

**MINUTES OF THE HOUSE
BUSINESS AND LABOR
STANDING COMMITTEE**

Thursday, January 24, 2002 – 8:00 a.m. – Room 405 State Capitol

Members Present:

Rep. Katherine M. Bryson, Chair
Rep. Ben C. Ferry, Vice Chair
Rep. Gerry A. Adair
Rep. Roger E. Barrus
Rep. Jackie Biskupski
Rep. Afton B. Bradshaw
Rep. David Clark
Rep. Stephen D. Clark
Rep. Greg J. Curtis
Rep. Carl W. Duckworth
Rep. Neil A. Hansen
Rep. Thomas Hatch
Rep. Brad King
Rep. Karen W. Morgan
Rep. Brent D. Parker

Staff Present:

Ms. Mary Catherine Perry, Research Analyst
Ms. Pam Bryson, House Secretary

Note: A list of others present will be filed with committee minutes.

Vice Chair Ferry called the meeting to order at 8:09 a.m.

MOTION: Rep. Hansen moved to approve the minutes of the January 22, 2002 meeting. The motion passed unanimously with Rep. Adair, Rep. Bradshaw, Rep. D. Clark, Rep. S. Clark, Rep. Curtis, Rep. Duckworth, Rep. Hatch, and Rep. King absent for the vote.

H.B. 191 Predatory Mortgage Lending (*Paul Ray*)

Rep. Ray introduced the bill.

Spoke to the bill: Chris Kyler, Utah Association of Realtors
 Deanna Sabey, Utah Mortgage Lenders Association
 Dexter Bell, Utah Division of Real Estate
 Kay Ashton, Utah Mortgage Lenders Association
 Alan Blood, Capital Financial Group

Rep. Adair declared a conflict of interest.

MOTION: Rep. Parker moved to delete in title and body **H.B. 191** and replace it with **1st Sub. H.B. 191 Mortgage Lending Disclosures**. The motion passed unanimously with Rep. Adair, Rep. Bradshaw, Rep. D. Clark, Rep. S. Clark, Rep. Curtis, Rep. Duckworth, Rep. Hatch, and Rep. King absent for the vote.

MOTION: Rep. Adair moved to amend the substitute bill as follows:

1. Page 6, Lines 166 - 170: Delete lines 166 through 170

SUBSTITUTE

MOTION: Rep. Bryson moved to amend the substitute bill as follows:

1. Page 6, Line 170: After "Section 61-2c-102" insert ", unless the compensation is de minimis as defined by the division"

The substitute motion passed with Rep. Adair voting in opposition. Rep. Curtis was absent for the vote.

MOTION: Rep. Adair moved to amend the substitute bill as follows:

1. Page 8, Lines 226 - 231: Delete lines 226 through 231

The motion failed with Rep. Adair and Rep. Bradshaw voting in favor. Rep. Curtis was absent for the vote.

MOTION: Rep. Hatch moved to amend the substitute bill as follows:

1. Page 8, Line 221: After "disclosing" insert ", if such is the case"

The motion passed unanimously with Rep. Curtis absent for the vote.

MOTION: Rep. D. Clark moved to pass the substitute bill out favorably as amended. The motion passed unanimously.

H.B. 44 Trustees of Trust Deeds Amendments (*David Clark*)

Rep. D. Clark introduced the bill.

Spoke for the bill: Randall Call, self

Rep. Hatch and Rep. Curtis declared a conflict of interest.

MOTION: Rep. D. Clark moved to delete in title and body **H.B. 44** and replace it with **1st Sub. H.B. 44 Trust Deeds Amendments**. The motion passed unanimously.

MOTION: Rep. Adair moved to pass the substitute bill out favorably. The motion passed with Rep. Hansen and Rep. Morgan voting in opposition.

H.B. 110 Motor Vehicle Insurance and Credit Information (*Peggy Wallace*)

Rep. Wallace introduced the bill.

Spoke for the bill: Curtis Breitweiser, Utah Association of Independent Insurance Agents
Rae Campbell, Independent Insurance Agent
Merwin Stewart, Insurance Commissioner

Minutes of the Business and Labor Standing Committee
January 24, 2002
Page 3

MOTION: Rep. Adair moved to delete in title and body **H.B. 110** and replace it with **1st Sub. H.B. 110 Motor Vehicle Insurance and Credit Information**. The motion passed with Rep. King and Rep. Morgan voting in opposition.

MOTION: Rep. Morgan moved to amend the substitute bill as follows:

1. Page 3, Line 64: After line 64 insert "(4) An insurer that uses erroneous information shall be liable for civil damages."

2. Page 3, Line 65: Delete "(4)" and insert "(5)"

SUBSTITUTE

MOTION: Rep. Bryson moved to pass the substitute bill out favorably. The motion passed with Rep. S. Clark, Rep. Duckworth, and Rep. Morgan voting in opposition. Rep. Curtis and Rep. Hatch were absent for the vote.

MOTION: Rep. Bradshaw moved to adjourn the meeting. The motion passed unanimously with Rep. Curtis and Rep. Hatch absent for the vote.

Vice Chair Ferry adjourned the meeting at 9:58 a.m.

Chair, Rep. Katherine Bryson