STATE OF UTAH

SENATE JOURNAL

SIXTH EXTRAORDINARY SESSION
of the
SIXTY−Sixth LEGISLATURE

The Senate of the Sixty−Sixth Legislature of the State of Utah met in the Senate Chamber at the State Capital Complex in the Sixth Extraordinary Session at 4:00 p.m. on Wednesday, October 20, 2021.

The Senate was called to order at 4:14 p.m. with President J. Stuart Adams presiding.

Prayer − Senator Chris Wilson
Pledge of Allegiance − Senator Mike Kennedy

* * *

Jennifer Storie, Secretary of the Senate, read the following communication:

PROCLAMATION

WHEREAS, since the close of the 2021 General Session of the 64th 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 Senate into Extraordinary Session; and

NOW, THEREFORE, I, Spencer J. Cox, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and Laws of the State of Utah, do by this Proclamation call the Senate only of the 64th Legislature of the State of Utah into the Sixth Extraordinary Session at the Utah State Capitol in Salt Lake City, Utah, on the 20th day of October 2021, at 4:00 p.m., for the following purpose:
For the Senate to consent to appointments made by the Governor to positions within state government of the State of Utah since the close of the 2021 General Session of the 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 Utah State Capitol in Salt Lake City, Utah, this 19th day of October 2021.

Spencer J. Cox
Governor
Deidre M. Henderson
Lieutenant Governor

* * *

Roll call – All Senators present except Senator Cullimore, excused.

On motion of Senator Buxton, the Senate voted to adopt the Senate Rules of the 2021 Fifth Extraordinary Session of the Sixty–Sixth Legislature as the rules for the Sixth Extraordinary Session.

President Adams appointed Senator Ann Millner to notify the Governor’s representative that the Senate is convened in the Sixth Extraordinary Session.

Senator Millner advised the Senate that the Governor’s representative has been notified of the convening of the Sixth Extraordinary Session.

COMMUNICATIONS FROM THE GOVERNOR

ADVISE AND CONSENT

Mr. President:

In accordance with Utah Code 67–1–1 and 67–1–2, I propose and transmit the following appointments. A list of legal requirements for each position and documentation that the appointees meet the legal requirements is found in the addenda to this letter.

Board of Tourism Development

Elaine Gizler is reappointed as a member of the Board of Tourism Development, a term to expire June 30, 2025, See Utah Code 63N–7–102 UCA.
Nathan Rafferty is reappointed as a member of the Board of Tourism Development, a term to expire June 30, 2025, See Utah Code 63N−7−102 UCA.

Kym Buttschardt is reappointed as a member of the Board of Tourism Development, a term to expire June 30, 2025, See Utah Code 63N−7−102 UCA.

Jared Berrett is appointed to replace Dirk Clayson as a member of the Board of Tourism Development, for the remainder of the term to expire June 30, 2023, See Utah Code 63N−7−102 UCA.

Brent Chamberlain is appointed to replace Dean Cox as a member of the Board of Tourism Development, a term to expire June 30, 2025, See Utah Code 63N−7−102 UCA.

Jennifer Wesselhoff is appointed to replace Jim Powell as a member of the Board of Tourism Development, a term to expire June 30, 2025, See Utah Code 63N−7−102 UCA.

**Government Operations Privacy Officer**
Christopher Bramwell is appointed as the Government Operations Privacy Officer. See Utah Code 67−1−17 UCA.

**Real Estate Commission**
Andrea Wilson is appointed to replace Lori Chapman as a member of the Real Estate Commission, a term to expire, June 30, 2025, See Utah Code 61−2f−103 UCA.

**Real Estate Appraiser Licensing and Certification Board**
Keven Ewell is reappointed as a member of the Real Estate Appraiser Licensing and Certification Board, a term to expire, July 1, 2025, See Utah Code 61−2g−204 UCA.

Ron Jensen is appointed as a member of the Real Estate Appraiser Licensing and Certification Board, a term to expire, October 30, 2025, See Utah Code 61−2g−204 UCA.

**Securities Commission**
Mark F. Zimbelman is appointed to replace Gary C. Cornia as a member of the Securities Commission, a term to expire, June 30, 2025, See Utah Code 61−1−18.5 UCA.

**State Tax Commission**
Jennifer Fresques is appointed to replace Larry Walters as a member of the State Tax Commission, for the remainder of the term to expire June 30, 2024, See Utah Code 59−1−202 UCA.
Uintah Basin Technical College Board of Trustees
Dave Ryan is appointed to replace Kirk Bostick as a member of the Uintah Basin Technical College Board of Trustees, a term to expire, June 30, 2025, See Utah Code 53B–2a–108 UCA.

Board of the Utah Geological Survey
Rick Chestnut is reappointed as a member of the Board of the Utah Geological Survey, a term to expire, March 31, 2025, See Utah Code 79–3–302 UCA.

Dave Garbrecht is reappointed as a member of the Board of the Utah Geological Survey, a term to expire, March 31, 2025, See Utah Code 79–3–302 UCA.

Riley Brinkerhoff is appointed to replace Marc Eckles as a member of the Board of the Utah Geological Survey, a term to expire, March 31, 2025, See Utah Code 79–3–302 UCA.

Becky Hammond is appointed to replace Peter Kilbourne as a member of the Board of the Utah Geological Survey, a term to expire, March 31, 2025, See Utah Code 79–3–302 UCA.

Utah State Fair Corporation Board
Paula Martin is appointed as a member of the Utah State Fair Corporation Board, a term to expire, December 1, 2024, See Utah Code 63H–6–104 UCA.

Utah Transit Authority Board of Trustees
Beth Holbrook is reappointed as a member of the Utah Transit Authority Board of Trustees, a term to expire, November 1, 2025, See Utah Code 17B–2a–807.2. UCA.

Waste Management and Radiation Control Board
Scott Wardle is appointed to replace Shawn Milne as a member of the Waste Management and Radiation Board, a term to expire, August 30, 2025 See Utah Code 19–6–103 UCA.

State Records Committee
Ed Biehler is appointed as a member of the State Records Committee a term to expire, October 30, 2025, See Utah Code 63G–2–501 UCA.

Title and Escrow Commission
Jeff Mathews is appointed to replace Randall Smart as a member of the Title and Escrow Commission, a term to expire, June 30, 2025, See Utah Code 31A–2–403 UCA.
I hereby certify that the individuals listed in this letter meet the legal requirements for the respective positions. Thank you for your timely consideration and confirmation of the above appointments.

Spencer J. Cox  
Governor

* * *

Mr. President:  

The Senate Business and Labor Confirmation Committee held a meeting on October 19, 2021, and reports a favorable recommendation for the appointment of Andrea Wilson as a member of the Real Estate Commission; and

The Senate Business and Labor Confirmation Committee held a meeting on October 19, 2021, and reports a favorable recommendation for the appointment of Jeff Mathews as a member of the Title and Escrow Commission; and

The Senate Business and Labor Confirmation Committee held a meeting on October 19, 2021, and reports a favorable recommendation for the appointment of Ron Jenson as a member of the Real Estate Appraiser Licensing and Certification Board; and

The Senate Business and Labor Confirmation Committee held a meeting on October 19, 2021, and reports a favorable recommendation for the reappointment of Keven Ewell as a member of the Real Estate Appraiser Licensing and Certification Board.

Curtis S. Bramble, Chair

Mr. President:  

The Senate Economic Development and Workforce Services Confirmation Committee held a meeting on October 18, 2021, and reports a favorable recommendation for the appointment of Jennifer Wesselhoff as a member of the Board of Tourism Development; and

The Senate Economic Development and Workforce Services Confirmation Committee held a meeting on October 18, 2021, and reports a favorable recommendation for the reappointment of Nathan Rafferty as a member of the Board of Tourism Development; and
The Senate Economic Development and Workforce Services Confirmation Committee held a meeting on October 18, 2021, and reports a favorable recommendation for the appointment of Brent Chamberlain as a member of the Board of Tourism Development; and

The Senate Economic Development and Workforce Services Confirmation Committee held a meeting on October 18, 2021, and reports a favorable recommendation for the reappointment of Kym Buttschardt as a member of the Board of Tourism Development; and

The Senate Economic Development and Workforce Services Confirmation Committee held a meeting on October 18, 2021, and reports a favorable recommendation for the appointment of Jared Berrett as a member of the Board of Tourism Development.

Michael K. McKell, Chair

Mr. President: October 5, 2021

At its meeting today, the Senate Government Operations Confirmation Committee voted unanimously to recommend that the Utah Senate approve the appointment of Ed Biehler as a member of the State Records Committee; and

At its meeting today, the Senate Government Operations Confirmation Committee voted unanimously to recommend that the Utah Senate approve the appointment of Christopher Bramwell as the Government Operations Privacy Officer.

Daniel W. Thatcher, Chair

Mr. President: September 21, 2021

The Senate Natural Resources, Agriculture, and Environment Confirmation Committee held a meeting on September 21, 2021, and reports a favorable recommendation for the appointment of Mr. B. Scott Wardle as a member of the Waste Management and Radiation Control Board.

Scott D. Sandall, Chair
Mr. President: October 8, 2021

The Senate Revenue and Taxation Confirmation Committee held a meeting on October 8, 2021, and reports a favorable recommendation for the appointment of Jennifer Fresques as a member of the State Tax Commission.

Daniel McCay, Chair

Mr. President: September 27, 2021

The Senate Transportation, Public Utilities, Energy, and Technology Confirmation Committee held a meeting on September 27, 2021, and reports a favorable recommendation for the reappointment of Ms. Beth Holbrook as a member of the Utah Transit Authority Board of Trustees.

Wayne A. Harper, Chair

On motion of Senator Bramble, the Senate vote to consent to the Governor’s appointments on the following roll call vote:

**Yeas, 28; Nays, 0; Absent or not voting, 1.**

**Voting in the affirmative were:** Senators

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**Absent or not voting was:** Senator Cullimore

Mr. President: September 28, 2021

In accordance with Utah Code 67–1–1 and 67–1–2, I propose and transmit the following appointments. A list of legal requirements for each position and documentation that the appointees meet the legal requirements is found in the addenda to this letter.

**Board of Pardons and Parole:**

Nathan J. Evershed is appointed to replace Sharon P. McCully as a pro tempore member of the Board of Pardons and Parole, a term to expire February 28, 2026. See Utah Code 77–27–2.
Utah Communications Authority Board

Gary L. Whatcott is appointed to serve as a member of the Utah Communications Authority as nominated by the Utah League of Cities and Towns, a term to expire August 1, 2025. See Utah Code 63H−7a−203(2)(d).

I hereby certify that the individuals listed in this letter meet the legal requirements for the respective positions. Thank you for your timely consideration and confirmation of the above appointments.

Spencer J. Cox
Governor

On motion of Senator Bramble, the Senate vote to consent to the Governor’s appointments on the following roll call vote:

Yeas, 27; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Senators
Anderegg Bramble Buxton Davis
Fillmore Grover Harper Hinkins
Ipson Iwamoto Johnson Kennedy
Kitchen Mayne McCay McKell
Millner Owens Riebe Sandall
Stevenson Thatcher Vickers Weiler
Wilson Winterton Adams

Absent or not voting were: Senators
Cullimore Escamilla

President Adams directed Senator Millner to notify the Governor’s representative that the Senate has concluded its business.

Senator Millner reported that Governor’s representative had been notified and that the Senate has concluded its business.

On motion of Senator Vickers, and at 4:30 p.m., the Senate adjourned sine die.