ACT AMENDMENT — M. Peterson
Senate Struck Enacting Clause: February 22, 2000

S.B. 67 PUBLIC SAFETY SALARY RECOMMENDATIONS — S. Howell
Senate Struck Enacting Clause: March 1, 2000

S.B. 68 FOCUS ON CORE CURRICULUM — S. Poulton
Signed by Governor: March 16, 2000
Effective Date: May 1, 2000

S.B. 69 OVERSIGHT OF LEGISLATIVE STAFF OFFICERS — L. Beattie
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 70 DAMAGES FOR HARM TO OR THEFT OF AN ASSISTANCE ANIMAL — E. Allen
Signed by Governor: March 16, 2000
Effective Date: May 1, 2000

S.B. 71 RETIREMENT DEFERRED COMPENSATION EMPLOYER MATCH — G. Davis
Senate Struck Enacting Clause: March 1, 2000

S.B. 72 PUBLIC SAFETY AMENDMENTS — T. Spencer
Signed by Governor: March 16, 2000
Effective Date: May 1, 2000

S.B. 73 TELEPHONE CORPORATION DEFINITION AMENDMENTS — L. Jones
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 74 MASTER ROAD AMENDMENTS — P. Knudson
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 75 IDENTITY FRAUD — G. Davis
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 76 AMENDMENTS TO DIGITAL SIGNATURE ACT — D. Steele
Signed by Governor: February 21, 2000
Effective Date: May 1, 2000

S.B. 77 CHIEF INFORMATION OFFICER AMENDMENTS — D. Steele
Signed by Governor: February 21, 2000
Effective Date: May 1, 2000

S.B. 78 UTILITIES IN HIGHWAY RIGHTS-OF-WAY — L. Blackham
Signed by Governor: March 17, 2000
Effective Date: July 1, 2000

S.B. 79 WEAPONS RESTRICTIONS AMENDMENTS — T. Spencer
Senate Struck Enacting Clause: January 25, 2000

S.B. 80 POSTSECONDARY PROPRIETARY SCHOOL ACT AMENDMENTS — L. Hillyard
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 81 STRATEGIC PLANNING FOR PUBLIC EDUCATION AMENDMENTS — D. Steele
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 82 PROPERTY TAX - CALCULATION OF NEW GROWTH — J. Valentine
Signed by Governor: February 23, 2000
Effective Date: May 1, 2000

S.B. 83 AMENDMENTS TO UNEMPLOYMENT INSURANCE — R. Muhlestein
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 84 TRUTH IN TAXATION - JUDGMENT LEVY — H. Stephenson
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 85 REAUTHORIZATION OF ADMINISTRATIVE RULES — H. Stephenson
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 86 EMERGENCY MEDICAL SERVICES AMENDMENTS — J. Valentine
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 87 FIREARM AMENDMENTS - HOUSES OF WORSHIP AND PRIVATE RESIDENCIES — M. Peterson
Senate Struck Enacting Clause: March 1, 2000

S.B. 88 EXCLUSION OF TERRITORY FROM COUNTY SERVICE AREA — P. Hellewell
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 89 NATIVE AMERICAN COORDINATING BOARD — P. Suazo
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B .90 ICE CREAM AND MILK DISPENSER REQUIREMENTS — G. Davis
Senate Struck Enacting Clause: March 1, 2000

S.B. 91 MUNICIPAL CANDIDACY RESIDENCY AMENDMENT — T. Spencer
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 92 NURSE MIDWIVES - EXTENSION OF SUNSET DATE — P. Julander
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 93 GRADUATED DRIVER LICENSE AMENDMENTS — R. Montgomery
Failed in the House: February 10, 2000
Senate Struck Enacting Clause - March 1, 2000

S.B. 94 NURSING CARE FACILITIES ASSESSMENT AMENDMENTS — G. Davis
Signed by Governor: March 7, 2000
Effective Date: July 1, 2000

S.B. 95 ACCESS TO RURAL HEALTH CARE FACILITIES AMENDMENTS — P. Knudson
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 96 MEDICAL CLAIMS AMENDMENTS — R. Montgomery
House Struck Enacting Clause: March 1, 2000

S.B. 97 ANTIDISCRIMINATION ADVISORY COUNCIL AMENDMENTS — S. Poulton
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 98 EDUCATION BUDGET RESERVE ACCOUNT — L. Hillyard
House Struck Enacting Clause: March 1, 2000

S.B. 99 KINDERGARTEN IN THE PUBLIC SCHOOLS — S. Howell
Senate Struck Enacting Clause: February 7, 2000

S.B. 100 STATE FINANCIAL ADVISOR AMENDMENTS — P. Knudson
Signed by Governor: February 21, 2000
Effective Date: February 21, 2000

S.B. 101 STATE BUILDING OWNERSHIP AUTHORITY AMENDMENTS — P. Knudson
Senate Struck Enacting Clause: March 1, 2000

S.B. 102 STATE MONEY MANAGEMENT ACT AMENDMENTS — D. Steele
Signed by Governor: March 14, 2000
Effective Date: May 1, 2000

S.B .103 FEE FOR STATE GOLF COURSES — L. Blackham
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 104 UNIFORM CHILD CUSTODY ACT — L. Hillyard
Signed by Governor: March 14, 2000
Effective Date: July 1, 2000

S.B. 105 QUALITY ASSURANCE ON CONSTRUCTION OF PUBLIC BUILDINGS — E. Mayne
Signed by Governor: February 23, 2000
Effective Date: May 1, 2000

S.B. 106 RETIREMENT BENEFIT ENHANCEMENT — H. Nielson
Law without Governor's Signature: March 21, 2000
Effective Date: July 1, 2000

S.B. 107 PROFESSIONAL CORPORATION ACT AMENDMENTS — E. Allen
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 108 DIABETES TREATMENT AND MANAGEMENT MANAGED CARE — H. Nielson
Signed by Governor: March 14, 2000
Effective Date: July 1, 2000

S.B. 109 CHILD ABUSE DATABASE INFORMATION — J. Valentine
Signed by Governor: March 16, 2000
Effective Date: May 1, 2000

S.B. 110 REVENUE BONDS FOR MUNICIPALITIES — R. Montgomery
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 111 ENDOWMENT CARE CEMETERY AMENDMENTS — L. Jones
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 112 AVIATION FUEL TAX — L. Hillyard
Senate Struck Enacting Clause: March 1, 2000

S.B. 113 EXEMPTION FROM LICENSURE FOR ATHLETIC TRAINERS — J. Valentine
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 114 REIMBURSEMENT TO SCHOOL DISTRICTS FOR DRIVER EDUCATION COSTS — D. Steele
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 115 TRAUMA SYSTEM AMENDMENTS — R. Montgomery
Signed by Governor: March 16, 2000
Effective Date: July 1, 2000

S.B. 116 APPROPRIATION FOR ON-SITE WASTEWATER TREATMENT SYSTEMS TRAINING — L. Blackham
House Struck Enacting Clause: March 1, 2000

S.B. 117 UTAH DEPARTMENT OF TRANSPORTATION CONSTRUCTION AND MAINTENANCE BID LIMIT — E. Mayne
Senate Struck Enacting Clause: March 1, 2000

S.B. 118 APPROPRIATION TO MEMORY GROVE FOUNDATION — P. Suazo
House Struck Enacting Clause: March 1, 2000

S.B. 119 ASSAULT AND COHABITANT ABUSE ACT AMENDMENTS — M. Peterson
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 120 REPLICA VEHICLE PROVISIONS — E. Mayne
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

121S.B. DR. MARTIN LUTHER KING JR. DAY — P. Suazo
Signed by Governor: March 16, 2000
Effective Date: May 1, 2000

S.B. 122 APPROPRIATION TO STATE FIRE MUSEUM — R. Allen
House Struck Enacting Clause: March 1, 2000

S.B. 123 UTAH HERITAGE HIGHWAY APPROPRIATION — L. Blackham
Signed by Governor: March 16, 2000
Effective Date: July 1, 2000

S.B. 124 ADOPTION ACT AMENDMENTS — L. Hillyard
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 125 UNIFORM ELECTRONIC TRANSACTIONS ACT — L. Hillyard
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 126 BUSINESS LICENSE FEE AMENDMENTS — J. Valentine
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 127 COUNTY RECORDER AMENDMENTS — M. Evans
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 128 FLUORIDE OPTION FOR SECOND CLASS COUNTIES — R. Montgomery
Senate Struck Enacting Clause: March 1, 2000

S.B. 129 Y2K REVISORS - TECHNICAL CHANGES — S. Poulton
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 130 FUEL TAX REFUNDS FOR LOSS OR DESTRUCTION — J. Valentine
Signed by Governor: March 13, 2000
Effective Date: July 1, 2000

S.B. 131 APPROPRIATION FOR ASSISTIVE TECHNOLOGY — R. Montgomery
Signed by Governor: March 16, 2000
Effective Date: July 1, 2000

S.B. 132 MASSAGE PRACTICE ACT AMENDMENTS — M. Evans
Signed by Governor: March 16, 2000
Effective Date: May 1, 2000

S.B. 133 EDUCATION TECHNOLOGY INITIATIVE AMENDMENTS — H. Stephenson
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 134 PUBLIC SAFETY RETIREES - COST OF LIVING ALLOWANCE — M. Dmitrich
Senate Struck Enacting Clause: March 1, 2000

S.B. 135 PROFESSIONAL BOXING LICENSURE AND REGULATION — P. Suazo
Signed by Governor: March 7, 2000
Effective Date: May 1, 2000

S.B. 136 APPROPRIATION FOR UTAH STATE FAIRPARK — P. Suazo
Signed by Governor: March 16, 2000
Effective Date: July 1, 2000

S.B. 137 SALVAGE VEHICLE BUYERS — J. Valentine
Signed by Governor: March 16, 2000
Effective Date: July 1, 2000

S.B. 138 SUNSET DATE FOR HEALTH POLICY COMMISSION — H. Nielson
Signed by Governor: March 7, 2000
Effective Date: December 31, 2000

S.B. 139 PROPERTY TAX - FARMLAND AND ASSESSMENT ACT AMENDMENTS — P. Suazo
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 140 TOBACCO PREVENTION AND TREATMENT ENDOWMENT — E. Allen
Senate Struck Enacting Clause: February 24, 2000

S.B. 141 PROVIDING TOBACCO TO MINORS — E. Allen
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 142 CREATION OF LOCAL DISTRICTS AND SPECIAL DISTRICTS — M. Evans
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 143 CERTIFIED SHORTHAND REPORTERS LICENSING ACT AMENDMENTS — T. Spencer
Senate Struck Enacting Clause: March 1, 2000

S.B. 144 TAX INCREMENT AMENDMENTS — A. Mansell
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 145 NOTARY PUBLIC REQUIREMENTS — J. Valentine
Signed by Governor: March 16, 2000
Effective Date: May 1, 2000

S.B. 146 SCHOOL FEE WAIVERS AMENDMENTS — D. Steele
Signed by Governor: March 10, 2000
Effective Date: July 1, 2000

S.B. 147 ONLINE COURT ASSISTANCE — M. Waddoups
Signed by Governor: March 10, 2000
Effective Date: July 1, 2000

S.B. 148 APPROPRIATION FOR YOUTH LEADERSHIP SUMMIT — B. Evans
House Struck Enacting Clause: March 1, 2000

S.B. 149 JUVENILE ADJUDICATION — P. Suazo
Signed by Governor: March 10, 2000
Effective Date: May 1, 2000

S.B. 150 APPROPRIATION FOR AIRPORT AUTHORITY — L. Hillyard
Signed by Governor: March 16, 2000
Effective Date: July 1, 2000

S.B. 151 JUSTICE COURT ACCOUNTABILITY — L. Hillyard
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 152 COSMETOLOGIST/BARBERS LICENSURE EXEMPTIONS — B. Evans
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 153 CRIMINAL PENALTY AMENDMENTS — T. Spencer
Senate Struck Enacting Clause: March 1, 2000

S.B. 154 APPROPRIATION FOR SOLDIER HOLLOW DAY LODGE AND HEBER VALLEY RAILROAD — B. Evans
Senate Struck Enacting Clause: March 1, 2000

S.B. 155 USE, POSSESSION, OR SALE OF LASER POINTERS — E. Allen
Passed but invalidated: March 8, 2000

S.B. 156 PROPERTY TAX - GOVERNING BODY APPROVAL — S. Poulton
House Struck Enacting Clause: March 1, 2000

S.B. 157 NURSING PRACTICE AMENDMENTS — P. Julander
Signed by Governor: March 16, 2000
Effective Date: July 1, 2000

S.B. 158 FLUORINE ADDED TO WATER - EXPANSION TO SECOND CLASS COUNTIES — E. Allen
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 159 PRIVATE COLLECTION OF DELINQUENT TAXES — H. Stephenson
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 160 UNINSURED EMPLOYERS' FUND AMENDMENTS — E. Mayne
Signed by Governor: March 13, 2000
Effective Date: July 1, 2000

S.B. 161 RESTRICTIONS ON WEAPONS - ELEMENTARY AND SECONDARY SCHOOLS — L. Beattie
Senate Struck Enacting Clause: March 1, 2000

S.B. 162 RESTRICTIONS ON WEAPONS - HOUSES OF WORSHIP — L. Beattie
Senate Struck Enacting Clause: March 1, 2000

S.B. 163 SALE OF MOTOR VEHICLE — P. Julander
Signed by Governor: March 14, 2000
Effective Date: May 1, 2000

S.B. 164 MEDICAL EXCLUSION IN INDIVIDUAL HEALTH INSURANCE POLICIES — H. Nielson
Signed by Governor: March 16, 2000
Effective Date: July 1, 2000

S.B. 165 VICTIM REPRESENTATION AT AN EXECUTION — E. Allen
Signed by Governor: March 14, 2000
Effective Date: May 1, 2000

S.B. 166 GRANDPARENTS VISITATION RIGHTS — T. Spencer
Signed by Governor: March 15, 2000
Effective Date: May 1, 2000

S.B. 167 MUNICIPAL ENERGY SALES AND USE TAX - COMPUTATION OF TAXABLE BASE — J. Valentine
Signed by Governor: March 14, 2000
Effective Date: May 1, 2000

S.B. 168 UNIFORM COMMERCIAL CODE - ARTICLE 9 - SECURED TRANSACTIONS — L. Hillyard
Signed by Governor: March 14, 2000
Effective Date: July 1, 2001

S.B. 169 ELECTRONIC MAIL REGULATIONS — J. Valentine
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 170 LOCAL GOVERNMENT PEACE OFFICER EXAMINATIONS — S. Howell
House Struck Enacting Clause: March 1, 2000

S.B. 171 INDIVIDUAL INCOME TAX AND CORPORATE FRANCHISE AND INCOME TAX CREDITS - CONTRIBUTIONS TO PROVIDERS OF SERVICES TO PERSONS WITH DISABILITIES — R. Montgomery
Senate Struck Enacting Clause: March 1, 2000

S.B. 172 SALES AND USE TAX MODIFICATIONS — L. Hillyard
Signed by Governor: March 14, 2000
Effective Date: July 1, 2001

S.B. 173 SPECIAL DISTRICT AND LOCAL DISTRICT GOVERNING BODY ISSUES — M. Evans
Signed by Governor: March 14, 2000
Effective Date: May 1, 2000

S.B. 174 USE OF DRIVER LICENSE INFORMATION — K. Hale
Signed by Governor: March 14, 2000
Effective Date: May 1, 2000

S.B. 175 MENTAL HEALTH AND CORRECTIONS LAW AMENDMENTS — R. Montgomery
Signed by Governor: March 14, 2000
Effective Date: May 1, 2000

S.B. 176 HIGHWAY IMPROVEMENT FUNDING — L. Beattie
Failed in the House: March 1, 2000
Senate Struck Enacting Clause: March 1, 2000

S.B. 177 MUNICIPAL INCORPORATION AMENDMENTS — M. Evans
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 178 INCOME TAX AMENDMENTS — H. Nielson
House Struck Enacting Clause: March 1, 2000

S.B. 179 USE OF COUNTY NAME RESTRICTED — D. Steele
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 180 TAX PENALTIES — J. Valentine
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 181 INCOME TAXES - ALLOCATION TO THE UINTAH AND OURAY RESERVATION — B. Evans
Signed by Governor: March 14, 2000
Effective Date: May 1, 2000

S.B. 182 UTAH LISTED WASTE AMENDMENTS — R. Allen
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 183 UTAH CORRECTIONAL INDUSTRIES BUSINESS PARK — L. Blackham
House Struck Enacting Clause: March 1,2000

S.B. 184 REQUIREMENTS FOR RENTALS — M. Waddoups
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 185 OFFICE OF GUARDIAN AD LITEM AMENDMENTS — D. Steele
Filed by Title Only
Senate Struck Enacting Clause: March 1, 2000

S.B. 186 REDEVELOPMENT AGENCY TAX INCREMENT CHANGES — H. Stephenson
Signed by Governor: March 17, 2000
Effective Date: May 1, 2000

S.B. 187 CHILD SUPPORT GUIDELINES — L. Hillyard
Signed by Governor: March 13, 2000
Effective Date: July 1, 2000

S.B. 188 PROTECTION FOR CHILDREN AND ELDERLY — P. Suazo
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 189 MOTOR VEHICLE INSURANCE POLICY COVERAGE — M. Waddoups
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 190 INSURANCE LAW AMENDMENTS — S. Poulton
Signed by Governor: March 10, 2000
Effective Date: May 1, 2000

S.B. 191 MEDICAID FRAUD OVERSIGHT — E. Allen
Signed by Governor: March 16, 2000
Effective Date: May 1, 2000

S.B. 192 AMENDMENTS FOR WEAPONS — B. Evans
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 193 RESIDENTIAL LIEN RECOVERY FUND — S. Howell
Senate Struck Enacting Clause: March 1, 2000

S.B. 194 WINERY AMENDMENTS — L. Blackham
Senate Struck Enacting Clause: March 1, 2000

S.B. 195 VOLUNTEER IMMUNITY ACT — S. Poulton
Senate Struck Enacting Clause: March 1, 2000

S.B. 196 BURGLAR ALARM LICENSURE REVISIONS — A. Mansell
Signed by Governor: March 16, 2000
Effective Date: May 1, 2000

S.B. 197 CORPORATE FRANCHISE AND INCOME TAXES - MINIMUM TAX — R. Allen
Senate Struck Enacting Clause: March 1, 2000

S.B. 198 CORPORATE FRANCHISE AND INCOME TAXES - RATE INCREASES — R. Allen
Senate Struck Enacting Clause: March 1, 2000

S.B. 199 PAYMENT TO DEALER FOR VEHICLE USE — A. Mansell
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 200 MENTAL HEALTH COMMITMENT AMENDMENTS — R. Montgomery
House Struck Enacting Clause: March 1, 2000

S.B. 201 PROPERTY TAXATION OF MOVIEMAKING EQUIPMENT — M. Dmitrich
Filed by Title Only
Senate Struck Enacting Clause: March 1, 2000

S.B. 202 PROPERTY TAX APPORTIONMENT OF ASSESSMENTS OF CERTAIN AIRLINE PROPERTY — J. Valentine
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 203 SALES AND USE TAX AND INCOME TAX REVISIONS — M. Peterson
Senate Struck Enacting Clause: March 1, 2000

S.B. 204 STUDY OF HEALTH INSURANCE INDUSTRY — P. Knudson
House Struck Enacting Clause: March 1, 2000

S.B. 205 COHABITANT ABUSE ACT AMENDMENTS — T. Spencer
Senate Struck Enacting Clause: March 1, 2000

S.B. 206 STATE AND LOCAL AMENDMENTS — R. Montgomery
Signed by Governor: March 16, 2000
Effective Date: May 1, 2000

S.B. 207 OFFENSES AGAINST PERSONS IN CUSTODY — P. Julander
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 208 FRANCHISE TAX AMENDMENTS — J. Valentine
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 209 SALES AND USE TAXES - NOTICE AND EFFECTIVE DATE — J. Valentine
Signed by Governor: March 16, 2000
Effective Date: May 1, 2000

S.B. 210 ADOPTION LAW AMENDMENTS — T. Spencer
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 211 OLYMPIC FINANCING AMENDMENTS — A. Mansell
Signed by Governor: March 10, 2000
Effective Date: May 1, 2000

S.B. 212 EXEMPTION FROM WATERCRAFT LICENSURE — P. Suazo
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 213 MOTOR AND SPECIAL FUEL TAX - APPLICATION TO THE UINTAH AND OURAY RESERVATION — B. Evans
Signed by Governor: March 14, 2000
Effective Date: May 1, 2000

S.B. 214 SUBDIVISION RECORDING REQUIREMENTS — R. Allen
Filed by Title Only
Senate Struck Enacting Clause: February 15, 2000

S.B. 215 REAL ESTATE RECORDING LAW AMENDMENTS — R. Allen
Signed by Governor: March 16, 2000
Effective Date: May 1, 2000

S.B. 216 PLACEMENT OF GROUP HOMES - LOCAL GOVERNMENT CONTROLS — A. Mansell
Senate Struck Enacting Clause: March 1, 2000

S.B. 217 LOCAL HEALTH DEPARTMENT FEE AUTHORITY — D. Steele
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 218 SALES OF CIGARETTES INTENDED FOR EXPORT — R. Montgomery
Signed by Governor: March 13, 2000
Effective Date: July 1, 2000

S.B. 219 DRINKING WATER TECHNICIAN CERTIFICATION H. Nielson
Senate Struck Enacting Clause: March 1, 2000

S.B. 220 BAIL AND BAIL BOND SURETY RELATED AMENDMENTS S. Poulton
Signed by Governor: March 14, 2000
Effective Date: May 1, 2000

S.B. 221 SHERIFF'S CLASSIFICATION OF JAIL INMATES AND JAIL FACILITIES M. Waddoups
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 222 FINANCIAL INSTITUTIONS AMENDMENTS T. Spencer
Signed by Governor: March 14, 2000
Effective Date: May 1, 2000

S.B. 223 CHILD PROTECTION AMENDMENTS S. Poulton
Signed by Governor: March 16, 2000
Effective Date: May 1, 2000

S.B. 224 COMMISSION OF DOMESTIC VIOLENCE IN THE PRESENCE OF A CHILD AMENDMENTS D. Steele
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 225 COMMITTEE ON CRIMINAL JUSTICE FOR YOUTH AND ADULTS WITH MENTAL RETARDATION L. Hillyard
Senate Struck Enacting Clause: March 1, 2000

S.B. 226 ACCOUNTACY PRACTICE ACT J. Valentine
Signed by Governor: March 14, 2000
Effective Date: May 1, 2000

S.B. 227 REGULATION OF TELECOMMUNICATIONS B. Evans
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 228 LOCAL TAXATION OF UTILITIES LIMITATION - COMPUTATION OF GROSS RECEIPTS J. Valentine
Signed by Governor: March 14, 2000
Effective Date: May 1, 2000

S.B. 229 SAN RAFAEL LEGACY AUTHORITY — M. Dmitrich
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 230 REDEVELOPMENT AGENCY AMENDMENT — J. Valentine
Signed by Governor: March 17, 2000
Effective Date: May 1, 2000

S.B. 231 ELECTRIC RESTRUCTURING — L. Blackham
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 232 TAX COLLECTION AMENDMENTS — B. Evans
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 233 AMENDMENTS TO PUBLIC UTILITY LAWS — L. Blackham
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 234 PENALTIES FOR OFFENSES AGAINST POLICE SERVICE ANIMALS — P. Knudson
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 235 BONDING FOR STATE FAIRPARK CORPORATION — P. Suazo
Signed by Governor: March 17, 2000
Effective Date: May 1, 2000

S.B. 236 WEAPONS RESTRICTIONS FOR THE MENTALLY ILL — T. Spencer
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 237 STRUCTURING ELECTRICAL UTILITY DEREGULATION — M. Waddoups
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 238 PERSONNEL MANAGEMENT ACT AMENDMENTS — T. Spencer
Signed by Governor: March 16, 2000
Effective Date: July 1, 2000

S.B. 239 DISEASE TESTING FOR EMS PROVIDERS AND VOLUNTEERS — M. Peterson
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 240 DECRIMINALIZATION OF TRAFFIC OFFENSES — L. Hillyard
Signed by Governor: March 16, 2000
Effective Date: March 16, 2000

S.B. 241 CIVIL PROCESS EXPARTE CONTACT WITH PHYSICIAN — J. Valentine
Senate Struck Enacting Clause: March 1, 2000

S.B. 242 ANNEXATION OF UNINCORPORATED AREAS — S. Poulton
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 243 MINOR'S ACCESS TO HARMFUL MATERIAL ON THE INTERNET — S. Howell
Senate Struck Enacting Clause: February 18, 2000

S.B. 244 EXTENSION OR REPEAL OF SUNSET DATES — M. Waddoups
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 245 SALES AND USE TAX DIVERSION - DEPOT CONVERSION — R. Allen
Senate Struck Enacting Clause: February 15, 2000

S.B. 246 UTAH UNIFORM PROBATE CODE - NOTICE, PARTIES, REPRESENTATION AMENDMENTS — L. Hillyard
Signed by Governor: March 10, 2000
Effective Date: May 1, 2000

S.B. 247 DRAMSHOP LIABILITY — S. Howell
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 248 WILDLIFE LICENSING AMENDMENTS — L. Blackham
Signed by Governor: March 13, 2000
Effective Date: January 1, 2001

S.B. 249 ROADS ON PUBLIC LANDS — L. Blackham
Signed by Governor: March 16, 2000
Effective Date: March 16, 2000

S.B. 250 ELECTRICAL DEREGULATION AND CUSTOMER CHOICE TASK FORCE AMENDMENTS — M. Waddoups
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 251 DRAMSHOP MODIFICATIONS — L. Hillyard
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 252 FIREFIGHTER RETIREMENT AMENDMENTS — G. Davis
Vetoed by Governor: March 17, 2000

S.B. 253 UTAH BOXING COMMISSION AMENDMENTS — P. Suazo
Senate Struck Enacting Clause: March 1, 2000

S.B. 254 MATERNITY INSURANCE COVERAGE FOR ADOPTIVE PARENTS — E. Mayne
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 255 JUVENILE CURFEW AUTHORITY — E. Mayne
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 256 OPTIONAL COUNTY AFFORDABLE HOUSING FUNDS ACT — K. Hale
Senate Struck Enacting Clause: March 1, 2000

S.B. 257 DEBT COLLECTION AMENDMENTS — B. Evans
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 258 HEALTH CARE AMENDMENTS — P. Julander
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 259 EMERGENCY MEDICAL FUND ADJUSTMENT FOR CERTAIN COUNTIES — A. Mansell
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 260 TRANSPORTATION CORRIDOR FUNDING — R. Allen
Senate Struck Enacting Clause: February 15, 2000

S.B. 261 PROVIDING GENERAL GOVERNMENTS AMENDMENTS — G. Davis
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 262 AMENDMENTS TO GENERAL GOVERNMENT — G. Davis
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 263 INMATE ACCESS TO PUBLICATIONS — M. Evans
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 264 MEDICAID FRAUD UNIT — H. Nielson
House Struck Enacting Clause: March 1, 2000

S.B. 265 RESIDENTIAL LIEN RECOVERY FUND AMENDMENTS — L. Beattie
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 266 ARCHITECTS LICENSING ACT AMENDMENTS — J. Valentine
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 267 REPEAL OF HOSPITAL PROVIDERS ASSESSMENT — H. Nielson
Senate Struck Enacting Clause: March 1, 2000

S.B. 268 SAFE DRINKING WATER ACT AMENDMENTS — P. Hellewell
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 269 UNEMPLOYMENT INSURANCE — E. Mayne
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.B. 270 SEX OFFENDER REGISTRY — M. Waddoups
Signed by Governor: March 13, 2000
Effective Date: May 1, 2000

S.B. 271 PUBLIC SAFETY NONCONTRIBUTORY RETIREMENT AMENDMENTS — S. Howell
House Struck Enacting Clause: March 1, 2000

S.B. 272 SALES AND USE TAXATION OF ADMISSIONS OR USER FEES - OLYMPIC WINTER GAMES OF 2002 — J. Valentine
Signed by Governor: March 16, 2000
Effective Date: May 1, 2000

S.B. 273 HIGHWAY BONDING — D. Steele
Law without Governor's signature: March 18, 2000
Effective Date: May 1, 2000

S.C.R. 1 RESOLUTION PETITIONING UNITED STATES GOVERNMENT TO RELEASE CERTAIN SATELLITE DATA — D. Steele
Signed by Governor: February 23, 2000
Effective Date: February 23, 2000

S.C.R. 2 STUDENTS IN LARGE HIGH SCHOOLS RESOLUTION — M. Peterson
Senate Struck Enacting Clause: March 1, 2000

S.C.R. 3 RESOLUTION ON USE OF DEVEREAUX MANSION — P. Julander
Signed by Governor: March 13, 2000
Effective Date: March 13, 2000

S.J.R. 1 JOINT RULES RESOLUTION - MINI APPROPRIATIONS PROCESS — L. Blackham
House Struck Enacting Clause: March 1, 2000

S.J.R. 2 JOINT RULES - ETHICS PROCEDURE AMENDMENTS — S. Poulton
Effective Date: February 10, 2000

S.J.R. 3 RESOLUTION ON RENT MORATORIUM DURING OLYMPICS — R. Allen
Senate Struck Enacting Clause: March 1, 2000

S.J.R. 4 RESOLUTION ON COMPENSATION OF IN-SESSION EMPLOYEES — R. Montgomery
Effective Date: February 2, 2000

S.J.R. 5 RESOLUTION AMENDING NUMBER OF SENATORS — H. Nielson
Senate Struck Enacting Clause: March 1, 2000

S.J.R. 6 JOINT RULES RESOLUTION — S. Poulton
Effective Date: February 28, 2000

S.J.R. 7 RESOLUTION ON TIME OF GENERAL SESSIONS — P. Suazo
Senate Struck Enacting Clause: March 1, 2000

S.J.R. 8 RESOLUTION AMENDING LOCAL GOVERNMENT PROVISIONS — H. Nielson
Effective Date: January 1, 2001

S.J.R. 9 RESOLUTION ON FUNDING THE ARTS IN PUBLIC SCHOOLS — K. Hale
Effective Date: March 1, 2000

S.J.R. 10 RESOLUTION ENCOURAGING REVIEW OF INDIAN SITES PRIOR TO CONSTRUCTION OF BEAR RIVER DEVELOPMENT PROJECT — P. Suazo
Filed by Title only
Senate Struck Enacting Clause: March 1, 2000

S.J.R. 11 RESOLUTION ADDRESSING OLYMPIC FINANCING — A. Mansell
Effective Date: February 29, 2000

S.J.R. 12 MASTER STUDY RESOLUTION — L. Hillyard
Effective Date: March 1, 2000

S.J.R. 13 RESOLUTION ON TAX REDUCTION AND SIMPLIFICATION — J. Valentine
Filed by Title Only
Senate Struck Enacting Clause: March 1, 2000

S.J.R. 14 RESOLUTION CREATING CONSTITUTIONAL TRUST FUND — S. Poulton
Effective Date: January 1, 2001

S.R. 1 SENATE RULES REVISORS RESOLUTION — S. Poulton
Effective Date: January 21, 2000

S.R. 2 SENATE RULES REVISIONS RESOLUTION S. Poulton
. Effective Date: January 21, 2000

S.R. 3 RESOLUTION URGING TELEVISIONS TO AIR VIOLENT PROGRAMS ONLY LATE AT NIGHT S. Howell
Effective Date: February 9, 2000

S.R. 4 SENATE RULES RESOLUTION - COMMITTEE REVIEW OF LEGISLATION A. Mansell
Effective Date: February 21, 2000

S.R. 5 SENATE RULES RESOLUTION - LEGISLATIVE QUASI-GOVERNMENTAL ENTITIES COMMITTEE A. Mansell
Effective Date: March 1, 2000

STATE OF UTAH

SENATE JOURNAL

EIGHTH EXTRAORDINARY SESSION
OF THE
FIFTY-THIRD LEGISLATURE

Convened and Adjourned on
Wednesday, April 19, 2000

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Eighth Extraordinary Session of the Fifty-Third 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 19, 2000, and adjourning sine die on the same day.

Annette B. Moore
Secretary of the Senate

Sandy D. Tenney
Manager, Senate Services

Elizabeth J. Kjar
Journal Clerk

STATE OF UTAH

SENATE JOURNAL

EIGHTH EXTRAORDINARY SESSION of the FIFTY-THIRD LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Third 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 19, 2000.

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 2000 General Session of the 53rd 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 53rd Legislature of the State of Utah into an Eighth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 19th day of April, 2000, 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 2000 General Session of the 53rd 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 April, 2000.

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 4, 2000, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-Third Legislature of the State of Utah into an Eighth Extraordinary Session at the State Capitol at Salt Lake City, Utah, on the 19th day of April, 2000, 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 2000 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 April, 2000.

Olene S. Walker
Lieutenant Governor

Roll Call - All Senators present except Senators Montgomery and Valentine, excused.

On motion of Senator Poulton, the Senate Rules of the 2000 General Session of the Fifty-Third Legislature were adopted for the Eighth Extraordinary Session.

President Beattie appointed a committee consisting of Senators Howard Nielson, Beverly Evans, and Joseph Hull to wait upon the Governor. The

committee was asked to advise the Governor that the Senate is convened in the Eighth Extraordinary Session in accordance with his proclamation.

Senator Nielson advised the Senate that the Governor has been notified of the convening of the Eighth Extraordinary Session.

Sandy Tenney read the following communication:

COMMUNICATIONS FROM THE GOVERNOR

Dear President Beattie and Members of the Senate: April 4, 2000

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

TELECOMMUNICATIONS ADVISORY COUNCIL

David C. Moon appointed to represent the governor's office on the Telecommunications Advisory Council. Section 72-7-109, Utah Code Annotated 1953, as amended.

Stephen F. Mecham appointed to represent the Public Service Commission on the Telecommunications Advisory Council. Section 72-7-109, Utah Code Annotated 1953, as amended.

Neal F. Christensen appointed to represent the Department of Transportation on the Telecommunications Advisory Council. Section 72-7-109, Utah Code Annotated 1953, as amended.

Steve Hess appointed to represent the Utah Education Network on the Telecommunications Advisory Council. Section 72-7-109, Utah Code Annotated 1953, as amended.

Douglas G. Richins appointed to represent the Division of Purchasing on the Telecommunications Advisory Council. Section 72-7-109, Utah Code Annotated 1953, as amended.

Ric Campbell appointed to represent the Division of Public Utilities on the Telecommunications Advisory Council. Section 72-7-109, Utah Code Annotated 1953, as amended.

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

Michael O. Leavitt
Governor

Communication filed.

On motion of Senator Lorin Jones, the Senate voted to consent to the Governor's appointments as listed in his communications dated April 4, 2000 as read by Sandy Tenney. The motion passed on the following roll call:

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

Voting in the affirmative were: Senators

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hellewell	Hillyard	Howell	Hull
Jones	Julander	Knudson	Mansell
Muhlestein	Nielson	Peterson	Poulton
Spencer	Steele	Stephenson	Suazo
Waddoups	Beattie		

Absent or not voting were: Senators

Mayne	Montgomery	Valentine

President Beattie directed the committee to wait upon the governor to notify him that the Senate has concluded its business and to ask whether he has further business to bring before the Senate.

Senator Nielson advised members of the Senate that the 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 Lyle Hillyard, the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

NINTH EXTRAORDINARY SESSION
OF THE
FIFTY-THIRD LEGISLATURE

Convened and Adjourned on
Wednesday, May 17, 2000

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Ninth Extraordinary Session of the Fifty-Third 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 17, 2000, 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-THIRD LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Third 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 17, 2000.

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

Prayer - Senator Robert Muhlestein

Annette B. Moore read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the close of the 2000 General Session of the 53rd 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 53rd Legislature of the State of Utah into a Eighth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 17th day of May, 2000, 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 2000 General Session of the 53rd 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 2nd day of May, 2000.

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 2, 2000, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-Third Legislature of the State of Utah into a Ninth Extraordinary Session at the State Capitol at Salt Lake City, Utah, on the 17th day of May, 2000, 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 2000 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 2nd day of May, 2000.

Olene S. Walker
Lieutenant Governor

Roll Call- All Senators present, except Senators Hellewell, Montgomery, Steele, Mansell, and Spencer.

On motion of Senator Poulton, the Senate Rules of the 2000 General Session of the Fifty-Third Legislature were adopted for the Ninth Extraordinary Session.

President Beattie appointed a committee consisting of Senators John Valentine, Mont Evans, and Millie Peterson to wait upon the Governor. The

committee was asked to advise the Governor that the Senate is convened in the Ninth Extraordinary Session in accordance with his proclamation.

Senator Valentine advised the Senate that the Governor has been notified of the convening of the Ninth Extraordinary Session.

Sandy Tenney read the following communication:

COMMUNICATIONS FROM THE GOVERNOR

Dear President Beattie and Members of the Senate: April 12, 2000

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

JUVENILE COURT

Paul D. Lyman appointed as a Judge of the Juvenile Court of the Sixth Judicial District. Utah Constitution Article VIII, Section 8 and Section 78-3a-107, Utah Code Annotated 1953, as amended.

Thank you for your timely consideration and confirmation of the above appointment; and

Dear President Beattie and Members of the Senate: May 2, 2000

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

COURT OF APPEALS

William A. Thorne, Jr. appointed as a judge of the Utah Court of Appeals. Utah Constitution Article VIII, Section 8 and Section 78-2a-2, Utah Code Annotated 1953, as amended.

DEPARTMENT OF FINANCIAL INSTITUTIONS

G. Edward Leary reappointed as the Commissioner of Financial Institutions for a term to expire July 15, 2004. Section 7-1-202, Utah Code Annotated 1953, as amended.

UNIVERSITY OF UTAH BOARD OF TRUSTEES

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

Hope Eccles appointed to fill the unexpired term of Claudia Luttrell on the University of Utah Board of Trustees, a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

BOARD OF CHILD AND FAMILY SERVICES

Richard L. Shipley reappointed as a member of the Board of Child and Family Services for a term to expire July 1, 2004. 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, 2004. Section 62A-4a-102, Utah Code Annotated 1953, as amended.

David L. Corwin appointed as a member of the Board of Child and Family Services for a term to expire July 1, 2004. Section 62A-4a-102, Utah Code Annotated 1953, as amended.

Martin N. Olsen appointed as a member of the Board of Child and Family Services for a term to expire July 1, 2004. Section 62A-4a-102, Utah Code Annotated 1953, as amended.

Geri Braegger appointed as a member of the Board of Child and Family Services for a term to expire July 1, 2004. Section 62A-4a-102, Utah Code Annotated 1953, as amended.

Sherill Edgell appointed as a member of the Board of Child and Family Services for a term to expire July 1, 2004. Section 62A-4a-102, Utah Code Annotated 1953, as amended.

UTAH SUBSTANCE ABUSE AND ANTI-VIOLENCE COORDINATING COUNCIL

Mary E. Phillips reappointed as a member of the Utah Substance Abuse and Anti-Violence Coordinating Council for a term to expire May 1, 2002. Section 63-25a-201, Utah Code Annotated 1953, as amended.

Diane Stuart reappointed as a member of the Utah Substance Abuse and Anti-Violence Coordinating Council for a term to expire May 1, 2002. Section 63-25a-201, Utah Code Annotated 1953, as amended.

Sherm Watkins reappointed as a member of the Utah Substance Abuse and Anti-Violence Coordinating Council for a term to expire May 1, 2002. Section 63-25a-201, Utah Code Annotated 1953, as amended.

SOIL CONSERVATION COMMISSION

Larry Johnson reappointed as a member of the Soil Conservation Commission for a term to expire May 8, 2004. Section 4-18-4, Utah Code Annotated 1953, as amended.

Dee A. Waldron reappointed as a member of the Soil Conservation Commission for a term to expire May 8, 2004. Section 4-18-4, Utah Code Annotated 1953, as amended.

Stanley W. Wood appointed as a member of the Soil Conservation Commission for a term to expire May 8, 2004. Section 4-18-4, Utah Code Annotated 1953, as amended.

Ralph H. Staheli appointed as a member of the Soil Conservation Commission for a term to expire May 8, 2004. Section 4-18-4, Utah Code Annotated 1953, as amended.

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

Michael O. Leavitt
Governor

Communications filed.

* * *

Mr. President: May 17, 2000

Your committee on Judicial Confirmations met on May 16, 2000 to review the nomination of Judge William A. Thorne, Jr. as a judge of the Utah Court of Appeals and Paul D. Lyman as a judge of the juvenile court of the Sixth Judicial District. The committee interviewed each appointee and recommends that the Senate confirm the appointments. The committee vote was 6 yes, 0 no, and none absent.

Terry R. Spencer,
Committee Chair

Report filed. On motion of Senator Hillyard, the report was adopted by voice vote.

On motion of Senator Jones, the Senate voted to consent to the Governor's appointments as listed in his communications dated April 12 and May 2, 2000 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

E. Allen	R. Allen	Blackham	Davis
Dmitrich	B. Evans	M. Evans	Hale
Hillyard	Howell	Hull	Jones
Julander	Knudson	Mayne	Muhlestein
Nielson	Peterson	Poulton	Stephenson
Suazo	Valentine	Waddoups	Beattie

Absent or not voting were: Senators

Hellewell	Mansell	Montgomery	Spencer
Steele			

On motion of Senator Hillyard, Judge Lyman and Judge Thorne spoke in Committee of the Whole.

On motion of Senator Howell, Jesse Huntsman spoke in Committee of the Whole. Senator Jones commented.

President Beattie directed the committee to wait upon the governor to notify him that the Senate has concluded its business and to ask whether he has further business to bring before the Senate.

Senator Valentine advised members of the Senate that the 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 Lyle Hillyard, the Senate adjourned sine die.

STATE OF UTAH

SENATE JOURNAL

TENTH EXTRAORDINARY SESSION OF THE FIFTY-THIRD LEGISLATURE

Convened and Adjourned on
Wednesday, June 14, 2000

CERTIFICATION

The undersigned, as the duly appointed committee on revision of the Senate Journal for the Tenth Extraordinary Session of the Fifty-Third Legislature of the State of Utah, do hereby certify that herein contained is an accurate record of the proceedings of the Tenth Extraordinary Session convening on Wednesday, June 14, 2000, 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

TENTH EXTRAORDINARY SESSION of the FIFTY-THIRD LEGISLATURE

Pursuant to the proclamation of His Excellency, Governor Michael O. Leavitt, the Senate of the Fifty-Third Legislature of the State of Utah met in the Senate Chamber at the State Capitol in the Tenth Extraordinary Session at 12:00 noon on Wednesday, June 14, 2000.

The Senate was called to order with Senator Leonard Blackham, President Pro Tem, presiding.

Prayer - Senator Robert Montgomery

Annette B. Moore read the following Proclamation and Certification:

PROCLAMATION

WHEREAS, since the close of the 2000 General Session of the 53rd 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 53rd Legislature of the State of Utah into a Tenth Extraordinary Session at the State Capitol in Salt Lake City, Utah, on the 14th day of June, 2000, 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 2000 General Session of the 53rd 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, 2000.

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 2, 2000, and signed by Governor Michael O. Leavitt, is a true and correct copy of the original Proclamation calling the Senate only of the Fifty-Third Legislature of the State of Utah into a Tenth Extraordinary Session at the State Capitol at Salt Lake City, Utah, on the 17th day of May, 2000, 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 2000 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, 2000.

Olene S. Walker
Lieutenant Governor

Roll Call- All Senators present, except Senators Beattie, Julander, Howell, Davis, Steele, Hillyard, Mansell, Stephenson, Hull, Hellewell, and E. Allen, excused.

On motion of Senator Poulton, the Senate Rules of the 2000 General Session of the Fifty-Third Legislature were adopted for the Tenth Extraordinary Session.

President Pro Tem Blackham appointed a committee consisting of Senators Waddoups, Muhlestein, and R. Allen to wait upon the Governor. The committee

was asked to advise the Governor that the Senate is convened in the Tenth Extraordinary Session in accordance with his proclamation.

Senator Waddoups advised the Senate that the Governor has been notified of the convening of the Tenth Extraordinary Session.

Sandy Tenney read the following communication:

COMMUNICATIONS FROM THE GOVERNOR

Mr. President: May 30, 2000

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

STATE TAX COMMISSION

Marc B. Johnson reappointed as a member of the State Tax Commission for a term to expire June 30, 2004. Section 59-1-201, Utah Code Annotated 1953, as amended.

BOARD OF TRUSTEES OF THE UTAH NAVAJO TRUST FUND

John Harja reappointed as a member of the Board of Trustees of the Utah Navajo Trust Fund for a term to expire July 1, 2004. Section 63-88-103, Utah Code Annotated 1953, as amended.

REAL ESTATE COMMISSION

Thomas M. Morgan appointed as a member of the Real Estate Commission for a term to expire June 30, 2004. Section 61-2-5.5, Utah Code Annotated 1953, as amended.

Danny M. Holt appointed as a member of the Real Estate Commission for a term to expire June 30, 2004. Section 61-2-5.5, Utah Code Annotated 1953, as amended.

REAL ESTATE APPRAISER LICENSING AND CERTIFICATION BOARD

Michael H. Christensen reappointed as a member of the Real Estate Appraiser Licensing and Certification Board for a term to expire July 1, 2004. Section 61-2b-7, Utah Code Annotated 1953, as amended.

Joseph S. Stott appointed as a member of the Real Estate Appraiser Licensing and Certification Board for a term to expire July 1, 2004. Section 61-2b-7, Utah Code Annotated 1953, as amended.

STATE BOARD OF REGENTS

Rob Peterson appointed as the student representative on the State Board of Regents for a term to expire June 30, 2001. Section 53B-1-104, Utah Code Annotated 1953, as amended.

SALT LAKE COMMUNITY COLLEGE BOARD OF TRUSTEES

Peter R. Generaux appointed to fill the unexpired term of Bonnie Jean Beesley on the Salt Lake Community College Board of Trustees, a term to expire June 30, 2001. Section 53B-2-104, Utah Code Annotated 1953, as amended.

DIXIE COLLEGE BOARD OF TRUSTEES

Shandon D. Gubler appointed to fill the unexpired term of Dale H. Larkin on the Dixie College Board of Trustees, a term to expire June 30, 2003. Section 53B-2-104, Utah Code Annotated 1953, as amended.

CRIME VICTIMS REPARATIONS BOARD

Nancy F. Wright reappointed as a member of the Crime Victims Reparations Board for a term to expire April 15, 2003. Section 63-25a-404, Utah Code Annotated 1953, as amended.

Dr. Anthony Wayne Middleton, Jr. appointed as a member of the Crime Victims Reparations Board for a term to expire April 15, 2003. Section 63-25a-404, Utah Code Annotated 1953, as amended.

HEBER VALLEY HISTORIC RAILROAD AUTHORITY

Dr. Stephen L. Carr reappointed as a member of the Heber Valley Historic Railroad Authority for a term to expire June 30, 2004. Section 9-3-302, Utah Code Annotated 1953, as amended.

PERMANENT COMMUNITY IMPACT FUND BOARD

Joe C. Judd reappointed as a member of the Permanent Community Impact Fund Board for a term to expire July 1, 2004. Section 9-4-304, Utah Code Annotated 1953, as amended.

Ralph Okerlund reappointed as a member of the Permanent Community Impact Fund Board for a term to expire July 1, 2004. Section 9-4-304, Utah Code Annotated 1953, as amended.

John G. Mathis reappointed as a member of the Permanent Community Impact Fund Board for a term to expire July 1, 2002. Section 9-4-304, Utah Code Annotated 1953, as amended.

William B. Redd reappointed as a member of the Permanent Community Impact Fund Board for a term to expire July 1, 2002. Section 9-4-304, Utah Code Annotated 1953, as amended.

STATE CAPITOL PRESERVATION BOARD

Lawrence D. Reaveley reappointed as a member of the State Capitol Preservation Board for a term to expire July 1, 2002. Section 63C-9-201, Utah Code Annotated 1953, as amended.

Michael J. Stransky reappointed as a member of the State Capitol Preservation Board for a term to expire July 1, 2002. Section 63C-9-201, Utah Code Annotated 1953, as amended.

WATER QUALITY BOARD

Neil K. Kochenour appointed to fill the unexpired term of Leroy H. Wullstein on the Water Quality Board, a term to expire March 1, 2001. Section 19-5-103, Utah Code Annotated 1953, as amended; and

Mr. President: May 31, 2000

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

DISTRICT COURT

Terry Lamar Christiansen 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.

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

Michael O. Leavitt
Governor

Communications filed.

On motion of Senator Poulton, the Senate, pursuant to Section 67-1-2 of the Utah Code, voted to waive the 15-day requirement for purposes of acting on the gubernatorial nominee on the Governor's submittal dated May 31, 2000.

President Beattie and Senator Howell gave verbal approval prior to this extraordinary session.

On motion of Senator Jones, the Senate voted to consent to the Governor's appointments as listed in his communications dated May 30 and May 31, 2000 as read by Sandy Tenney. The motion passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 11.

Voting in the affirmative were: Senators

R. Allen	Blackham	Dmitrich	B. Evans
M. Evans	Hale	Jones	Knudson
Mayne	Montgomery	Muhlestein	Nielson
Peterson	Poulton	Spencer	Suazo
Valentine	Waddoups		

Absent or not voting were: Senators

E. Allen	Davis	Hellewell	Hillyard
Howell	Hull	Julander	Mansell
Steele	Stephenson	Beattie	

On motion of Senator Spencer, Judge Christiansen spoke in Committee of the Whole.

President Pro Tem Blackham directed the committee to wait upon the governor to notify him that the Senate has concluded its business and to ask whether he has further business to bring before the Senate.

Senator Waddoups advised members of the Senate that the 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 Poulton, the Senate adjourned sine die.

COMMITTEES OF THE WHOLE INDEX

Martin Luther King Jr./Human Rights Commission 102
Chief Justice Richard C. Howe 108
Congressman Merrill Cook 168
Justice Michael J. Wilkins 171
Justice Matthew B. Durrant 171
Vanessa Ballam, Miss Utah 178
Congressman Jim Hansen 216
Tibby Milne 237
Harvard "Din and Tonics" 262
Victor C. Tseng, Taipei Economic & Cultural Office 269
Mitt Romney, Salt Lake Olympic Committee 372
Alan G. Lance, Natl. Commander-American Legion 396
Primary Children's Medical Center/KSL Radio Telethon 403
Rachel Sweet, Sweet Candy Company 450
Wolfgang Rudolph & Charles Dahlquist - German Consul Generals 455
Senator Robert Bennett 515
High School Art Awards- Springville Art Museum 517
Senator Orrin Hatch 520
Natalie Williams; Jeff Hornacek 523
Frank W. Budd, President - Salt Lake Community College 527
Mayor Ben Jones, Riverdale City; Representative Carl Saunders 532
Mickey Ibarra, Asst. to President of U.S. 554
Freedom Festival Speech Contest Winners 570
National Cutting Horse Association 615
Families of Lt. Thomas Bahorovich III and
Lt. Thomas S. Rettburg 633
Bingham High School Women's Cross Country Teams 666
President Bernie Machen, University of Utah 749
Dan Glickman, U.S. Secretary of Agriculture 754
Wayne Dee Sheperd 800
Retiring Utah State Senators 887

JOURNAL INDEX

Page

FIRST EXTRAORDINARY SESSION (53rd Legislature)
April 21, 1999 1

SECOND EXTRAORDINARY SESSION
May 199, 1999 13

THIRD EXTRAORDINARY SESSION
June 16, 1999 23

FOURTH EXTRAORDINARY SESSION
July 19, 1999 35

FIFTH EXTRAORDINARY SESSION
August 18, 1999 45

SIXTH EXTRAORDINARY SESSION
October 20, 1999 51

SEVENTH EXTRAORDINARY SESSION
November 17, 1999 59

EIGHTH EXTRAORDINARY SESSION
April 19, 2000 65

NINTH EXTRAORDINARY SESSION
May 17, 2000 71

GENERAL SESSION 2000 (53rd Legislature)
January 17, 2000 to March 1, 2000

Adjourn 950
Advise and Consent - January 21, 2000 170
Advise and Consent - February 2, 2000 297
Advise and Consent - March 1, 2000 861
Committees 78
Committees of the Whole Index 1201
Convene 73
Employees 2000 Session 83
Final Action Index 1147
Governor Leavitt's Opening Remarks 108
Joint Conventions 108

	Page
Judiciary, State of	108
Leadership - House	67
Leadership - Senate (photos)	66
Legislative Summary	955
Membership	69
Page Indexes	
Senate Bills	1047
House Bills	1101
President's Message	65
Reading of Titles of Bills (motion)	78
Rules, Senate and Joint	72
Senators (photo)	68
State Officials	67
Subject Index	957