

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

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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

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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 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

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Mr. President: October 19, 2021

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 appointment of Mark F. Zimbelman as a member of the Securities Commission; 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: October 18, 2021

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

Anderegg	Bramble	Buxton	Davis
Escamilla	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 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
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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.