

HOUSE JOURNAL

FIRST DAY

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MORNING SESSION

The House was called to order at 10:00 a.m. by Norman H. Bangerter, former Speaker of the House of Representatives.

Former Speaker Bangerter appointed Carole E. Peterson as Chief Clerk.

Former Speaker Bangerter administered the oath of office to members of the Fifty-fifth Legislature.

Prayer by Elder Russell M. Ballard, Quorum of the Twelve Apostles, Church of Jesus Christ of Latter-day Saints.

PRAYER

Oh God, our Eternal Father, on this historic occasion we humbly bow before Thee in prayer. We thank Thee for our many blessings - for life and all that sustains life. We thank Thee for the United States of America and for our citizenship in this choice land. Thou has established this great nation as a beacon of freedom and a citadel of spiritual strength to all the world. We thank Thee for this sovereign state of Utah. We sense, at least to some degree, the faith of its founders who made the desert blossom as a rose. Others followed, to bring diversity and breadth to their budding society. Together they forged a unique inheritance for us.

We thank Thee for the citizens of this state and for their duly-elected leaders. In this hallowed chamber, we thank Thee for these distinguished men and women who serve as legislators. They represent regions, religions, and parties of personal preference. We express profound gratitude for each of them. Wilt thou bless them and their families. Bless their personal affairs. Bless them with safety in their travels and fulfillment in their endeavors. Help them to strengthen ties that bind us together as a people. May their lofty example minimize differences that could be divisive. Bless them to maintain high priorities with principle above politics, wisdom above knowledge, and morality above expediency. Wilt thou also bless the Governor and fellow legislators who serve in the Senate.

Bless the citizenry of Utah to live harmoniously. We host visitors here who flock as doves to our windows. Ours is the privilege to serve them and to show a

standard that will lift them. May these guests return homeward with a passion for peace and recollections of righteousness to relieve a troubled world.

Again we thank thee, oh God, for thy goodness at the commencement of this legislative session for the year 2003. I prayerfully invoke a blessing upon these elected representatives of the State of Utah and do so by the authority vested in me, and in the sacred name of Jesus Christ, Amen.

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Posting of the Colors by the Utah National Guard.

Pledge of Allegiance by Nelson Akagi, a decorated World War II veteran.

The National Anthem sung by Calvary Baptist Church Choir. Pastor: Reverend France Davis.

The Chief Clerk, Carole E. Peterson, read the following:

**CERTIFICATE OF MEMBERSHIP OF THE
2003 GENERAL SESSION
OF THE UTAH STATE HOUSE OF REPRESENTATIVES**

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 5, 2002, the following named persons were chosen by the electors as members of the Legislature of the State of Utah to serve in the House of Representatives each for the term of two years, beginning January 1, 2003, to wit:

FIRST DISTRICT: Counties of Box Elder, Tooele,	Eli H. Anderson
SECOND DISTRICT: County of Box Elder Cache	Ben C. Ferry
THIRD DISTRICT: County of Cache	Craig W. Buttars
FOURTH DISTRICT: Counties of Cache, Rich	Loraine T. Pace
FIFTH DISTRICT: County of Cache	Brent D. Parker
SIXTH DISTRICT: County of Weber	Martin R. Stephens
SEVENTH DISTRICT: County of Weber	Glenn A. Donnelson

EIGHTH DISTRICT: County of Weber	Joseph G. Murray
NINTH DISTRICT: County of Weber	Neil A. Hansen
TENTH DISTRICT: County of Weber	LaWanna "Lou" Shurtliff
ELEVENTH DISTRICT: Counties of Davis, Weber	Brad Dee
TWELFTH DISTRICT: County of Weber	D. Gregg Buxton
THIRTEENTH DISTRICT: County of Davis	Dana C. Love
FOURTEENTH DISTRICT: County of Davis	Don E. Bush
FIFTEENTH DISTRICT: County of Davis	Douglas C. Aagard
SIXTEENTH DISTRICT: County of Davis	J. Stuart Adams
SEVENTEENTH DISTRICT: County of Davis	Marda Dillree
EIGHTEENTH DISTRICT: County of Davis	Roger E. Barrus
NINETEENTH DISTRICT: County of Davis	Sheryl L. Allen
TWENTIETH DISTRICT: Counties of Davis, Salt Lake	Ann W. Hardy
TWENTY-FIRST DISTRICT: County of Tooele	James R. Gowans
TWENTY-SECOND DISTRICT: County of Salt Lake	Carl W. Duckworth
TWENTY-THIRD DISTRICT: County of Salt Lake	Duane Bourdeaux
TWENTY-FOURTH DISTRICT: County of Salt Lake	Ralph Becker
TWENTY-FIFTH DISTRICT: Counties of Salt Lake, Summit	Scott Daniels
TWENTY-SIXTH DISTRICT: County of Salt Lake	David Litvack
TWENTY-SEVENTH DISTRICT: County of Utah	John Dougall
TWENTY-EIGHTH DISTRICT: County of Salt Lake	Roz McGee
TWENTY-NINTH DISTRICT: County of Salt Lake	Brent H. Goodfellow

THIRTIETH DISTRICT: County of Salt Lake	Jackie Biskupski
THIRTY-FIRST DISTRICT: County of Salt Lake	Ty McCartney
THIRTY-SECOND DISTRICT: County of Salt Lake	Ron Bigelow
THIRTY-THIRD DISTRICT: County of Salt Lake	Neal B. Hendrickson
THIRTY-FOURTH DISTRICT: County of Salt Lake	Kory M. Holdaway
THIRTY-FIFTH DISTRICT: County of Salt Lake	Judy Ann Buffmire
THIRTY-SIXTH DISTRICT: County of Salt Lake	Susan Lawrence
THIRTY-SEVENTH DISTRICT: County of Salt Lake	Carol Spackman Moss
THIRTY-EIGHTH: County of Salt Lake	Eric Hutchings
THIRTY-NINTH DISTRICT: County of Salt Lake	Jim Dunnigan
FORTIETH DISTRICT: County of Salt Lake	Patricia W. Jones
FORTY-FIRST DISTRICT: County of Salt Lake	Todd E. Kiser
FORTY-SECOND DISTRICT: County of Salt Lake	Peggy Wallace
FORTY-THIRD DISTRICT: County of Salt Lake	Wayne A. Harper
FORTY-FOURTH DISTRICT: County of Salt Lake	Chad E. Bennion
FORTY-FIFTH DISTRICT: County of Salt Lake	J. Morgan Philpot
FORTY-SIXTH DISTRICT: County of Salt Lake	Karen W. Morgan
FORTY-SEVENTH DISTRICT: County of Salt Lake	Steven R. Mascaro
FORTY-EIGHTH DISTRICT: County of Salt Lake	LaVar Christensen
FORTY-NINTH DISTRICT: County of Salt Lake	Greg J. Curtis
FIFTIETH DISTRICT: County of Salt Lake	Merlynn T. Newbold
FIFTY-FIRST DISTRICT: County of Salt Lake	Gregory H. Hughes

FIFTY- SECOND DISTRICT: County of Salt Lake	David L. Hogue
FIFTY- THIRD DISTRICT: Counties of Daggett, Morgan, Rich, Summit, Wasatch	David Ure
FIFTY- FOURTH DISTRICT: Counties of Duchesne, Uintah, Wasatch	Gordon E. Snow
FIFTY- FIFTH DISTRICT: Counties of Grand, Uintah	Jack A. Seitz
FIFTY- SIXTH DISTRICT: County of Utah	David N. Cox
FIFTY- SEVENTH DISTRICT: County of Utah	Bradley A. Winn
FIFTY- EIGHTH DISTRICT: County of Utah	James A. Ferrin
FIFTY- NINTH DISTRICT: County of Utah	Mike Thompson
SIXTIETH DISTRICT: County of Utah	Katherine M. Bryson
SIXTY- FIRST DISTRICT: County of Utah	Margaret Dayton
SIXTY- SECOND DISTRICT: County of Utah	Jeff Alexander
SIXTY- THIRD DISTRICT: County of Utah	Stephen D. Clark
SIXTY- FOURTH DISTRICT: County of Utah	Rebecca Lockhart
SIXTY- FIFTH DISTRICT: County of Utah	Calvin G. Bird
SIXTY- SIXTH DISTRICT: County of Utah	Mike Morley
SIXTY- SEVENTH DISTRICT: Counties of Carbon, Juab, Sanpete, Utah	Darin G. Peterson
SIXTY- EIGHTH DISTRICT: Counties of Juab, Millard, Sanpete	Michael R. Styler
SIXTY- NINTH DISTRICT: Counties of Carbon, Emery Garfield, Grand, San Juan, Wayne	Brad King
SEVENTIETH DISTRICT: Counties of Emery, Sanpete, Sevier	Bradley T. Johnson

SEVENTY-FIRST DISTRICT: County of Washington Brad Last

SEVENTY-SECOND DISTRICT: County of Iron DeMar "Bud" Bowman

SEVENTY-THIRD DISTRICT: Counties of Beaver, Michael E. Noel
Garfield, Kane, Piute, Sevier,
Washington, Wayne

SEVENTY-FOURTH DISTRICT: County Washington David Clark

SEVENTY-FIFTH DISTRICT: County of Washington Stephen H. Urquhart

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 Twentieth day of
January, 2003.

OLENE S. WALKER,
Lieutenant Governor

Communication filed.

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Roll call showed all members present.

Representative Brent Goodfellow nominated Martin R. Stephens as the Speaker of the House for the 55th Legislature.

Representative Greg Curtis moved that Martin R. Stephens be elected Speaker by acclamation.

Representatives Murray, Donnelson, Shurtliff, and Buffmire escorted the speaker to the chair.

Former Speaker Bangerter administered the oath of office to Martin R. Stephens.

REMARKS BY SPEAKER MARTIN R. STEPHENS

Let me begin by thanking former Speaker Norm Bangerter, Elder Russell Nelson, Mr Akagi, the Calvary Baptist Choir, and the Utah National Guard for helping us with the opening of this legislative session. I sincerely appreciate the tone that has been set for us here today.

I'd like to make a few brief remarks as we begin this session.

Rarely has a legislative session begun with the dark clouds of trouble hanging over it as does this session. The news reports from yesterday's four major newspapers, I think, accurately reflect the mood as we begin our deliberations here this day.

The Salt Lake Tribune said; "Disaster, it is said, brings people together, and so it appears with the 2003 legislative session..."

The Deseret News Headline read: "2003 Legislature: Into the fray, Legislators face dwindling funds, new demands."

The Provo Daily Herald opened with "If 2002 was the year of budget woes, Utah legislators are now finding themselves in its sequel..."

"I've got the feeling it's going to be a pretty bad year," said one of the legislators.

And finally, the Standard Examiner said: "Tough Times loom on the Hill. It may be a mild winter in Utah but on Capitol Hill there is definitely a chill in the air. That chill could be in the form of budget shortfalls or rising rolls in education that have yet to be funded. It could be the state's rising unemployment rate and parallel decline in income tax revenues. Or the hundreds of indigent Utahns who may be bumped from Medicaid because of higher co-pays and proposed steeper eligibility requirements. "I'm worried," said one of the legislators quoted in the story "There are more contentious issues than I can ever recall seeing since I've been here."

Again, welcome to the Fifty Fifth Legislature... I hope all of us, particularly those of you new to the House today, recognize what an interesting and challenging time this is in which we have the opportunity to serve.

Today there are 37 House members of 75 that sit in this body that were not here prior to two years ago. To put it another way, as of today, 49% of this body has two years or less experience in the legislative process.

Difficult problems, both in the budget and otherwise and a fairly young group of legislators. . . , am I concerned? Not at all. This is as good a group of legislators as I have seen in this House since I have been here. While we may lack in legislative experience, we have skillful people from all walks of life willing to pull together to do the business of the people.

Our form of government is founded on the idea of citizen lawmakers coming together for a short period of time to deliberate the important issues of the day and

then going home and having to live with those decisions among the general public. It is a great system of government, and it works.

I only want to touch on two issues today.

The first is the budget difficulties we are facing. Every year since 1988 the state of Utah has had a budget surplus until last year. In several of those years, the surpluses combined for the several budget years addressed during those sessions were in excess of 500 million dollars.

We were able to put huge amounts of money into public education which has helped an under funded system tremendously. We have invested in higher education and human service needs, embarked on significant road construction and maintenance programs, put unprecedented amounts into our building maintenance and renovation programs, and also given over a billion and a half dollars worth of tax cuts to the citizens of the state.

We face a different challenge today with budget deficits, and still growing responsibilities. But, the situation we now find ourselves in is not all bad. After 14 consecutive years of budget surpluses, I don't think it hurts at all to have to slow the growth of government and re-look at how we are spending the hard earned money of the citizens of this state.

If we don't do it now, when will our state government ever individually assess each of the programs and services we are providing? If not now, when will we ask government to do what all families and businesses have to do in times of financial difficulty, eliminate waste and duplication to accomplish their mission less expensively? If not now, when will we prioritize government spending into a "nice-to-have" and a "must have" list and do a better job of providing the must haves and seriously evaluate if we should even be providing the nice to haves?

We have a unique opportunity, to force a dramatic change in the funding of government that would not otherwise be available in years of plenty. I hope we will take this opportunity to do what I think the citizens of this state would want and carefully scrutinize every program that is funded by state government and emerge with an efficient, low cost, governmental organization that can capably provide those services which we are required to provide.

The real advantage to this is that if we eliminate those programs that are "nice-to-haves" or that may not be as efficient, then as the economy turns and state revenues begin to increase again, we will have more money to allocate to those constitutionally required roles of government, such as public and higher education, rather than having to spend some of the growth to fund inefficiencies.

Thomas Jefferson said it best in his first inaugural address; “With all these blessings, what more is necessary to make us a happy and prosperous people? Still one thing more, fellow citizens - a wise and frugal government, which shall restrain men from injuring one another, which shall leave them otherwise free to regulate their own pursuits of industry and improvement, and shall not take from the mouth of labor the bread it has earned. (Thomas Jefferson, 1st Inaugural Address)

The choice is ours. The task is not easy. But, the long-term rewards will be significant and well worth the effort.

The second issue that I want to touch on briefly is simply a hope for the future. It is a hope shared by many of the civil rights advocates such as Dr. Martin Luther King, whom we honor today. As has been mentioned frequently, there are going to be many significant issues of general concern for discussion at the capitol this year. Some of them have the potential to be very contentious and divisive.

Many of these issues are issues that people feel passionately about and have strong convictions to those beliefs. There are good people on both sides of these issues and they often come to their opinions through a different set of life experiences, which may lead them to see things differently than we do.

Some of the more potentially contentious issues we will face will be tuition tax credits, hazardous and radioactive waste issues, the bank and credit union issue, abortion and other so called moral issues, and general funding issues related to the budget. In our quest for success in our efforts to promote issues or causes that are important to us, let us conduct the affairs of this body with civility and respect.

A noted religious leader said it this way; “Civility carries with it the essence of courtesy, politeness, and consideration of others. All of the education and accomplishments in the world will not count for much unless they are accompanied by marks of gentility, [and] of respect for others...” (Gordon B. Hinckley, *Standing for Something*, pg. 47)

Dr. King also said on this issue specifically, “If you will protest courageously, and yet with dignity and Christian love, when the history books are written in future generations, the historians will have to pause and say, ‘There lived a great people-who injected new meaning and dignity into the veins of civilization.’” (Martin Luther King, From an address given in Montgomery, Ala., Dec. 31, 1955)

Not all who come here to the capitol in an attempt to influence the legislative process will be able to return to their homes with a successful outcome in their attempt. Where people disagree on an issue, one of the responsibilities we have is

to try and mediate and assess which course of action will be best for the citizens as a whole and choose between competing ideas. Thus by the very nature of the process some will not be happy with the outcome.

However, all can and should be able to leave this building with a sense that the process was fair, that we as legislators were respectful and sincerely tried to understand all sides of the issues. Let us strive to re-enshrine the faith of the people in their elected leaders to be fair and deliberate, with a sincere attempt at civility and respect for the opinions of all.

Let me close with a quote a friend shared with me last week from the new biography of John Adams. His wife Abigail wrote the following to him in a letter regarding his desire to participate in governmental service. She said; "You cannot be, I know, nor do I wish to see you, an inactive spectator..." She went on say... "We have too many high sounding words, and too few actions that correspond with them." (Abigail Adams, *John Adams*, by David McCullough, pg. 17)

Let's make this a session that takes on with enthusiasm the challenges with which we will be confronted. Let us take this opportunity to reassess and re-prioritize the workings of our government. Let us address these issues with kindness and civility, and let well-reasoned, thoughtful debate be the byproduct of our actions. And finally, let us make sure we do not "have too many high sounding words, and too few actions that correspond with them."

I believe this legislature will rise to the occasion. I look forward to joining you in the effort.

Thank you.

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On motion of Representative Dillree, the House voted to adopt the same House Rules and Joint Rules for the Annual General Session of 2003 as adopted in the Annual General Session of 2002.

On motion of Representative Alexander, the House voted to print the prayer by offered by Elder Ballard and the remarks by Speaker Stephens upon the pages of the House Journal.

On motion of Representative King, the House voted to print the members of Republican leadership in the Journal. They are as follows: Representative Greg J. Curtis, Majority Leader; Representative Jeff Alexander, Majority Whip; Michael R. Styler, Assistant Majority Whip.

On motion of Representative Styler, the House voted to print the members of Democratic leadership in the Journal. They are as follows: Representative Brent H. Goodfellow, Minority Leader; Brad King, Minority Whip; Karen Morgan, Assistant Minority Whip; Representative Patricia W. Jones, Caucus Manager.

On motion of Representative Urquhart, the House voted to print upon the Journal that Representative Merlynn T. Newbold has been appointed as the Speaker of the Third House.

On motion of Representative Newbold, the House voted to print upon the Journal that Representative Wayne A. Harper has been appointed as Speaker Pro Tempore.

On motion of Representative Harper, the House voted to print upon the Journal that Representative Stephen H. Urquhart has been appointed as House Parliamentarian.

On motion of Representative Dillree, the House voted to authorize the Speaker to appoint a committee to draft House Rules and to appoint a committee to act with a like committee from the Senate to draft Joint Rules.

House Rules committee membership: Representative Marda Dillree, Chair; Representative J. Morgan Philpot, Vice Chair; Representative Chad E. Bennion; Representative Don E. Bush; Representative David Clark; Representative Margaret Dayton; Representative Ben C. Ferry; Representative David L. Hogue; Representative Jack A. Seitz; Representative David Ure; Representative Bradley A. Winn; Representative Eli H. Anderson; Representative Judy Ann Buffmire; Representative Neal B. Hendrickson; Representative Ty McCartney.

Joint Rules committee membership: Representative Marda Dillree, Chair; Representative J. Morgan Philpot, Vice Chair; Representative Chad E. Bennion; Representative Don E. Bush; Representative David Clark; Representative Margaret Dayton; Representative Ben C. Ferry; Representative David L. Hogue; Representative Jack A. Seitz; Representative David Ure; Representative Bradley A. Winn; Representative Eli H. Anderson; Representative Judy Ann Buffmire; Representative Neal B. Hendrickson; Representative Ty McCartney.

On motion Representative Morgan, the House voted to authorize the Speaker to appoint a committee to wait upon the Senate to inform that Honorable Body that the House is organized and ready to do business. The Speaker appointed Representatives Johnson, Hutchings, and Hansen.

On motion of Representative Curtis, the House voted to authorize the Speaker to appoint a committee to wait upon the Governor to inform His Excellency that

the Legislature is organized and ready to receive any communication or message he may have to offer. The Speaker appointed Representatives Allen, Holdaway, and Duckworth.

On motion of Representative Curtis, under suspension of the rules, the House voted to suspend the formal titles of all House Bills, Senate Bills, and House and Senate Resolutions.

Representative Johnson reported that his committee had waited upon the Senate and informed that Honorable Body that the House of Representatives were organized and ready to do business.

Senators Bramble, Hellewell, and Julander formally notified the House that the Senate was organized and ready to do business.

Representative Allen reported that her committee had waited upon the Governor and informed him that the House of Representatives was organized and ready to receive any message he may have to offer.

INTRODUCTION OF BILLS

VIATICAL SETTLEMENTS

H.B. 4

Brent D. Parker

THIS ACT MODIFIES THE INSURANCE CODE BY ALLOWING VIATICAL SETTLEMENTS REGARDLESS OF WHETHER THE VIATOR IS TERMINALLY ILL. THE ACT PROVIDES FOR LICENSING AND EXAMINATIONS OF PRODUCERS AND PROVIDERS OF VIATICAL SETTLEMENTS. THE ACT PROVIDES GUIDELINES IN RELATION TO VIATICAL SETTLEMENTS FOR REPORTING, DISCLOSURE, ADVERTISING, FRAUD, AND OTHER GENERAL REQUIREMENTS. THE ACT PROVIDES CRIMINAL PENALTIES FOR VIOLATIONS. THE ACT MODIFIES THE SECURITIES DIVISION - REAL ESTATE DIVISION CODE BY DEFINING A VIATICAL SETTLEMENT INTEREST AS A SECURITY, read the first time by short title and referred to the Rules Committee.

PROHIBITION OF COERCIVE RESTRAINT THERAPY

H.B. 5

Mike Thompson

THIS ACT MODIFIES THE MENTAL HEALTH PROFESSIONAL LICENSING ACT. THE ACT RESTRICTS THE USE, PRACTICE, OR APPLICATION OF RESTRAINT TO CERTAIN CIRCUMSTANCES, read the first time by short title and referred to the Rules Committee.

SHARED PARENTING BY DIVORCING PARENTS**H.B. 6***Mike Thompson*

THIS ACT MODIFIES PROVISIONS PERTAINING TO HUSBAND AND WIFE BY PROVIDING A REBUTTABLE PRESUMPTION OF EQUAL ACCESS TO MINOR CHILDREN DURING THE PENDENCY OF AN ACTION FOR DIVORCE, read the first time by short title and referred to the Rules Committee.

SPECIAL GROUP LICENSE PLATE REVISIONS**H.B. 7***David L. Hogue*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY REVISING AND AMENDING THE SPECIAL GROUP LICENSE PLATES PROVISIONS. THIS ACT ESTABLISHES CATEGORIES FOR SPECIAL GROUP LICENSE PLATES. THIS ACT PROVIDES THAT THE MOTOR VEHICLE DIVISION MUST RECEIVE A START-UP FEE FOR PRODUCTION AND ADMINISTRATIVE COSTS AS ESTABLISHED BY THE DIVISION PRIOR TO ISSUING ANY NEW TYPE OF SPECIAL GROUP LICENSE PLATES OR A LEGISLATIVE APPROPRIATION TO COVER THIS FEE. THIS ACT LIMITS ORGANIZATIONS THAT CAN OBTAIN ANY NEW TYPE OF SPECIAL GROUP LICENSE PLATES, WITHOUT LEGISLATIVE ACTION TO TAX-EXEMPT ORGANIZATIONS THAT COLLECT 200 APPLICANTS AND THAT PAY THE START-UP FEE. THIS ACT REPEALS A \$50 INITIAL LICENSE PLATE FEE AND ITS EXEMPTIONS AND A \$10 RENEWAL FEE AND ITS EXEMPTIONS AND IN THEIR PLACE ESTABLISHES A \$5 INITIAL LICENSE PLATE FEE APPLICABLE TO ALL SPECIAL GROUP LICENSE PLATES. THIS ACT PROVIDES FOR AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

SEAT BELT ENFORCEMENT PROVISIONS**H.B. 8***Carol Spackman Moss*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO CLARIFY THAT THE DRIVER OR A PASSENGER 19 YEARS OF AGE AND OLDER MAY BE CITED IN A SECONDARY ACTION FOR A SEPARATE SAFETY BELT VIOLATION IF THE VEHICLE HAS BEEN DETAINED FOR A SUSPECTED VIOLATION, read the first time by short title and referred to the Rules Committee.

COMPETENCY TO STAND TRIAL AMENDMENTS**H.B. 9***Scott Daniels*

THIS ACT MODIFIES THE CODE OF CRIMINAL PROCEDURE TO ALLOW THE EXAMINERS OF A DEFENDANT WHOSE COMPETENCY TO STAND TRIAL HAS BEEN RAISED ACCESS TO ALL RELEVANT INFORMATION, INCLUDING MENTAL HEALTH RECORDS, read the first time by short title and referred to the Rules Committee.

PARENT-TIME AMENDMENTS**H.B. 10***James A. Ferrin*

THIS ACT MODIFIES PROVISIONS RELATING TO DIVORCE AND PARENT-TIME. IT PROHIBITS COURTS FROM CONSIDERING GENDER WHEN DETERMINING CUSTODY IN A DIVORCE AND SPECIFIES CONSIDERATIONS FOR THE COURT IN DETERMINING PARENT-TIME. IN ADDITION, THIS ACT REVISES THE PARENT-TIME SANCTIONS FOUND IN THE JUDICIAL CODE, read the first time by short title and referred to the Rules Committee.

ENERGY DATA COLLECTION AND REPORTING**H.B. 11***Ty McCartney*

THIS ACT MODIFIES THE UTAH NATURAL RESOURCES ACT TO CLARIFY THE REPORTING DUTIES OF THE UTAH ENERGY OFFICE AND TO PROVIDE FOR A CLEARINGHOUSE OF ENERGY DATA COLLECTED BY THE STATE. THIS ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

UTAH OPTOMETRY PRACTICE ACT AMENDMENTS**H.B. 12***Katherine M. Bryson*

THIS ACT MODIFIES THE UTAH OPTOMETRY PRACTICE ACT BY CHANGING THE DEFINITIONS OF "CONTACT LENS PRESCRIPTION" AND "CONTACT LENS PRESCRIPTION VERIFICATION." THE ACT ALLOWS ONE ISSUING A CONTACT LENS PRESCRIPTION TO NOT PROVIDE THE PATIENT WITH A WRITTEN COPY IF NOT IN THE BEST INTERESTS OF THE PATIENT AS NOTED IN THE PATIENT'S FILE AND EXPLAINED TO THE PATIENT AT THE TIME OF THE EXAMINATION. THE ACT EXPANDS "UNLAWFUL CONDUCT" TO INCLUDE ISSUING A

CONTACT LENS PRESCRIPTION WITH A RESTRICTION THAT LIMITS THE PARAMETERS TO A PRIVATE LABEL LENS NOT AVAILABLE TO THE OPTICAL INDUSTRY AS A WHOLE AND PROVIDES A PENALTY FOR THAT UNLAWFUL CONDUCT, read the first time by short title and referred to the Rules Committee.

TRANSPORTATION CORRIDOR PRESERVATION AMENDMENTS

H.B. 13

Marda Dillree

THIS ACT MODIFIES THE TRANSPORTATION CODE TO EXTEND THE PERIOD FOR WHICH REAL PROPERTY MAY BE ACQUIRED FOR THE PRESERVATION OF A FUTURE TRANSPORTATION CORRIDOR FROM 20 YEARS TO 30 YEARS IN ADVANCE. THIS ACT REQUIRES THE DEPARTMENT OF TRANSPORTATION TO GIVE THE ORIGINAL GRANTOR FIRST RIGHT OF REFUSAL OF THE HIGHEST OFFER FOR UNUSED PARCELS OF REAL PROPERTY AND PROVIDES FOR NOTIFICATION AND 90 DAYS TO ACCEPT THE OFFER. THIS ACT REPEALS A REQUIREMENT THAT THE ORIGINAL GRANTOR BE GIVEN THE OPPORTUNITY TO REPURCHASE THE REAL PROPERTY AT THE DEPARTMENT'S ORIGINAL PURCHASE PRICE. THIS ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

TOURISM PROMOTION PROGRAMS

H.B. 14

Sheryl L. Allen

THIS ACT REQUIRES THE DIVISION OF TRAVEL DEVELOPMENT TO COLLECT AND ANALYZE DATA TO DETERMINE THE STATE'S EFFICIENCY IN ATTRACTING OUT-OF-STATE TOURISTS AS COMPARED TO PROMOTING IN-STATE TOURISM. THE ACT REQUIRES THE DIVISION TO MAKE AN ANNUAL REPORT OF ITS FINDINGS TO THE LEGISLATURE, read the first time by short title and referred to the Rules Committee.

STATE ARMORY BOARD AMENDMENTS

H.B. 15

Don E. Bush

THIS ACT MODIFIES THE MILITIA AND ARMORIES TITLE BY REQUIRING THE STATE ARMORY BOARD TO NOTIFY THE LEGISLATURE PRIOR TO CERTAIN TRANSACTIONS AND BY REPEALING OBSOLETE SECTIONS, read the first time by short title and referred to the Rules Committee.

EQUAL EMPLOYMENT OPPORTUNITY - TECHNICAL CHANGES**H.B. 16***Eli H. Anderson*

THIS ACT MODIFIES PROVISIONS RELATING TO EQUAL EMPLOYMENT OPPORTUNITY. THIS ACT REQUIRES THE DEPARTMENT OF HUMAN RESOURCE MANAGEMENT TO PREPARE AN EQUAL EMPLOYMENT OPPORTUNITY PLAN INSTEAD OF AN AFFIRMATIVE ACTION PLAN AND MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

AGRICULTURAL PRODUCTS DEALER'S ACT AMENDMENTS**H.B. 17***Craig W. Buttars*

THIS ACT MODIFIES THE AGRICULTURAL PRODUCTS DEALER'S ACT BY INCREASING THE FLOOR AND CEILING ON THE AMOUNT OF THE SURETY BOND OR OTHER SECURITY AGREEMENT REQUIRED BEFORE A LICENSE IS ISSUED TO A DEALER. THE ACT ALLOWS THE COMMISSIONER OF THE DEPARTMENT OF AGRICULTURE AND FOOD TO INCREASE ORIGINAL BOND REQUIREMENTS FOR A DEALER'S LICENSE IF THE ORIGINAL BOND IS INADEQUATE. THE ACT GIVES THE COMMISSIONER THE AUTHORITY TO CALL A BOND IF RENEWAL IS NOT MADE. THE ACT REQUIRES THE FILING OF ANNUAL REPORTS BY DEALERS WITH THE DEPARTMENT AND DISALLOWS A PACKER BUYER TO BE DOUBLE LICENSED OR DOUBLE BONDED, read the first time by short title and referred to the Rules Committee.

DEALERS IN AGRICULTURAL PRODUCTS**H.B. 18***Craig W. Buttars*

THIS ACT MODIFIES THE AGRICULTURAL PRODUCT DEALER'S ACT BY REQUIRING THE ISSUANCE OF A PRODUCT OF AGRICULTURE RECEIPT TO A PRODUCER BY A DEALER WHO RECEIVES A PRODUCT OF AGRICULTURE FOR SALE, STORAGE, OR CONSIGNMENT FROM THE PRODUCER, read the first time by short title and referred to the Rules Committee.

EMPLOYMENT SECURITY ACT MODIFICATIONS**H.B. 19***Merlynn T. Newbold*

THIS ACT AMENDS THE DEFINITION SECTION OF THE EMPLOYMENT SECURITY ACT. IT PROVIDES FOR AN ALTERNATE

BASE PERIOD THROUGH JUNE 30, 2006, read the first time by short title and referred to the Rules Committee.

CLEAN SPECIAL FUEL TAX CERTIFICATE AMENDMENTS

H.B. 20

Don E. Bush

THIS ACT MODIFIES THE REVENUE AND TAXATION CODE BY PROVIDING FOR THE ENFORCEMENT OF CLEAN SPECIAL FUEL TAX CERTIFICATES PAID IN LIEU OF OTHER FUEL TAXES FOR CLEAN FUEL VEHICLES. THIS ACT PROVIDES THAT THE PURCHASE OF A CLEAN SPECIAL FUEL TAX CERTIFICATE IS A PREREQUISITE TO REGISTERING A VEHICLE POWERED BY A CLEAN FUEL AND REQUIRES THE CERTIFICATE TO BE CARRIED IN THE VEHICLE AT ALL TIMES. THIS ACT REQUIRES THAT CLEAN FUEL DELIVERY AGENTS POST A NOTICE ON THE PUMP THAT A VEHICLE REGISTERED IN THIS STATE THAT USES THIS FUEL IS REQUIRED TO HAVE A VALID ANNUAL CLEAN SPECIAL FUEL TAX CERTIFICATE. THE ACT ALSO PROVIDES A REPEAL DATE FOR THE NOTICE REQUIREMENT. THIS ACT MAKES TECHNICAL CHANGES. THIS ACT TAKES EFFECT ON OCTOBER 1, 2003, read the first time by short title and referred to the Rules Committee.

STATE BUILDING OWNERSHIP AUTHORITY RECODIFICATION AND REVISION

H.B. 21

Neil A. Hansen

THIS ACT MODIFIES PROVISIONS GOVERNING THE STATE BUILDING OWNERSHIP AUTHORITY. THIS ACT REMOVES THE STATE BUILDING BOARD AS THE STATE BUILDING OWNERSHIP AUTHORITY AND DESIGNATES THE GOVERNOR, STATE TREASURER, AND CHAIR OF THE STATE BUILDING BOARD AS THE STATE BUILDING OWNERSHIP AUTHORITY. THIS ACT REQUIRES THE DIVISION OF FACILITIES CONSTRUCTION AND MANAGEMENT TO PERFORM CERTAIN DUTIES FORMERLY DIRECTED TO BE PERFORMED BY THE STATE BUILDING BOARD. THIS ACT RECODIFIES THE STATE BUILDING OWNERSHIP AUTHORITY SECTIONS INTO THE BOND TITLE AND MAKES OTHER TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

PROPERTY TAX RELIEF

H.B. 22

Wayne A. Harper

THIS ACT AMENDS PROVISIONS RELATING TO PROPERTY TAX RELIEF. THE ACT AMENDS THE DEFINITION OF HOUSEHOLD INCOME.

THE ACT AMENDS THE INCOME ELIGIBILITY AMOUNTS AND CREDIT AMOUNTS FOR THE HOMEOWNER'S CREDIT AND RENTER'S CREDIT. THE ACT AMENDS PROVISIONS RELATING TO ELIGIBILITY TO CLAIM A HOMEOWNER'S CREDIT OR RENTER'S CREDIT. THIS ACT HAS RETROSPECTIVE OPERATION TO JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

PUBLIC AIRPORT AND AERONAUTICS AMENDMENTS

H.B. 23

Joseph G. Murray

THIS ACT MODIFIES PROVISIONS RELATING TO PUBLIC AIRPORTS AND AERONAUTICS. THE ACT REPEALS THE UTAH PUBLIC AIRPORT AUTHORITY ACT AND EXPANDS PROVISIONS OF THE AERONAUTICS ACT AND RELATED PROVISIONS TO APPLY TO POLITICAL SUBDIVISIONS OF THE STATE AUTHORIZED BY STATUTE TO OPERATE AN AIRPORT, read the first time by short title and referred to the Rules Committee.

HAZARDOUS WASTE FACILITIES MANAGEMENT AMENDMENTS

H.B. 24

David N. Cox

THIS ACT RENUMBERS THE SECTIONS CONSTITUTING THE HAZARDOUS WASTE FACILITIES MANAGEMENT ACT AND MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

EXTENSION OF TIMING FOR CREATING A LOCAL DISTRICT

H.B. 25

David L. Hogue

THIS ACT MODIFIES LIMITED PURPOSE LOCAL GOVERNMENT ENTITIES PROVISIONS TO CHANGE THE DATE BEFORE WHICH NO LOCAL DISTRICT MAY BE CREATED, read the first time by short title and referred to the Rules Committee.

STATE GENERAL OBLIGATION BOND ACT

H.B. 26

Ron Bigelow

THIS ACT MODIFIES PROVISIONS GOVERNING BONDING BY CREATING A MASTER ACT FOR ISSUANCE OF GENERAL OBLIGATION BONDS AND GENERAL OBLIGATION BOND ANTICIPATION NOTES.

THIS ACT ESTABLISHES ISSUANCE REQUIREMENTS, REPAYMENT REQUIREMENTS, INVESTMENT REQUIREMENTS, TAX EXEMPT STATUS, AND LEGAL INVESTMENT STATUS FOR GENERAL OBLIGATION BONDS AND BOND ANTICIPATION NOTES. THIS ACT ESTABLISHES OTHER REQUIREMENTS GOVERNING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND GENERAL OBLIGATION BOND ANTICIPATION NOTES. THIS ACT TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

BUDGET RESERVE ACCOUNT AMENDMENTS

H.B. 27

Craig W. Butters

THIS ACT MODIFIES THE STATE AFFAIRS IN GENERAL TITLE BY CHANGING THE STRUCTURE AND STATUTORY CAP OF THE BUDGET RESERVE ACCOUNT. THE ACT PROVIDES FOR AN EDUCATION BUDGET RESERVE ACCOUNT. THE ACT MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

OIL AND GAS SEVERANCE TAX AMENDMENTS

H.B. 28

Gordon E. Snow

THIS ACT AMENDS PROVISIONS RELATING TO THE OIL AND GAS SEVERANCE TAX. THE ACT AMENDS THE OIL AND GAS SEVERANCE TAX RATES AND RATE STRUCTURE. THE ACT EXTENDS THE TIME PERIOD FOR A TAXPAYER TO CLAIM A TAX CREDIT FOR A WORKOVER OR RECOMPLETION, AND MODIFIES PROVISIONS RELATING TO CLAIMING THE TAX CREDIT. THE ACT REQUIRES THE TAX REVIEW COMMISSION TO REVIEW THE OIL AND GAS SEVERANCE TAX ON OR BEFORE THE OCTOBER 2008 INTERIM MEETING AND PRESCRIBES THE SCOPE OF THE REVIEW. THIS ACT REPEALS OBSOLETE LANGUAGE AND MAKES TECHNICAL CHANGES. THE ACT PROVIDES FOR RETROSPECTIVE OPERATION, read the first time by short title and referred to the Rules Committee.

FEEES AND TAXES ON OIL AND GAS

H.B. 29

Gordon E. Snow

THIS ACT AMENDS PROVISIONS RELATING TO MINES AND MINING AND THE OIL AND GAS SEVERANCE TAX. THIS ACT MODIFIES THE DUE DATES FOR MAKING QUARTERLY PAYMENTS OF FEES

DEPOSITED INTO THE OIL AND GAS CONSERVATION ACCOUNT AND REQUIRES THE FEES TO BE REPORTED ON FORMS PROVIDED BY THE STATE TAX COMMISSION. THE ACT MODIFIES THE REQUIREMENTS FOR MAKING QUARTERLY PAYMENTS OF THE OIL AND GAS SEVERANCE TAX. THE ACT MODIFIES PROVISIONS RELATING TO CLAIMING A TAX CREDIT FOR A WORKOVER OR RECOMPLETION. THE ACT REPEALS OBSOLETE LANGUAGE AND MAKES TECHNICAL CHANGES. THIS ACT PROVIDES FOR RETROSPECTIVE OPERATION. THIS ACT PROVIDES A COORDINATION CLAUSE, read the first time by short title and referred to the Rules Committee.

PUBLIC TRANSIT DISTRICTS ANNEXATION AMENDMENTS

H.B. 30

David N. Cox

THIS ACT MODIFIES PROVISIONS RELATING TO LIMITED PURPOSE LOCAL GOVERNMENT ENTITIES AND TO REVENUE AND TAXATION. THE ACT REQUIRES VOTER APPROVAL OF AN ANNEXATION TO A LOCAL DISTRICT IN WHICH THE COUNTIES, CITIES, AND TOWNS IMPOSE A SALES AND USE TAX FOR TRANSIT DISTRICT PURPOSES AND CLARIFIES THAT THE ELECTION APPROVING THE ANNEXATION AND IMPOSITION OF THE SALES AND USE TAX SATISFIES THE VOTER APPROVAL REQUIREMENT FOR IMPOSITION OF THE SALES AND USE TAX. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

WORKFORCE SERVICES OVERPAYMENT AMENDMENTS

H.B. 31

Jeff Alexander

THIS ACT MODIFIES PROVISIONS RELATED TO PUBLIC ASSISTANCE OVERPAYMENTS BY TRANSFERRING THE RECOVERY OF OVERPAYMENTS RESPONSIBILITY FROM THE OFFICE OF RECOVERY SERVICES TO THE DEPARTMENT OF WORKFORCE SERVICES. THE ACT PROVIDES FOR AN APPEAL FROM AN INITIAL DEPARTMENT DETERMINATION OF OVERPAYMENT. THE ACT PROVIDES FOR COLLECTION OF AN OVERPAYMENT BY A WARRANT ISSUED TO A COUNTY SHERIFF BY THE DEPARTMENT WHICH BECOMES A LIEN AGAINST THE DELINQUENT OBLIGOR'S PROPERTY. THE ACT MAKES CERTAIN TECHNICAL CHANGES AND PROVIDES A REPEALER. THE ACT HAS A JULY 1, 2003 EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**VEHICLE IMPOUND FEE FOR DRIVING
UNDER THE INFLUENCE CASES**

H.B. 32*Joseph G. Murray*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY ALLOWING A WAIVER OR REFUND FOR THE \$200 DUI ADMINISTRATIVE IMPOUND FEE IF WRITTEN EVIDENCE IS PRESENTED TO THE STATE TAX COMMISSION THAT THE DRIVER LICENSE DIVISION DID NOT SUSPEND OR REVOKE THE PERSON'S DRIVER LICENSE OR THAT THE VEHICLE WAS STOLEN. THIS ACT INCREASES THE ADMINISTRATIVE IMPOUND FEE TO \$230 AND INCREASES CURRENT DISTRIBUTIONS TO THE MOTOR VEHICLE DIVISION, THE DEPARTMENT OF PUBLIC SAFETY, AND THE GENERAL FUND PROPORTIONATELY, read the first time by short title and referred to the Rules Committee.

RESPONSIBILITIES OF LEGISLATIVE GENERAL COUNSEL

H.B. 33*Greg J. Curtis*

THIS ACT MODIFIES THE LEGISLATIVE CODE AND ENLARGES THE LEGISLATIVE CLIENT REPRESENTED BY THE LEGISLATIVE GENERAL COUNSEL IN CASES AND CONTROVERSIES. THIS ACT MAKES TECHNICAL CHANGES. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**AMENDMENTS TO CHILD WELFARE LEGISLATIVE OVERSIGHT
PANEL AND OPEN AND PUBLIC MEETINGS**

H.B. 34*Michael T. Morley*

THIS ACT AMENDS THE HUMAN SERVICES CODE AND OPEN AND PUBLIC MEETINGS. THE ACT MODIFIES LANGUAGE IN THE CHILD WELFARE LEGISLATIVE OVERSIGHT PANEL TO CONFORM TERMS WITH THE OPEN AND PUBLIC MEETINGS ACT. THE ACT MAKES OTHER TECHNICAL CHANGES TO THE CHILD WELFARE LEGISLATIVE OVERSIGHT PANEL. THE ACT INCLUDES A REFERENCE TO THE CHILD WELFARE LEGISLATIVE OVERSIGHT PANEL IN OPEN AND PUBLIC MEETINGS, read the first time by short title and referred to the Rules Committee.

CONSOLIDATION OF CHILD WELFARE REPORTS

H.B. 35*Gregory H. Hughes*

THIS ACT MODIFIES THE HUMAN SERVICES CODE. THIS ACT MODIFIES AND CONSOLIDATES REPORTS PERTAINING TO THE

STATE'S CHILD WELFARE SYSTEM, read the first time by short title and referred to the Rules Committee.

ACCESSIBLE HOUSING

H.B. 36

Steven R. Mascaro

THIS ACT MODIFIES THE COMMUNITY AND ECONOMIC DEVELOPMENT CODE. THIS ACT PERMITS THE DIVISION OF COMMUNITY DEVELOPMENT TO ASSIST LOCAL GOVERNMENTS IN THE DEVELOPMENT OF ACCESSIBLE HOUSING. THIS ACT MODIFIES THE ELEMENTS TO BE CONSIDERED BY THE PRIVATE ACTIVITY BOND REVIEW BOARD WHEN ALLOCATING THE STATE'S PRIVATE ACTIVITY BOND VOLUME CAP AND MODIFIES THE POWERS OF HOUSING AUTHORITIES. THIS ACT MODIFIES THE ALLOWABLE USES OF THE OLENE WALKER HOUSING LOAN FUND. THIS ACT ALLOWS THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT AND THE UTAH HOUSING CORPORATION TO GIVE CONSIDERATION TO PROJECTS THAT INCREASE THE SUPPLY OF ACCESSIBLE HOUSING. THIS ACT PROVIDES DEFINITIONS, read the first time by short title and referred to the Rules Committee.

ELIMINATE SPEND DOWN PROVISION FOR MEDICAID

H.B. 37

Rebecca D. Lockhart

THIS ACT MODIFIES THE MEDICAID SPEND DOWN REQUIREMENTS. THE ACT AMENDS THE MEDICAL ASSISTANCE ACT. THE ACT DEFINES TERMS AND DIRECTS THE HEALTH DEPARTMENT TO USE 100% OF THE FEDERAL POVERTY LEVEL AS THE INCOME STANDARD WHEN DETERMINING IF THE AGED, BLIND, OR DISABLED HAVE SPENT DOWN ENOUGH EXCESS INCOME TO BE ELIGIBLE FOR MEDICAID BENEFITS, read the first time by short title and referred to the Rules Committee.

DIVISION OF CORPORATIONS AMENDMENT

H.B. 38

James R. Gowans

THIS ACT MODIFIES THE UNIFORM COMMERCIAL CODE BY DELETING A PROVISION REQUIRING THE DIVISION OF CORPORATIONS TO ANNUALLY REPORT TO THE ADMINISTRATIVE RULES REVIEW COMMITTEE REGARDING THE OPERATION OF THE FILING OFFICE, read the first time by short title and referred to the Rules Committee.

REPEAL OF EDUCATION REPORTS AND DUTIES**H.B. 39***Margaret Dayton*

THIS ACT MODIFIES PROVISIONS RELATING TO THE STATE SYSTEM OF PUBLIC EDUCATION BY ELIMINATING REQUIREMENTS TO SUBMIT CERTAIN REPORTS TO THE LEGISLATURE. THIS ACT MODIFIES CERTAIN DUTIES AND RESPONSIBILITIES OF THE STATE BOARD OF EDUCATION AND THE SUPERINTENDENT OF PUBLIC INSTRUCTION. THIS ACT CONSOLIDATES SEVERAL REPORTS INTO THE STATE SUPERINTENDENT'S ANNUAL REPORT. THIS ACT ELIMINATES THE REQUIREMENT FOR THE STATE BOARD OF EDUCATION TO SUBMIT SEPARATE BUDGET RECOMMENDATIONS FOR U-PASS AND PROFESSIONAL DEVELOPMENT PLANS. THIS ACT ELIMINATES THE STATE BOARD OF EDUCATION'S RESPONSIBILITY TO ANNUALLY DETERMINE THE ESTIMATED TOTAL COST OF THE MINIMUM SCHOOL PROGRAM FOR EACH DISTRICT. THIS ACT ELIMINATES THE STATE SUPERINTENDENT'S RESPONSIBILITY TO MONITOR THE FISCAL SOLVENCY OF SCHOOL DISTRICTS FOR PURPOSES OF THE STATE'S BOND GUARANTEE. THIS ACT REPEALS THE MODIFIED SCHOOL WEEK PILOT PROGRAM AND THE ARTS IN ELEMENTARY SCHOOLS PILOT PROGRAM. THIS ACT CONTAINS A REPEALER. THIS ACT MAKES TECHNICAL AMENDMENTS, read the first time by short title and referred to the Rules Committee.

PROTECTION OF NONPUBLIC PERSONAL INFORMATION**H.B. 40***Douglas C. Aagard*

THIS ACT MODIFIES THE COMMERCE AND TRADE TITLE TO ENACT THE PROTECTION OF NONPUBLIC PERSONAL INFORMATION ACT. THIS ACT DEFINES TERMS, REQUIRES A NOTICE BE GIVEN BY A COMMERCIAL ENTITY UNDER CERTAIN CIRCUMSTANCES, AND ESTABLISHES THE LIABILITY OF A COMMERCIAL ENTITY FOR VIOLATING THE ACT, read the first time by short title and referred to the Rules Committee.

**LEGISLATIVE BUDGETING FOR COLA
FOR LOCAL HEALTH AUTHORITIES****H.B. 41***Jack A. Seitz*

THIS ACT MODIFIES THE BUDGETARY PROCEDURES ACT TO REQUIRE THE LEGISLATURE TO CONSIDER PROVIDING AN INCREASE

FOR CERTAIN LOCAL HUMAN SERVICES AGENCIES THAT IS CONSISTENT WITH THE INCREASE FOR STATE EMPLOYEES, read the first time by short title and referred to the Rules Committee.

WATER USER NOTIFICATION AMENDMENTS

H.B. 42 *Michael R. Styer*

THIS ACT MODIFIES THE WATER AND IRRIGATION CODE BY CHANGING CERTAIN WATER RIGHTS NOTIFICATION REQUIREMENTS, read the first time by short title and referred to the Rules Committee.

REAUTHORIZATION OF FUNDING OF STATE AND COUNTY HEALTH AND HUMAN SERVICES TASK FORCE

H.B. 43 *Jack A. Seitz*

THIS ACT REAUTHORIZES THE FUNDING OF STATE AND COUNTY HEALTH AND HUMAN SERVICES LEGISLATIVE TASK FORCE. THE ACT APPROPRIATES \$24,500 FROM THE GENERAL FUND FOR FISCAL YEAR 2003-04 TO FUND THE TASK FORCE AND REPEALS THE TASK FORCE ON NOVEMBER 30, 2003, read the first time by short title and referred to the Rules Committee.

SUBSTANCE ABUSE AND MENTAL HEALTH AMENDMENTS

H.B. 44 *Loraine T. Pace*

THIS ACT MODIFIES THE SUBSTANCE ABUSE AND MENTAL HEALTH ACT AND PROVISIONS RELATING TO LOCAL SUBSTANCE ABUSE AND MENTAL HEALTH AUTHORITIES. THE ACT REARRANGES PROVISIONS RELATING TO STATE AND LOCAL SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES AND PROGRAMS AND MAKES OTHER TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

FIRE PREVENTION AMENDMENTS

H.B. 47 *Joseph G. Murray*

THIS ACT MODIFIES THE PUBLIC SAFETY CODE REGARDING FIRE SAFETY BY ESTABLISHING A CERTIFICATION PROGRAM FOR PERSONS WHO INSPECT OR TEST AUTOMATIC FIRE SPRINKLER SYSTEMS, read the first time by short title and referred to the Rules Committee.

UTAH CONSTRUCTION TRADE LICENSING ACT AMENDMENTS**H.B. 48***Stephen H. Urquhart*

THIS ACT AMENDS THE UTAH CONSTRUCTION TRADE LICENSING ACT BY PROVIDING AN EXEMPTION FROM LICENSURE FOR SOLE OWNERS OF PROPERTY ENGAGED IN LIMITED BUILDING OF RESIDENTIAL STRUCTURES ON THE PROPERTY IF THE PROPERTY IS REGISTERED WITH THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING, read the first time by short title and referred to the Rules Committee.

BAN ON GIFTS TO ELECTED OFFICIALS**H.B. 49***Ralph Becker*

THIS ACT MODIFIES THE LOBBYIST DISCLOSURE AND REGULATION ACT. THIS ACT DEFINES GIFTS AND PROHIBITS LEGISLATORS FROM RECEIVING CERTAIN GIFTS. THIS ACT REPEALS THE EXISTING SECTION GOVERNING GIFTS. THIS ACT MAKES TECHNICAL CORRECTIONS, read the first time by short title and referred to the Rules Committee.

SEAT BELT REQUIREMENTS**H.B. 50***Carol Spackman Moss*

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY REPEALING AN EXCEPTION FOR SAFETY BELT USE WHEN ALL SEATING POSITIONS ARE OCCUPIED, read the first time by short title and referred to the Rules Committee.

HISTORIC PRESERVATION IN GENERAL PLANS**H.B. 51***Ralph Becker*

THIS ACT MODIFIES THE UTAH MUNICIPAL CODE AND PROVISIONS RELATING TO COUNTIES. THE ACT ADDS HISTORIC PRESERVATION TO THE MATTERS THAT THE GENERAL PLAN OF A COUNTY OR MUNICIPALITY MAY PROVIDE FOR, read the first time by short title and referred to the Rules Committee.

OPEN AND PUBLIC MEETINGS ACT**H.B. 52***Scott Daniels*

THIS ACT MODIFIES THE OPEN AND PUBLIC MEETINGS ACT BY ELIMINATING THE EXEMPTION FOR POLITICAL PARTY GROUPS,

CAUCUS MEETINGS, CONFERENCE COMMITTEES, RULES COMMITTEES, AND SIFTING COMMITTEES. THIS ACT ELIMINATES THE 24-HOUR NOTICE REQUIREMENTS FOR THOSE MEETINGS WHEN THEY ARE HELD DURING AN ANNUAL GENERAL SESSION, SPECIAL SESSION, OR VETO OVERRIDE SESSION OF THE LEGISLATURE, read the first time by short title and referred to the Rules Committee.

SCHOOL BUILDING SIZE LIMITATION

H.B. 53

David N. Cox

THIS ACT MODIFIES PROVISIONS RELATING TO THE STATE SYSTEM OF PUBLIC EDUCATION BY ESTABLISHING MAXIMUM SIZE STANDARDS FOR SCHOOL BUILDINGS CONSTRUCTED BY SCHOOL DISTRICTS RECEIVING MONIES UNDER THE CAPITAL OUTLAY FOUNDATION PROGRAM, read the first time by short title and referred to the Rules Committee.

SPECIAL DISTRICTS AND LOCAL DISTRICTS - ACQUISITION OF REAL PROPERTY

H.B. 54

Gregory H. Hughes

THIS ACT ENACTS A PROVISION REQUIRING INDEPENDENT SPECIAL DISTRICTS AND LOCAL DISTRICTS TO OBTAIN APPROVAL FROM THE LEGISLATIVE BODY OF THE MUNICIPALITY OR COUNTY IN WHICH THE DISTRICT INTENDS TO ACQUIRE FEE SIMPLE TITLE TO REAL PROPERTY USED FOR EXPANSION OF THE DISTRICT'S INFRASTRUCTURE OR OTHER FACILITIES, read the first time by short title and referred to the Rules Committee.

TOW TRUCK REQUIREMENTS

H.B. 55

James R. Gowans

THIS ACT MODIFIES THE TRANSPORTATION CODE BY ADDING A DEFINITION OF TOW TRUCK SERVICE WHICH INCLUDES RECOVERY FUNCTIONS AND RELATED OPERATIONS. THIS ACT REPLACES THE WORD "TOWING" WITH "TOW TRUCK SERVICE" FOR PURPOSES OF CHARGES AN OWNER IS RESPONSIBLE FOR PAYING. THE ACT ALSO USES THIS DEFINED PHRASE TO REQUIRE POSTING OF RATES BY A TOW TRUCK MOTOR CARRIER, AND TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO SET MAXIMUM RATES THAT MAY BE CHARGED FOR CERTAIN TOW TRUCK SERVICES BY ADMINISTRATIVE RULE, read the first time by short title and referred to the Rules Committee.

BOW HUNTER SAFETY**H.B. 56***Neil A. Hansen*

THIS ACT MODIFIES THE WILDLIFE RESOURCES CODE TO ALLOW THE WILDLIFE BOARD TO REQUIRE A BOW HUNTER EDUCATION COURSE AS A PREREQUISITE FOR OBTAINING CERTAIN TYPES OF ARCHERY PERMITS, AND TO ALLOW THE WILDLIFE BOARD TO MAKE RULES IMPLEMENTING THIS PROVISION. THIS ACT ALLOWS THE WILDLIFE BOARD TO SET FEES FOR THE BOW HUNTER EDUCATION COURSE, read the first time by short title and referred to the Rules Committee.

EXPANSION OF PROTECTIVE ORDER**H.B. 57***LaWanna Lou Shurtliff*

THIS ACT MODIFIES BAIL REQUIREMENTS FOR VIOLATIONS OF PROTECTIVE ORDERS BY REQUIRING A JUDICIAL APPEARANCE BEFORE BAIL MAY BE POSTED BY A PERSON WHO IS ARRESTED FOR VIOLATING A PROTECTIVE ORDER, read the first time by short title and referred to the Rules Committee.

ADDITIONAL STATE RETIREMENT BENEFIT**H.B. 58***LaWanna Lou Shurtliff*

THIS ACT MODIFIES THE UTAH STATE RETIREMENT AND INSURANCE BENEFIT ACT BY AUTHORIZING AN ADDITIONAL RETIREMENT BENEFIT FOR CERTAIN RETIREES. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

OFF-HIGHWAY VEHICLE PROGRAM FUNDING**H.B. 59***Brent H. Goodfellow*

THIS ACT MODIFIES REVENUE AND TAXATION BY ELIMINATING THE \$850,000 LIMITATION ON THE ALLOCATION OF MOTOR FUEL TAX REVENUES TO THE OFF-HIGHWAY VEHICLE ACCOUNT. THIS ACT LEAVES IN PLACE THE .5% LIMITATION FOR ALLOCATIONS TO THAT ACCOUNT. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

**PUBLIC SAFETY NONCONTRIBUTORY
RETIREMENT ACT AMENDMENTS**

H.B. 60

Neil A. Hansen

THIS ACT MODIFIES THE UTAH STATE RETIREMENT AND INSURANCE BENEFIT ACT BY INCLUDING OVERTIME IN THE CALCULATION OF COMPENSATION THAT IS USED TO DETERMINE THE DEFINED RETIREMENT BENEFIT OF MEMBERS OF THE PUBLIC SAFETY NONCONTRIBUTORY RETIREMENT SYSTEM. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

CANDIDATES NOT AFFILIATED WITH A PARTY

H.B. 61

Michael E. Noel

THIS ACT MODIFIES THE ELECTION CODE BY MODIFYING THE REQUIREMENTS FOR A CERTIFICATE OF NOMINATION FOR CANDIDATES NOT AFFILIATED WITH A POLITICAL PARTY, read the first time by short title and referred to the Rules Committee.

EMERGENCY RESPONSE COSTS

H.B. 62

Brent H. Goodfellow

THIS ACT MODIFIES THE UTAH CODE OF CRIMINAL PROCEDURE BY GIVING PUBLIC EMERGENCY RESPONSE AGENCIES A CIVIL CAUSE OF ACTION FOR EXPENSES OF AN EMERGENCY RESPONSE AGAINST AN OFFENDER WHOSE CRIMINAL CONDUCT CAUSED THE INCIDENT, PROVIDING PROCEDURES FOR ESTABLISHING THE CLAIM, AND SPECIFYING A BEGINNING DATE FOR APPLICATION OF THESE PROVISIONS, read the first time by short title and referred to the Rules Committee.

CONCEALED WEAPON PERMIT

H.B. 63

Scott Daniels

THIS ACT MODIFIES THE CONCEALED WEAPONS ACT BY INCREASING FEES AND ALLOWING FOR A WAIVER OF A CONCEALED WEAPONS PERMIT FEE FOR AN APPLICANT WHO FILES AN AFFIDAVIT OF IMPECUNIOUSITY. THE ACT REQUIRES THE DIVISION TO REVIEW ITS FEE STRUCTURE ANNUALLY WITH THE INTENT THAT THE COST

OF ISSUING CONCEALED WEAPONS PERMITS SHALL BE REVENUE NEUTRAL. THE ACT HAS A JULY 1, 2003 EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

PUBLIC WATER SYSTEMS AMENDMENTS

H.B. 64*Roger E. Barrus*

THIS ACT MODIFIES THE SAFE DRINKING WATER ACT BY ALLOWING VOTERS IN A COUNTY, MUNICIPALITY, OR WATER DISTRICT THE OPTION TO VOTE TO ADD FLUORINE TO OR TO REMOVE FLUORINE FROM THE PUBLIC WATER SUPPLY, read the first time by short title and referred to the Rules Committee.

SOCIAL WORK LICENSING ACT AMENDMENTS

H.B. 65*Judy Ann Buffmire*

THIS ACT MODIFIES OCCUPATIONAL AND PROFESSIONAL LICENSING. THE ACT AMENDS THE SOCIAL WORKER LICENSING ACT. THE ACT CLARIFIES WHICH DEGREES ARE REQUIRED FOR LICENSURE AS A SOCIAL WORKER. THIS ACT PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

COUNTY GENERAL FUND EXPENSES

H.B. 66*Brad L. Dee*

THIS ACT MODIFIES PROVISIONS RELATING TO MUNICIPAL-TYPE SERVICES PROVIDED BY COUNTIES. THE ACT EXTENDS TO SECOND THROUGH SIXTH CLASS COUNTIES THE AUTHORITY TO PROVIDE FIRE, PARAMEDIC, AND POLICE PROTECTION SERVICES IN UNINCORPORATED AREAS OF THE COUNTY DESIGNATED AS RECREATIONAL AREAS AND TO PAY FOR THOSE SERVICES FROM THE COUNTY GENERAL FUND, read the first time by short title and referred to the Rules Committee.

ELECTRONIC EQUIPMENT WASTE DISPOSAL AND RECYCLING ACT

H.B. 67*Ralph Becker*

THIS ACT MODIFIES THE ENVIRONMENTAL QUALITY CODE TO REQUIRE THE SOLID AND HAZARDOUS WASTE CONTROL BOARD,

WITH REGARD TO ELECTRONIC EQUIPMENT WASTE, TO ESTABLISH AN EDUCATIONAL INITIATIVE THAT MEETS CERTAIN REQUIREMENTS AND TO MONITOR FEDERAL AND STATE ACTIVITIES. THE ACT PROVIDES FOR REPORTING TO THE LEGISLATURE. THE ACT DEFINES TERMS AND GRANTS RULEMAKING AUTHORITY, read the first time by short title and referred to the Rules Committee.

SAFETY INSPECTION REQUIREMENT FOR SALVAGE VEHICLES

H.B. 68

Greg J. Curtis

THIS ACT MODIFIES THE PUBLIC SAFETY CODE BY REQUIRING SALVAGE VEHICLES TO PASS A SAFETY INSPECTION AT THE TIME OF APPLICATION FOR INITIAL REGISTRATION AS A SALVAGE VEHICLE. THE ACT PROVIDES THAT THE FREQUENCY OF SUBSEQUENT SAFETY INSPECTIONS IS BASED ON THE MODEL YEAR OF THE VEHICLE, read the first time by short title and referred to the Rules Committee.

APPROPRIATION FOR SCHOOL DISTRICT IMPACTED BY FEE WAIVERS

H.B. 69

LaWanna Lou Shurtliff

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY ALLOWING THE STATE BOARD OF EDUCATION TO DISTRIBUTE FUNDS TO CERTAIN SCHOOL DISTRICTS IMPACTED BY FEE WAIVERS. THIS ACT ESTABLISHES CRITERIA FOR THE DISTRIBUTION OF THE FUNDS. THIS ACT PROVIDES AN ONGOING APPROPRIATION OF \$400,000 FROM THE UNIFORM SCHOOL FUND FOR FISCAL YEAR 2003-04 TO THE STATE BOARD OF EDUCATION FOR DISTRIBUTION TO CERTAIN SCHOOL DISTRICTS IMPACTED BY FEE WAIVERS. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

ASSAULT AMENDMENTS

H.B. 70

Mike Thompson

THIS ACT MODIFIES THE CRIMINAL CODE BY CLARIFYING THAT THE ELEMENTS OF THE OFFENSE OF ASSAULT MAY INCLUDE AN UNLAWFUL OR VIOLENT ACT THAT CREATES A SUBSTANTIAL RISK OF BODILY INJURY OR AN ACT THAT DOES CAUSE BODILY INJURY, read the first time by short title and referred to the Rules Committee.

STATE SPENDING LIMITATION AMENDMENTS**H.B. 71***Gregory H. Hughes*

THIS ACT MODIFIES THE SECTION GOVERNING APPROPRIATION LIMITS BY MODIFYING THE FORMULA USED TO CALCULATE THE AMOUNT OF THE APPROPRIATION LIMIT AND BY ESTABLISHING A NEW BASE YEAR, read the first time by short title and referred to the Rules Committee.

**ALLOCATION OF TOBACCO FUND MONEY
TO CHILDREN'S HEALTH INSURANCE PROGRAM****H.B. 72***David L. Hogue*

THIS ACT MODIFIES THE TOBACCO SETTLEMENT RESTRICTED ACCOUNT. THE ACT INCREASES THE APPROPRIATION FROM THE TOBACCO SETTLEMENT RESTRICTED ACCOUNT TO THE CHILDREN'S HEALTH INSURANCE PROGRAM BY \$1.5 MILLION. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

**WITHHOLDING EXEMPTION FOR CERTAIN
NONRESIDENT SHAREHOLDERS****H.B. 73***Gordon E. Snow*

THIS ACT MODIFIES PROVISIONS RELATING TO CORPORATE FRANCHISE AND INCOME TAXES AND INDIVIDUAL INCOME TAXES TO PROVIDE THAT CERTAIN S CORPORATIONS EXEMPT FROM STATE CORPORATE FRANCHISE OR INCOME TAXES ARE EXEMPT FROM THE PAYMENT OR WITHHOLDING OF TAX ON BEHALF OF NONRESIDENT SHAREHOLDERS, TO APPLY CERTAIN PROVISIONS TO NONRESIDENT SHAREHOLDERS THAT ARE NOT INDIVIDUALS, AND TO MAKE TECHNICAL CHANGES. THIS ACT HAS RETROSPECTIVE OPERATION FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

UNAUTHORIZED ENTRY ON SCHOOL BUS PROHIBITED**H.B. 74***Neal B. Hendrickson*

THIS ACT MODIFIES THE CRIMINAL CODE BY PROVIDING THAT ENTERING A SCHOOL BUS TO COMMIT A CRIME OR INTERFERE WITH

THE DRIVER, OR REFUSING TO LEAVE A SCHOOL BUS UPON THE ORDER OF THE DRIVER, AND UNDER SPECIFIED CIRCUMSTANCES, IS A MISDEMEANOR. THIS ACT ALSO REQUIRES THAT EACH SCHOOL BUS BE POSTED WITH ENTRANCE SIGNS STATING THAT UNAUTHORIZED ENTRY OF A SCHOOL BUS IS A CRIMINAL OFFENSE, read the first time by short title and referred to the Rules Committee.

**NONRESIDENT TUITION FOR
HIGHER EDUCATION AMENDMENTS**

H.B. 75

Loraine T. Pace

THIS ACT MODIFIES THE STATE SYSTEM OF HIGHER EDUCATION CODE BY AMENDING THE DEFINITION OF A RESIDENT STUDENT FOR TUITION PURPOSES. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

TRUANCY AMENDMENTS

H.B. 76

Duane E. Bourdeaux

THIS ACT CLARIFIES A PROVISION REGARDING PARENTAL RESPONSE IN TRUANCY SITUATIONS, read the first time by short title and referred to the Rules Committee.

**HIGH SCHOOL GRADUATION
REQUIREMENTS - FINANCIAL LITERACY**

H.B. 77

David L. Hogue

THIS ACT MODIFIES THE STATE SYSTEM OF PUBLIC EDUCATION BY REQUIRING THE STATE BOARD OF EDUCATION TO INCLUDE .5 UNITS OF FINANCIAL LITERACY CREDIT IN ITS GRADUATION REQUIREMENTS, read the first time by short title and referred to the Rules Committee.

LIEN RECOVERY FUND - RATE OF INTEREST

H.B. 78

Gordon E. Snow

THIS ACT MODIFIES THE LIEN RECOVERY FUND PROVISIONS OF THE LIENS CODE. THE ACT CHANGES THE SET INTEREST RATE TO THE CURRENT INTEREST RATE. THE ACT ALSO LIMITS THE AMOUNT OF ATTORNEY'S FEES TO 10% OF THE ORIGINAL JUDGEMENT, read the first time by short title and referred to the Rules Committee.

REGULATION OF AMATEUR RADIO ANTENNAS**H.B. 79***Neal B. Hendrickson*

THIS ACT ENACTS PROVISIONS PROHIBITING MUNICIPALITIES AND COUNTIES FROM ENACTING ORDINANCES THAT FAIL TO COMPLY WITH FEDERAL REGULATION REGARDING AMATEUR RADIO ANTENNAS. THE ACT REQUIRES ANY MUNICIPAL OR COUNTY ORDINANCE INVOLVING AMATEUR RADIO ANTENNAS TO ACCOMMODATE AMATEUR RADIO COMMUNICATIONS AND TO REPRESENT THE MINIMAL PRACTICABLE REGULATION TO ACCOMPLISH THE MUNICIPALITY OR COUNTY PURPOSE, read the first time by short title and referred to the Rules Committee.

SPECIAL SERVICE DISTRICT AMENDMENTS**H.B. 80***Eli H. Anderson*

THIS ACT MODIFIES PROVISIONS RELATING TO INDEPENDENT SPECIAL DISTRICTS TO AUTHORIZE SPECIAL SERVICE DISTRICTS TO PROVIDE EMERGENCY MEDICAL AND AMBULANCE SERVICES, read the first time by short title and referred to the Rules Committee.

COMPENSATION STUDY**H.B. 81***Ty McCartney*

THIS ACT ENACTS UNCODIFIED MATERIAL REQUIRING THE DEPARTMENT OF HUMAN RESOURCE MANAGEMENT TO CONDUCT A STUDY RELATED TO WHETHER OR NOT THE COMPENSATION PAID TO PUBLIC EMPLOYEES DIFFERS BETWEEN GENDERS. THE ACT REQUIRES THE DEPARTMENT OF HUMAN RESOURCE MANAGEMENT TO REPORT TO THE BUSINESS AND LABOR INTERIM COMMITTEE DURING THE 2003 INTERIM. THIS ACT IS REPEALED DECEMBER 31, 2003, read the first time by short title and referred to the Rules Committee.

INITIATIVES - ONE SUBJECT REQUIREMENT**H.B. 82***J. Morgan Philpot*

THIS ACT MODIFIES STATUTES GOVERNING STATE AND LOCAL INITIATIVES BY ALLOWING THE LIEUTENANT GOVERNOR OR LOCAL CLERK TO REJECT AN INITIATIVE IF IT CONTAINS MORE THAN ONE SUBJECT OR IF IT FAILS TO CLEARLY EXPRESS THE SUBJECT OF THE

PROPOSED LAW IN THE INITIATIVE'S TITLE, read the first time by short title and referred to the Rules Committee.

EDUCATION REPORTING REQUIREMENTS

H.B. 83

Rosalind J. McGee

THIS ACT MODIFIES THE STATE SYSTEM OF PUBLIC EDUCATION CODE BY REQUIRING REPORTING OF THE NUMBER OF CERTIFICATES OF EXEMPTION FROM SCHOOL ATTENDANCE ISSUED BY SCHOOL DISTRICTS FOR STUDENTS WHO ARE TAUGHT AT HOME, read the first time by short title and referred to the Rules Committee.

CHILD RESTRAINT SAFETY DEVICES

H.B. 84

Carol Spackman Moss

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY AMENDING THE REQUIREMENT FOR USE OF A CHILD RESTRAINT DEVICE IN A MOTOR VEHICLE FROM A CHILD YOUNGER THAN FIVE, TO A CHILD EIGHT YEARS OF AGE OR AT LEAST 57 INCHES TALL, WHICHEVER OCCURS FIRST. THIS ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

HATE CRIMES AMENDMENTS

H.B. 85

David Litvack

THIS ACT MODIFIES THE CRIMINAL CODE BY PROVIDING FOR ENHANCED PENALTIES DUE TO THE DEFENDANT'S SELECTION OF THE VICTIM BECAUSE OF THE DEFENDANT'S BIAS OR PREJUDICE TOWARD A GROUP. THIS ACT ALSO DEFINES GROUP. THIS ACT PROVIDES THAT THE TRIER OF FACT MAY NOT BASE A FINDING THAT THE DEFENDANT ACTED BECAUSE OF A BIAS OR PREJUDICE SOLELY ON EVIDENCE OF A DEFENDANT'S MERE BELIEFS, ASSOCIATIONS, OR EXPRESSIONS. THIS ACT ALLOWS THE COURT TO IMPOSE ALTERNATIVE SENTENCING PROVISIONS IN CASES SUBJECT TO THE ENHANCED PENALTIES. THIS ACT REPEALS THE CURRENT STATE "HATE CRIMES" STATUTE, read the first time by short title and referred to the Rules Committee.

PUBLIC SCHOOL CHOICE ENROLLMENT

H.B. 86

Carol Spackman Moss

THIS ACT MODIFIES PROVISIONS RELATING TO SCHOOL DISTRICTS BY EXTENDING THE APPLICATION PERIOD FOR

ENROLLMENT IN A SCHOOL LOCATED OUTSIDE A STUDENT'S RESIDENT DISTRICT. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

CRIMINAL RESTITUTION AMENDMENTS

H.B. 163

Douglas C. Aagard

THIS ACT MODIFIES THE CODE OF CRIMINAL PROCEDURE PROVISION THAT ALLOWS A VICTIM TO RECOVER RESTITUTION FOR WAGES LOST AS A RESULT OF A CRIME, TO INCLUDE CRIMES THAT DO NOT CAUSE PHYSICAL INJURY TO THE VICTIM, read the first time by short title and referred to the Rules Committee.

JAMES V. HANSEN HIGHWAY DESIGNATION

H.B. 164

Douglas C. Aagard

THIS ACT MODIFIES THE TRANSPORTATION CODE BY DESIGNATING A SECTION OF ROUTE 89 BEGINNING AT THE FARMINGTON INTERCHANGE NORTH TO THE DAVIS AND WEBER COUNTY LINE AS THE JAMES V. HANSEN HIGHWAY. THIS ACT REQUIRES THE DEPARTMENT OF TRANSPORTATION TO MAKE THE DESIGNATION OF THIS HIGHWAY ON FUTURE STATE HIGHWAY MAPS, read the first time by short title and referred to the Rules Committee.

REVISOR'S STATUTE

H.B. 165

Marda Dillree

THIS ACT MODIFIES PARTS OF THE UTAH CODE TO MAKE TECHNICAL CORRECTIONS INCLUDING WORDING, CROSS REFERENCES, AND NUMBERING CHANGES, read the first time by short title and referred to the Rules Committee.

PAYDAY LENDING

H.B. 166

Ty McCartney

THIS ACT MODIFIES THE CHECK CASHING REGISTRATION ACT BY REQUIRING DEFERRED DEPOSIT LENDERS TO ALLOW BORROWERS TO MAKE PARTIAL PAYMENTS OR TO RESCIND THE LOAN BY THE NEXT BUSINESS DAY. THE ACT PROHIBITS A DEFERRED DEPOSIT LENDER FROM THREATENING TO USE OR USING THE CRIMINAL

PROCESS TO COLLECT A LOAN, AND REQUIRES THE DEPARTMENT OF FINANCIAL INSTITUTIONS TO EXAMINE EVERY CHECK CASHER AT LEAST ONCE EVERY THREE YEARS., read the first time by short title and referred to the Rules Committee.

CHILD SUPPORT COLLECTION FEE AMENDMENT

H.B. 167

Judy Ann Buffmire

THIS ACT MODIFIES THE HUMAN SERVICES CODE. THIS ACT CLARIFIES THAT IN ADDITION TO THE CHILD SUPPORT AMOUNT PAID, THE OFFICE OF RECOVERY SERVICES ASSESSES A CHECK PROCESSING FEE AGAINST THE PAYOR. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

FILLING MIDTERM VACANCIES IN THE LEGISLATURE

H.B. 168

Ralph Becker

THIS ACT MODIFIES PROVISIONS OF THE ELECTION CODE CONCERNING FILLING MIDTERM VACANCIES IN THE LEGISLATURE, read the first time by short title and referred to the Rules Committee.

PROCESS FOR CREATION OF NEW SCHOOL DISTRICTS

H.B. 169

David N. Cox

THIS ACT MODIFIES PROVISIONS RELATED TO SCHOOL DISTRICTS TO PROVIDE A PROCESS FOR CREATING NEW SCHOOL DISTRICTS. THE ACT PROVIDES FOR THE TRANSFER OF SCHOOL PROPERTY TO THE NEW SCHOOL DISTRICT, A TAX ON PROPERTY WITHIN THE NEW SCHOOL DISTRICT TO PAY FOR THE NEW DISTRICT'S PROPORTIONATE SHARE OF THE EXISTING DISTRICT'S DEBT, AND FOR THE ELECTION OF NEW SCHOOL BOARD MEMBERS. THE ACT TAKES EFFECT JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

PUBLIC EDUCATION CAPITAL OUTLAY ACT AMENDMENTS

H.B. 170

David N. Cox

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY SPECIFYING CRITERIA FOR THE RECEIPT OF STATE SCHOOL BUILDING FUNDS FROM THE CAPITAL

OUTLAY FOUNDATION PROGRAM AND THE AMOUNT OF MONEY A SCHOOL DISTRICT MAY RECEIVE. THIS ACT DIRECTS THE LEGISLATURE TO MAKE AN ANNUAL APPROPRIATION FOR THE CAPITAL OUTLAY FOUNDATION PROGRAM SUFFICIENT TO PROVIDE FULL FUNDING TO EACH SCHOOL DISTRICT QUALIFYING TO RECEIVE FUNDS. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

PAMELA ATKINSON HOMELESS TRUST ACCOUNT

H.B. 171

Martin R. Stephens

THIS ACT MODIFIES PROVISIONS RELATED TO THE HOMELESS TRUST ACCOUNT BY RENAMING IT THE PAMELA ATKINSON HOMELESS TRUST ACCOUNT, read the first time by short title and referred to the Rules Committee.

BACKGROUND INVESTIGATIONS OF PEACE OFFICER CANDIDATES

H.B. 172

Loraine T. Pace

AN ACT MODIFYING THE PUBLIC SAFETY CODE BY ADDING PROVISIONS REGARDING THOROUGH BACKGROUND INVESTIGATIONS OF APPLICANTS TO BE LAW ENFORCEMENT OFFICERS OR TO BE ACCEPTED AT AN OFFICER TRAINING ACADEMY. THIS ACT PROVIDES THAT EMPLOYERS OF THE APPLICANT ARE TO PROVIDE EMPLOYMENT HISTORY TO THE LAW ENFORCEMENT AGENCY OR ACADEMY IF THE PROCEDURES REQUIRED IN THIS ACT ARE FOLLOWED. THIS ACT ALSO PROTECTS EMPLOYERS FROM CIVIL LIABILITY IF THEY PROVIDE BACKGROUND INFORMATION TO THE LAW ENFORCEMENT AGENCY OR ACADEMY. THE ACT REQUIRES THAT THE INFORMATION BE CONFIDENTIAL, AND LIMITS USE BY LAW ENFORCEMENT AGENCIES AND TRAINING ACADEMIES. THIS ACT ALSO PROVIDES FOR AN IMPLEMENTATION DATE FOR THESE PROVISIONS, read the first time by short title and referred to the Rules Committee.

MOTOR VEHICLE OPERATOR FLEEING A PEACE OFFICER

H.B. 173

Ty McCartney

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY CLARIFYING THE FLEEING FROM A PEACE OFFICER PROVISIONS. THIS ACT

CLARIFIES THAT AFTER A SIGNAL FROM A PEACE OFFICER TO STOP A VEHICLE, A SEPARATE OFFENSE EXISTS FOR EITHER OPERATING A VEHICLE IN WILLFUL DISREGARD OF THE SIGNAL WHILE ENDANGERING OTHERS OR FOR ATTEMPTING TO FLEE A PEACE OFFICER, read the first time by short title and referred to the Rules Committee.

UNEMPLOYMENT INSURANCE FRAUD AMENDMENTS

H.B. 174

Ty McCartney

THIS ACT MODIFIES TITLE 35A, CHAPTER 4, EMPLOYMENT SECURITY ACT, BY MAKING CERTAIN TECHNICAL CORRECTIONS AND MOVING THE CRIMINAL PENALTIES PROVISIONS FOR VIOLATING THE ACT FROM TITLE 35A, CHAPTER 4, TO TITLE 76, CHAPTER 8, OFFENSES AGAINST THE ADMINISTRATION OF GOVERNMENT, IN THE UTAH CRIMINAL CODE, read the first time by short title and referred to the Rules Committee.

MANAGEMENT OF NOTARIES PUBLIC BY LIEUTENANT GOVERNOR

H.B. 175

Loraine T. Pace

THIS ACT MODIFIES PROVISIONS RELATING TO NOTARIES PUBLIC BY TRANSFERRING THE ADMINISTRATION OF THE NOTARIES PUBLIC REFORM ACT FROM THE DIVISION OF CORPORATIONS AND COMMERCIAL CODE TO THE LIEUTENANT GOVERNOR. THE ACT DESIGNATES THE MONEY COLLECTED UNDER THE NOTARIES PUBLIC REFORM ACT AS A RESTRICTED ACCOUNT, read the first time by short title and referred to the Rules Committee.

TERMINATION OF PARENTAL RIGHTS

H.B. 176

Mike Thompson

THIS ACT MODIFIES THE HUMAN SERVICES CODE. THIS ACT AMENDS SECTION 78-3A-415 MAKING IT APPLICABLE TO ALL JUVENILE COURT PROCEEDINGS INVOLVING PARENTS OR MINORS AS WELL AS ANY PROCEEDING INVOLVING THE DIVISION OF CHILD AND FAMILY SERVICES, read the first time by short title and referred to the Rules Committee.

USE OF SCHOOL TRUST LAND MONIES

H.B. 177

David N. Cox

THIS ACT MODIFIES PROVISIONS RELATED TO THE STATE SYSTEM OF PUBLIC EDUCATION BY PROVIDING THAT THE PORTION

OF THE UNIFORM SCHOOL FUND CONSISTING OF THE INTEREST AND DIVIDENDS ON THE STATE SCHOOL FUND SHALL BE USED FOR THE SCHOOL LAND TRUST PROGRAM AND THE CAPITAL OUTLAY FOUNDATION PROGRAM. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

FIREARMS AMENDMENTS

H.B. 178

Ty McCartney

THIS ACT MODIFIES PROVISIONS RELATED TO WEAPONS BY EXPANDING THE RESTRICTIONS ON THE PURCHASE OF FIREARMS BY CATEGORY I RESTRICTED PERSONS, read the first time by short title and referred to the Rules Committee.

IMPOUNDING UNINSURED MOTORIST VEHICLE

H.B. 179

Chad E. Bennion

THIS ACT MODIFIES THE MOTOR VEHICLE CODE TO REQUIRE AN UNINSURED VEHICLE THAT IS INVOLVED IN AN ACCIDENT TO BE IMPOUNDED BY THE INVESTIGATING PEACE OFFICER. THIS ACT MAKES EVIDENCE OF CURRENT INSURANCE A PREREQUISITE TO THE RELEASE OF THE VEHICLE BY THE MOTOR VEHICLE DIVISION, read the first time by short title and referred to the Rules Committee.

TRAUMA REGISTRY DATA

H.B. 180

Sheryl L. Allen

THIS ACT AMENDS THE HEALTH CODE. THE ACT EXTENDS THE PERIOD OF TIME IN WHICH A HOSPITAL MUST SUBMIT TRAUMA DATA TO THE STATE HEALTH DEPARTMENT TRAUMA REGISTRY FROM JULY 1, 2003 TO DECEMBER 31, 2006, read the first time by short title and referred to the Rules Committee.

SECURITY REQUIREMENTS IN USE OF SOCIAL SECURITY NUMBERS

H.B. 181

Sheryl L. Allen

THIS ACT MODIFIES THE INSURANCE CODE. THE ACT AMENDS PROVISIONS RELATED TO, read the first time by short title and referred to the Rules Committee.

AIR CONSERVATION ACT AMENDMENTS**H.B. 182***Michael T. Morley*

THIS ACT MODIFIES THE PENALTIES PROVISION OF THE AIR CONSERVATION ACT BY MAKING A KNOWING VIOLATION OF ASBESTOS WORK PRACTICES A THIRD DEGREE FELONY. THE ACT ALSO MAKES CERTAIN TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

INDIVIDUAL INCOME TAX AMENDMENTS**H.B. 183***Patricia W. Jones*

THIS ACT AMENDS THE INDIVIDUAL INCOME TAX ACT TO MODIFY THE PERSONAL EXEMPTION AMOUNT THAT A TAXPAYER IS REQUIRED TO ADD TO FEDERAL TAXABLE INCOME. THE ACT MAKES TECHNICAL CHANGES. THIS ACT HAS RETROSPECTIVE OPERATION FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

SCHOOL CONTRACTS OF EMPLOYMENT**H.B. 184***James A. Ferrin*

THIS ACT MODIFIES PROVISIONS OF THE STATE SYSTEM OF PUBLIC EDUCATION CODE RELATING TO EMPLOYEE CONTRACTS. THIS ACT PROSPECTIVELY AUTHORIZES A LOCAL SCHOOL BOARD TO NEGOTIATE INDIVIDUAL CONTRACTS OF EMPLOYMENT AND PROVIDE FOR EMPLOYMENT BENEFITS NOTWITHSTANDING THE PROVISIONS OF A CONTRACT ENTERED INTO WITH A LOCAL EMPLOYEES' ASSOCIATION, read the first time by short title and referred to the Rules Committee.

USE OF PUBLIC EDUCATION MONIES**H.B. 185***Patricia W. Jones*

THIS ACT MODIFIES THE STATE SYSTEM OF PUBLIC EDUCATION BY APPROPRIATING AN ADDITIONAL \$80,000,000 FOR THE FISCAL YEAR BEGINNING JULY 1, 2003 AND AS AN ONGOING APPROPRIATION, TO THE STATE BOARD OF EDUCATION FOR THE INTERVENTIONS FOR STUDENT SUCCESS BLOCK GRANT PROGRAM. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

ELEMENTARY SCHOOL VENDING MACHINE SALES**H.B. 186***Patricia W. Jones*

THIS ACT AMENDS THE STATE SYSTEM OF PUBLIC EDUCATION. THE ACT PROVIDES THAT AFTER A CERTAIN TIME PERIOD ELEMENTARY SCHOOLS MAY SELL ONLY CERTAIN FOOD PRODUCTS THROUGH VENDING MACHINES ON PREMISES ACCESSIBLE TO STUDENTS, read the first time by short title and referred to the Rules Committee.

CAMPAIGN CONTRIBUTION RESTRICTIONS**H.B. 187***Neil A. Hansen*

THIS ACT MODIFIES THE LOBBYIST DISCLOSURE AND REGULATION ACT TO PROHIBIT CONTRIBUTIONS TO THE GOVERNOR DURING A LEGISLATIVE SESSION OR DURING THE TIME PERIOD ESTABLISHED FOR THE GOVERNOR TO APPROVE OR VETO BILLS PASSED BY THE LEGISLATURE, read the first time by short title and referred to the Rules Committee.

STATE PARK FEE AMENDMENTS**H.B. 188***Bradley T. Johnson*

THIS ACT MODIFIES THE NATURAL RESOURCES CODE BY DELETING PROVISIONS THAT ALLOW CITIZENS OF THE STATE WHO ARE 62 YEARS OR OLDER ADMISSION TO STATE PARKS WITHOUT CHARGE, read the first time by short title and referred to the Rules Committee.

LENDING LAW AMENDMENTS**H.B. 189***Wayne A. Harper*

THIS ACT MODIFIES THE FINANCIAL INSTITUTIONS CODE BY REQUIRING REGISTRATION OF TITLE LENDERS, REQUIRING PERSONS EXTENDING DEFERRED DEPOSIT LOANS AND TITLE LOANS TO PROVIDE DISCLOSURES TO CONSUMERS, AND PROVIDING GUIDELINES FOR DEFERRED DEPOSIT LOANS AND TITLE LOANS EXTENDED THROUGH THE INTERNET. THE ACT LIMITS ROLLOVERS FOR DEFERRED DEPOSIT LOANS, AND LIMITS THE TOTAL AMOUNTS AND INTEREST RATES FOR DEFERRED DEPOSIT LOANS AND TITLE LOANS. THE ACT MODIFIES THE UTAH RESIDENTIAL MORTGAGE PRACTICES ACT BY IMPOSING OPERATIONAL RESTRICTIONS ON

HIGH-COST DWELLING LOANS, REQUIRING DISCLOSURES AND IMPOSING OPERATIONAL RESTRICTIONS ON PREPAYMENT PENALTIES, LENDING WITHOUT CONSIDERATION OF THE BORROWER'S REPAYMENT ABILITY, NEGATIVE AMORTIZATION, PAYMENTS TO HOME IMPROVEMENT CONTRACTS, LOAN REFINANCING, FINANCING INSURANCE PREMIUMS, ACCELERATION, THE AMOUNT OF LOANS, AND INCOMPLETE CONTRACTS. THE ACT PROVIDES METHODS FOR BORROWERS AND LENDERS TO REMEDY A BREACH. THE ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

GUN SHOW BACKGROUND CHECK

H.B. 190

Scott Daniels

THIS ACT MODIFIES PROVISIONS RELATED TO CRIMINAL BACKGROUND CHECKS FOR FIREARM PURCHASES. THE ACT REQUIRES A BACKGROUND CHECK FOR A FIREARM PURCHASE AT A GUN SHOW AND PROVIDES A CRIMINAL PENALTY, read the first time by short title and referred to the Rules Committee.

AMENDMENTS TO RACIAL PROFILING PROVISIONS

H.B. 191

Duane E. Bourdeaux

THIS ACT MODIFIES THE PUBLIC SAFETY CODE BY REMOVING THE REQUIREMENT FOR THE DEPARTMENT OF PUBLIC SAFETY TO MAINTAIN IN ITS DATABASE THE RACE AND GENDER OF EACH LAW ENFORCEMENT OFFICER WHO MAKES A DRIVER LICENSE OR STATE IDENTIFICATION CARD STATUS CHECK, read the first time by short title and referred to the Rules Committee.

OVERSIGHT OF UTAH CLIMATE CENTER BY UTAH STATE UNIVERSITY

H.B. 192

Ben C. Ferry

THIS ACT MODIFIES THE STATE SYSTEM OF HIGHER EDUCATION CODE BY TRANSFERRING RESPONSIBILITY FOR THE UTAH CLIMATE CENTER FROM THE DEPARTMENT OF AGRICULTURE AND FOOD TO UTAH STATE UNIVERSITY. THIS ACT TAKES EFFECT ON JULY 1, 2003, read the first time by short title and referred to the Rules Committee.

HISTORIC BUILDING REHABILITATION TAX CREDITS**H.B. 193***Chad E. Bennion*

THIS ACT AMENDS THE INDIVIDUAL INCOME TAX ACT AND CORPORATE FRANCHISE AND INCOME TAXES TO MODIFY THE CORPORATE FRANCHISE AND INCOME TAX AND INDIVIDUAL INCOME TAX HISTORIC BUILDING REHABILITATION TAX CREDITS. THE ACT PROVIDES TAX CREDITS FOR COMMERCIAL CERTIFIED HISTORIC BUILDINGS AND COMMERCIAL QUALIFIED HISTORIC BUILDINGS. THE ACT DELETES A REQUIREMENT THAT A TAXPAYER RESIDE IN THE STATE TO BE ELIGIBLE FOR A TAX CREDIT. THIS ACT PROVIDES DEFINITIONS AND MAKES TECHNICAL CHANGES. THE ACT HAS RETROSPECTIVE OPERATION FOR TAXABLE YEARS BEGINNING ON OR AFTER JANUARY 1, 2003, read the first time by short title and referred to the Rules Committee.

SHERIFF CERTIFICATION REQUIREMENTS**H.B. 194***Joseph G. Murray*

THIS ACT MODIFIES CANDIDACY REQUIREMENTS FOR COUNTY SHERIFFS TO REQUIRE A CANDIDATE FOR COUNTY SHERIFF TO BE CERTIFIED AS A LAW ENFORCEMENT OFFICER WHEN FILING A DECLARATION OF CANDIDACY. THE ACT REQUIRES COUNTY CLERKS TO ENSURE THAT PERSONS FILING A DECLARATION OF CANDIDACY FOR COUNTY SHERIFF MEET THE QUALIFICATIONS FOR OFFICE. THE ACT ALSO MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

**ELECTION PROCESS FOR NONBINDING
STATEWIDE OPINION QUESTION****H.B. 195***Sheryl L. Allen*

THIS ACT ESTABLISHES STATUTORY ELECTION PROCEDURES FOR SUBMITTING A NONBINDING OPINION QUESTION TO THE VOTERS OF UTAH. THIS ACT HAS AN IMMEDIATE EFFECTIVE DATE. THE SECTIONS IN THIS ACT ARE REPEALED ON JANUARY 1, 2005, read the first time by short title and referred to the Rules Committee.

BICYCLE FACILITY STANDARDS**H.B. 196***Chad E. Bennion*

THIS ACT MODIFIES THE MOTOR VEHICLES CODE BY REQUIRING THE DEPARTMENT OF TRANSPORTATION TO ADOPT BY RULE,

STANDARDS FOR THE DEVELOPMENT OF BICYCLE FACILITIES BY THE DEPARTMENT OF TRANSPORTATION AND LOCAL AUTHORITIES. THIS ACT CLARIFIES THAT TRAFFIC CONTROL DEVICE STANDARDS ADOPTED BY THE DEPARTMENT OF TRANSPORTATION ARE APPLICABLE ON ALL HIGHWAYS IN THE STATE. THIS ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

LICENSE PLATE FOR BOYS AND GIRLS CLUBS

H.B. 197

Chad E. Bennion

THIS ACT MODIFIES THE MOTOR VEHICLE CODE BY ADDING A BOYS AND GIRLS CLUBS OF AMERICA SPECIAL GROUP LICENSE PLATE TO PROVIDE FINANCIAL SUPPORT TO THE UTAH ALLIANCE OF BOYS AND GIRLS CLUBS, INC. THIS ACT REQUIRES APPLICANTS FOR THE NEW PLATE TO MAKE A \$25 ANNUAL DONATION TO THE UTAH ALLIANCE OF BOYS AND GIRLS CLUBS, INC. THIS ACT REQUIRES UTAH ALLIANCE OF BOYS AND GIRLS CLUBS, INC. TO PAY A \$6,000 FEE TO THE MOTOR VEHICLE DIVISION TO COVER STARTUP MATERIALS AND PROGRAMMING COSTS. THIS ACT EXEMPTS BOYS AND GIRLS CLUBS OF AMERICA SPECIAL GROUP LICENSE PLATES FROM A \$50 INITIAL SPECIAL GROUP LICENSE PLATE FEE AND FROM A \$10 RENEWAL SPECIAL GROUP LICENSE PLATE FEE. THIS ACT MAKES TECHNICAL CORRECTIONS. THIS ACT TAKES EFFECT ON OCTOBER 1, 2003. THIS ACT PROVIDES A COORDINATION CLAUSE, read the first time by short title and referred to the Rules Committee.

RESOLUTION URGING REWORKING OF CENSUS DATA COLLECTION PROCEDURES

H.C.R. 1

Martin R. Stephens

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR STRONGLY URGES THE UNITED STATES CENSUS BUREAU TO REVIEW AND MODIFY THE CENSUS DATA COLLECTION PROCEDURES FOR THE 2010 CENSUS TO ACCOUNT FOR UNITED STATES CITIZENS WHO ARE LIVING OUT OF THE COUNTRY ON A TEMPORARY BASIS, read the first time by short title and referred to the Rules Committee.

**RESOLUTION RECOGNIZING RESOURCEFUL
USE OF TECHNOLOGY IN THE CLASSROOM**

H.C.R. 2

Gregory H. Hughes

A CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR RECOGNIZING AUDIO ENHANCEMENT TECHNOLOGY AS AN IMPORTANT TOOL THAT CAN INCREASE THE QUALITY OF EDUCATION IN THE STATE OF UTAH, read the first time by short title and referred to the Rules Committee.

**RESOLUTION ON TUITION TAX CREDIT
BALLOT OPINION QUESTION**

H.C.R. 3

Sheryl L. Allen

THIS CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR DIRECTS THE LIEUTENANT GOVERNOR TO PLACE A NONBINDING OPINION QUESTION RELATING TO EDUCATION FUNDING THROUGH THE USE OF A TUITION TAX CREDIT TO A VOTE OF THE PEOPLE OF UTAH, read the first time by short title and referred to the Rules Committee.

**RESOLUTION APPROVING COMPENSATION
OF IN-SESSION EMPLOYEES**

H.J.R. 4

Merlynn T. Newbold

THIS JOINT RESOLUTION OF THE LEGISLATURE FIXES THE COMPENSATION FOR LEGISLATIVE IN-SESSION EMPLOYEES FOR 2003. THIS RESOLUTION PROVIDES RETROSPECTIVE OPERATION, read the first time by short title and referred to the Rules Committee.

**JOINT RULES RESOLUTION -
AMENDMENTS TO CERTAIN PROCESSES**

H.J.R. 5

Marda Dillree

THIS RESOLUTION MODIFIES JOINT RULES BY REQUIRING BILLS TO BE TRANSMITTED ELECTRONICALLY RATHER THAN IN HARD COPY AND BY CODIFYING EXISTING PRACTICE FOR REVISED FISCAL NOTES ON SUBSTITUTE BILLS AND AMENDMENTS TO BILLS THAT HAVE A SUBSTANTIAL FISCAL IMPACT. THIS RESOLUTION CLARIFIES THE DEFINITION OF "MIXED COMMITTEE." THIS RESOLUTION TAKES

EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

JOINT RULES RESOLUTION - LEGISLATIVE EXPENSES

H.J.R. 6

Marda Dillree

THIS RESOLUTION MODIFIES JOINT RULES BY ELIMINATING THE SPECIAL LEGISLATIVE EXPENSES REQUIREMENT ESTABLISHED TO GOVERN LEGISLATIVE EXPENSES DURING THE 2002 WINTER OLYMPICS. THIS RESOLUTION TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

RESOLUTION ON SPECIAL SESSIONS OF THE LEGISLATURE

H.J.R. 7

Chad E. Bennion

THIS JOINT RESOLUTION OF THE LEGISLATURE PROPOSES TO AMEND THE UTAH CONSTITUTION TO AUTHORIZE THE LEGISLATURE TO CALL ITSELF INTO SESSION. THIS JOINT RESOLUTION AUTHORIZES THE GOVERNOR TO ADD LEGISLATIVE BUSINESS TO A SESSION CALLED BY THE LEGISLATURE AND AUTHORIZES THE LEGISLATURE TO ADD LEGISLATIVE BUSINESS TO A SESSION CALLED BY THE GOVERNOR. THE JOINT RESOLUTION REQUIRES ADVANCE NOTICE OF LEGISLATIVE BUSINESS IN A SESSION CONVENED BY EITHER THE GOVERNOR OR LEGISLATURE, WITH CERTAIN EXCEPTIONS. THE JOINT RESOLUTION PROHIBITS A SESSION TO BE CONVENED BY THE LEGISLATURE WITHIN A SPECIFIED PERIOD AFTER AN ANNUAL GENERAL SESSION. THE JOINT RESOLUTION LIMITS THE TOTAL NUMBER OF DAYS PER YEAR OF SESSIONS CONVENED BY THE LEGISLATURE. THIS JOINT RESOLUTION MAKES CONFORMING CHANGES AND CLARIFYING CHANGES, DIRECTS THE LIEUTENANT GOVERNOR TO SUBMIT THE PROPOSAL TO THE VOTERS, MAKES TECHNICAL CHANGES, AND PROVIDES AN EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

JOINT RULES RESOLUTION - REPORT OF COMMITTEE VOTE

H.J.R. 8

Marda Dillree

THIS RESOLUTION MODIFIES JOINT RULES GOVERNING JOINT COMMITTEES BY REQUIRING THAT THE CHAIR VERBALLY ANNOUNCE THE RESULT OF THE VOTE AND VERBALLY IDENTIFY

EITHER THOSE MEMBERS WHO VOTED "YES" OR THOSE MEMBERS WHO VOTED "NO." THIS RESOLUTION ALLOWS DISSENTING COMMITTEE MEMBERS TO FILE A SEPARATE REPORT OR BE LISTED ON THE MAJORITY REPORT AS DISSENTERS. THIS RESOLUTION TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

INTERIM RULES RESOLUTION - REPORT OF COMMITTEE VOTE

H.J.R. 9

Marda Dillree

THIS RESOLUTION MODIFIES INTERIM RULES GOVERNING JOINT COMMITTEES BY REQUIRING THAT THE CHAIR VERBALLY ANNOUNCE THE RESULT OF THE VOTE AND VERBALLY IDENTIFY EITHER THOSE MEMBERS WHO VOTED "YES" OR THOSE MEMBERS WHO VOTED "NO." THIS RESOLUTION TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

HOUSE RULES RESOLUTION - STANDING COMMITTEE REVISION

H.R. 1

Ron Bigelow

A RESOLUTION OF THE HOUSE OF REPRESENTATIVES REVISING HOUSE RULES BY CHANGING THE NAME OF A HOUSE STANDING COMMITTEE. THIS RESOLUTION HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

**HOUSE RULES RESOLUTION - DUTIES OF CHIEF CLERK
AMENDMENT**

H.R. 2

J. Morgan Philpot

THIS RESOLUTION MODIFIES HOUSE RULES GOVERNING THE CHIEF CLERK. THIS RESOLUTION MODIFIES CRITERIA FOR PAYING CERTAIN IN-SESSION EMPLOYEES AND MODIFIES REQUIREMENTS GOVERNING PLACEMENT OF MATERIALS ON HOUSE MEMBERS' DESKS. THIS RESOLUTION TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

HOUSE RULES RESOLUTION - REPORT OF COMMITTEE VOTE

H.R. 3

Marda Dillree

THIS RESOLUTION MODIFIES HOUSE RULES GOVERNING COMMITTEES BY REQUIRING THAT THE CHAIR VERBALLY

ANNOUNCE THE RESULT OF THE VOTE AND VERBALLY IDENTIFY EITHER THOSE MEMBERS WHO VOTED “YES” OR THOSE MEMBERS WHO VOTED “NO.” THIS RESOLUTION TAKES EFFECT IMMEDIATELY, read the first time by short title and referred to the Rules Committee.

* * *

On motion of Representative Dillree, the House voted that legislators be given the opportunity to sign any prefiled bills, if permission is granted to do so by the Chief Sponsor.

On motion of Representative Jones, the House voted that the membership of the House Standing Committees, the membership of the Executive Appropriations Committee, the membership of the Joint Appropriations Subcommittees and the membership of the House Ethics Committee be printed upon the pages of the House Journal.

STANDING COMMITTEES

Business and Labor

Katherine M. Bryson, *Chair*

Brent D. Parker, *Vice Chair*

J. Stuart Adams

Craig W. Buttars

David Clark

Stephen Clark

Jim Dunnigan

Ben C. Ferry

Todd E. Kiser

Mike Morley

Jackie Biskupski

Carl W. Duckworth

Neil A. Hansen

Education

Margaret Dayton, *Chair*

Merlynn T. Newbold, *Vice Chair*

LaVar Christensen

John Dougall

James A. Ferrin

Ann W. Hardy

David L. Hogue

Kory M. Holdaway

Gregory H. Hughes
Bradley T. Johnson
Loraine T. Pace
James R. Gowans
Brad King
Carol Spackman Moss
LaWanna Shurtliff

Health and Human Services

Mike Thompson, Chair
Steven R. Mascaro, Vice Chair
Calvin G. Bird
D. Gregg Buxton
Marda Dillree
Brad Last
Rebecca Lockhart
Judy Ann Buffmire
Patricia W. Jones
David Litvack

Public Utilities and Technology

Stephen H. Urquhart, *Chair*

Glenn A. Donnelson, *Vice Chair*

Sheryl L. Allen

Chad E. Bennion

Greg J. Curtis

Michael E. Noel

Gordon E. Snow

Michael R. Styler

David Ure

Ralph Becker

Brent H. Goodfellow

Ty McCartney

Judiciary

Ben C. Ferry, *Chair*

J. Stuart Adams, *Vice Chair*

Chad E. Bennion

Katherine M. Bryson

Greg J. Curtis

Eric K. Hutchings

Susan Lawrence

Dana C. Love

J. Morgan Philpot

Mike Thompson

Scott Daniels

Neal B. Hendrickson

Roz McGee

Law Enforcement and Criminal Justice

DeMar "Bud" Bowman, *Chair*

Doug Aagard, *Vice Chair*

LaVar Christensen

Brad Dee

Wayne A. Harper

Mike Morley

Brent D. Parker

Peggy Wallace

Duane Bourdeaux

Patricia W. Jones

David Litvack

Natural Resources, Agriculture, and EnvironmentCraig W. Buttars, *Chair*Darin G. Peterson, *Vice Chair*

Roger E. Barrus

David N. Cox

Margaret Dayton

Glenn A. Donnelson

Bradley T. Johnson

Michael E. Noel

Michael R. Styler

David Ure

Stephen H. Urquhart

Eli H. Anderson

Jackie Biskupski

James R. Gowans

TransportationJoseph G. Murray, *Chair*Bradley A. Winn, *Vice Chair*

Jeff Alexander

Calvin G. Bird

Don E. Bush

David Clark

John Dougall

Jim Dunnigan

Todd E. Kiser

Rebecca Lockhart

Brad King

Ty McCartney

Karen W. Morgan

Government OperationsJames A. Ferrin, *Chair*Eric K. Hutchings, *Vice Chair*

Doug Aagard

Ron Bigelow

DeMar "Bud" Bowman

Don E. Bush

Merlynn T. Newbold

Loraine T. Pace

Neil A. Hansen

Neal B. Hendrickson

Roz McGee

Political Subdivisions

Kory M. Holdaway, *Chair*
Roger E. Barrus, *Vice Chair*
D. Gregg Buxton
Brad Dee
Ann W. Hardy
David L. Hogue
Joseph G. Murray
Ralph Becker
Duane Bourdeaux
Carl W. Duckworth

Revenue and Taxation

Wayne A. Harper, *Chair*
Stephen D. Clark, *Vice Chair*
Sheryl L. Allen
Brad Last
Susan Lawrence
Darin G. Peterson
J. Morgan Philpot
Jack A. Seitz
Gordon E. Snow
Bradley A. Winn
Eli H. Anderson
Judy Ann Buffmire
Scott Daniels
Carol Spackman Moss

**Workforce Services and Community
and Economic Development**

David N. Cox, *Chair*
Peggy Wallace, *Vice Chair*
Jeff Alexander
Gregory H. Hughes
Dana C. Love
Steven R. Mascaro
Brent H. Goodfellow
Karen W. Morgan
LaWanna Shurtliff

Retirement and Independent Agencies

David Clark, *Chair*
Ann W. Hardy, *Vice Chair*

Ron Bigelow
James A. Ferrin
Rebecca Lockhart
Merlynn T. Newbold
Eli H. Anderson
Judy Ann Buffmire
Neil A. Hansen

Ethics

Don E. Bush, *Co Chair*
Ron Bigelow
Bradley T. Johnson
Jack A. Seitz
LaWanna Shurtliff, *Co Chair*
Duane Bourdeaux
Scott Daniels
Karen Morgan

Executive Appropriations Committee

Rep. Ron Bigelow, *Chair*
Rebecca Lockhart, *Vice Chair*
Rep. Martin R. Stephens
Rep. Greg J. Curtis
Rep. Jeff Alexander
Rep. Michael R. Styler
Rep. Brent H. Goodfellow
Rep. Brad King
Rep. Karen W. Morgan
Rep. Patricia W. Jones

Capital Facilities and Administrative Services

Rep. Loraine T. Pace, *Co Chair*
Rep. Roger E. Barrus
Rep. DeMar "Bud" Bowman
Rep. D. Gregg Buxton
Rep. David Clark
Rep. Stephen D. Clark
Rep. Wayne Harper
Rep. Ralph Becker
Rep. Brent H. Goodfellow

Commerce and Revenue

Rep. Chad E. Bennion, *Co Chair*

Rep. Katherine M. Bryson
Rep. Mike Morley
Rep. J. Morgan Philpot
Rep. Peggy Wallace
Rep. Eli H. Anderson
Rep. Ty McCartney

Economic Development and Human Resources

Rep. Sheryl L. Allen, *Co Chair*
Rep. Greg Curtis
Rep. Eric Hutchings
Rep. Steven R. Mascaro
Rep. Jackie Biskupski
Rep. Carol Spackman Moss

Executive Offices and Criminal Justice

Rep. David L. Hogue, *Co Chair*
Rep. Ron Bigelow
Rep. Jim Dunnigan
Rep. Brad Last
Rep. Dana C. Love
Rep. Scott Daniels
Rep. Brad King

Health and Human Services

Rep. Jack Seitz, *Co Chair*
Rep. J. Stuart Adams
Rep. Calvin Bird
Rep. Rebecca Lockhart
Rep. Mike Thompson
Rep. David Litvack
Rep. Roz McGee

Higher Education

Rep. Bradley T. Johnson, *Co Chair*
Rep. Margaret Dayton
Rep. Brad Dee
Rep. Kory M. Holdaway
Rep. Gregory H. Hughes
Rep. Susan Lawrence
Rep. Stephen H. Urquhart
Rep. Brad Winn

Rep. Patricia W. Jones
Rep. LaWanna “Lou” Shurtliff

Natural Resources

Rep. David Ure, *Co Chair*
Rep. Craig W. Buttars
Rep. Ben C. Ferry
Rep. Michael Noel
Rep. Brent D. Parker
Rep. Darin G. Peterson
Rep. Michael E. Styler
Rep. Carl W. Duckworth
Rep. James R. Gowans

Public Education

Rep. Gordon E. Snow, *Co Chair*
Rep. Doug Aagard
Rep. LaVar Christensen
Rep. David N. Cox
Rep. Marda Dillree
Rep. Glenn L. Donnelson
Rep. John Dougall
Rep. James A. Ferrin
Rep. Duane E. Bourdeaux
Rep. Judy Ann Buffmire
Rep. Karen W. Morgan

**Transportation, Environmental
Quality and National Guard**

Rep. Don E. Bush, *Co Chair*
Rep. Jeff Alexander
Rep. Ann C. Hardy
Rep. Todd E. Kiser
Rep. Joseph G. Murray
Rep. Merlynn T. Newbold
Rep. Neil A. Hansen
Rep. Neal B. Hendrickson

* * *

On motion of Representative Curtis, the House voted to saunter.

On motion of Representative Curtis, the House voted to cease to saunter.

Speaker Stephens introduced House staff and interns.

RULES COMMITTEE REPORT

Mr. Speaker: January 20, 2003

The Rules Committee recommends that, under suspension of the rules, the following bills and resolutions be considered read for the second time and placed on the Third Reading Calendar:

- H.R. 1** House Rules Resolution - Standing Committee Revision
(R. Bigelow)
- H.R. 2** House Rules Resolution - Duties of Chief Clerk
Amendment (J. M. Philpot)
- H.R. 3** House Rules Resolution - Report of Committee Vote
(M. Dillree)
- H.B. 7** Special Group License Plate Revisions (D. Hogue)
- H.B. 16** Equal Employment Opportunity - Technical Changes
(E. Anderson)
- H.B. 23** Public Airport and Aeronautics Amendments (J. Murray)
- H.B. 24** Hazardous Waste Facilities Management Amendments
(D. Cox)
- H.B. 25** Extension of Timing for Creating a Local District
(D. Hogue)
- H.B. 29** Fees and Taxes on Oil and Gas (G. Snow)
- H.B. 30** Public Transit Districts Annexation Amendments
(D. Cox)
- H.B. 33** Responsibilities of Legislative General Counsel
(G. Curtis)
- H.B. 35** Consolidation of Child Welfare Reports (G. Hughes)
- H.B. 38** Division of Corporations Amendment (J. Gowans)
- H.B. 43** Reauthorization of Funding of State and County Health
and Human Services Task Force (J. Seitz)
- H.B. 44** Substance Abuse and Mental Health Amendments
(L. Pace)
- H.B. 165** Revisor's Statute (M. Dillree)
- H.C.R. 1** Resolution Urging Reworking of Census Data Collection
Procedures (M. Stephens)
- H.J.R. 4** Resolution Approving Compensation of In-session
Employees (M. Newbold)
- H.J.R. 5** Joint Rules Resolution - Amendments to Certain
Processes (M. Dillree)
- H.J.R. 6** Joint Rules Resolution - Legislative Expenses
(M. Dillree)

- H.J.R. 8** Joint Rules Resolution - Report of Committee Vote
(M. Dillree)
- H.J.R. 9** Interim Rules Resolution - Report of Committee Vote
(M. Dillree)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Mr. Speaker: January 20, 2003

The Rules Committee has ordered the following House bills printed and recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

- H.B. 4** Viatical Settlements (B. Parker)
- H.B. 12** Utah Optometry Practice Act Amendments (K. Bryson)
- H.B. 48** Utah Construction Trade Licensing Act Amendments
(S. Urquhart)
- H.B. 78** Lien Recovery Fund - Rate of Interest (G. Snow)

EDUCATION

- H.B. 69** Appropriation for School District Impacted by Fee
Waivers (L. Shurtliff)
- H.B. 76** Truancy Amendments (D. Bourdeaux)
- H.B. 184** School Contracts of Employment (J. Ferrin)
- H.C.R. 2** Resolution Recognizing Resourceful Use of Technology
in the Classroom (G. Hughes)

GOVERNMENT OPERATIONS

- H.B. 21** State Building Ownership Authority Recodification and
Revision (N. Hansen)
- H.B. 26** State General Obligation Bond Act (R. Bigelow)
- H.B. 27** Budget Reserve Account Amendments (C. Buttars)
- H.B. 61** Candidates Not Affiliated with a Party (M. Noel)
- H.B. 71** State Spending Limitation Amendments (G. Hughes)
- H.B. 82** Initiatives - One Subject Requirement (J. M. Philpot)
- H.B. 168** Filling Midterm Vacancies in the Legislature (R. Becker)
- H.B. 187** Campaign Contribution Restrictions (N. Hansen)

HEALTH AND HUMAN SERVICES

- H.B. 5** Prohibition of Coercive Restraint Therapy
(M. Thompson)
- H.B. 34** Amendments to Child Welfare Legislative Oversight
Panel and Open and Public Meetings (M. Morley)
- H.B. 36** Accessible Housing (S. Mascaro)
- H.B. 37** Eliminate Spend down Provision for Medicaid
(R. Lockhart)
- H.B. 41** Legislative Budgeting for Cola for Local Health
Authorities (J. Seitz)
- H.B. 65** Social Work Licensing Act Amendments (J. Buffmire)
- H.B. 180** Trauma Registry Data (S. Allen)
- H.B. 181** Security Requirements in Use of Social Security Numbers
(S. Allen)

JUDICIARY

- H.B. 8** Seat Belt Enforcement Provisions (C. Moss)
- H.B. 57** Expansion of Protective Order (L. Shurtliff)
- H.B. 62** Emergency Response Costs (B. Goodfellow)
- H.B. 178** Firearms Amendments (T. McCartney)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

- H.B. 47** Fire Prevention Amendments (J. Murray)
- H.B. 74** Unauthorized Entry on School Bus Prohibited
(N. Hendrickson)
- H.B. 172** Background Investigations of Peace Officer Candidates
(L. Pace)
- H.B. 173** Motor Vehicle Operator Fleeing a Peace Officer
(T. McCartney)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

- H.B. 18** Dealers in Agricultural Products (C. Buttars)
- H.B. 56** Bow Hunter Safety (N. Hansen)
- H.B. 182** Air Conservation Act Amendments (M. Morley)
- H.B. 188** State Park Fee Amendments (B. Johnson)

POLITICAL SUBDIVISION

- H.B. 51** Historic Preservation in General Plans (R. Becker)
- H.B. 64** Public Water Systems Amendments (R. Barrus)
- H.B. 79** Regulation of Amateur Radio Antennas (N. Hendrickson)

PUBLIC UTILITIES AND TECHNOLOGY

- H.B. 40** Protection of Nonpublic Personal Information
(D. Aagard)
- H.B. 67** Electronic Equipment Waste Disposal and Recycling Act
(R. Becker)

REVENUE AND TAXATION

- H.B. 22** Property Tax Relief (W. Harper)
- H.B. 28** Oil and Gas Severance Tax Amendments (G. Snow)
- H.B. 73** Withholding Exemption for Certain Nonresident Shareholders (G. Snow)
- H.B. 177** Use of School Trust Land Monies (D. Cox)

TRANSPORTATION

- H.B. 13** Transportation Corridor Preservation Amendments
(M. Dillree)
- H.B. 32** Vehicle Impound Fee for Driving Under the Influence Cases (J. Murray)
- H.B. 55** Tow Truck Requirements (J. Gowans)
- H.B. 59** Off-highway Vehicle Program Funding (B. Goodfellow)
- H.B. 68** Safety Inspection Requirement for Salvage Vehicles
(G. Curtis)
- H.B. 164** James V. Hansen Highway Designation (D. Aagard)

WORKFORCE SERVICES AND COMMUNITY & ECONOMIC DEVELOPMENT

- H.B. 14** Tourism Promotion Programs (S. Allen)
- H.B. 31** Workforce Services Overpayment Amendments
(J. Alexander)
- H.B. 171** Pamela Atkinson Homeless Trust Account (M. Stephens)
- H.B. 174** Unemployment Insurance Fraud Amendments
(T. McCartney)

Marda Dillree, Chair

Report filed. On motion of Representative Dillree, the report of the Rules Committee was adopted.

COMMITTEE OF THE WHOLE

On motion of Representative Curtis, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of recognizing the Martin Luther King, Jr. holiday.

On motion of Representative Curtis, the Committee of the Whole was dissolved.

MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Stephens at 2:10 p.m.

INTRODUCTION OF BILLS

PROPERTY TAX ASSESSMENT OF LOW-INCOME HOUSING TAX CREDITS AND LOW-INCOME HOUSING COVENANTS

H.B. 87

Gordon E. Snow

THIS ACT MODIFIES THE PROPERTY TAX ACT TO PROVIDE DEFINITIONS AND TO ADDRESS THE PROPERTY TAX ASSESSMENT OF LOW-INCOME HOUSING TAX CREDITS AND LOW-INCOME HOUSING COVENANTS. THIS ACT MAKES TECHNICAL CHANGES. THIS ACT PROVIDES AN EFFECTIVE DATE AND PROVIDES FOR RETROSPECTIVE OPERATION, read the first time by short title and referred to the Rules Committee.

PAYMENT OF REWARD UPON ARREST AND CONVICTION

H.B. 88

Dana C. Love

THIS ACT MODIFIES THE CRIME VICTIMS RESTITUTION ACT BY PROVIDING THAT A DEFENDANT MAY BE REQUIRED TO REIMBURSE A PERSON WHO HAS PAID A REWARD FOR INFORMATION LEADING TO THE ARREST AND CONVICTION OF AN OFFENDER, read the first time by short title and referred to the Rules Committee.

RENEWABLE ENERGY AMENDMENTS

H.B. 89

James R. Gowans

THIS ACT MODIFIES THE PUBLIC UTILITIES TITLE TO ADDRESS PURCHASES OF POWER FROM INDEPENDENT ENERGY PRODUCERS AND TO ENACT THE RENEWABLE ENERGY ACT. THE ACT MODIFIES DEFINITIONS. THE ACT MODIFIES THE CHAPTER ADDRESSING

SMALL POWER PRODUCTION AND COGENERATION FACILITIES AND INCLUDES RENEWABLE ENERGY PRODUCTION FACILITIES UNDER THAT CHAPTER. THE ACT ENACTS THE RENEWABLE ENERGY ACT WHICH PROVIDES FOR THE CREATION OF A RENEWABLE ENERGY PORTFOLIO STANDARD ESTABLISHED BY RULE BY THE COMMISSION. THE ACT PROVIDES FOR AN EXEMPTION FROM THE STANDARD, CRITERIA TO BE USED IN APPLYING THE STANDARD, REPORTING REQUIREMENTS, AND A PROCESS TO EVALUATE WHAT THE STANDARD SHOULD BE FOR YEARS BEGINNING WITH 2014. THE ACT CONTAINS PROVISIONS RELATED TO RENEWABLE ENERGY CONTRACTS AND THE RECOVERY OF JUST AND REASONABLE COSTS ASSOCIATED WITH A RENEWABLE ENERGY CONTRACT. THE ACT ENCOURAGES CITIES OR TOWNS TO HAVE SIMILAR RENEWABLE ENERGY PRODUCTION STANDARDS AND REQUIRES CITIES OR TOWNS TO PROVIDE AN ANNUAL REPORT. THE ACT PROVIDES FOR FINES. THE ACT PROVIDES FOR USE OF PRIVATE AND STATE RENEWABLE ENERGY CREDITS TO SATISFY RENEWABLE ENERGY PORTFOLIO OBLIGATIONS. THE ACT AUTHORIZES THE UTAH ENERGY OFFICE TO ISSUE AND SELL STATE RENEWABLE ENERGY CREDITS. THE ACT CREATES THE RENEWABLE PORTFOLIO STANDARD RESTRICTED ACCOUNT. THIS ACT MAKES TECHNICAL CHANGES, read the first time by short title and referred to the Rules Committee.

AMENDMENTS RELATED TO FINANCIAL INSTITUTIONS

H.B. 162

Jeff Alexander

THIS ACT MODIFIES THE FINANCIAL INSTITUTIONS TITLE TO ADDRESS PROVISIONS RELATED TO CREDIT UNIONS AND MUTUAL ASSOCIATIONS AND TO MAKE TECHNICAL CHANGES. THE ACT ADDRESSES WHEN CERTAIN TAXABLE CREDIT UNIONS ARE PROHIBITED FROM ESTABLISHING NEW BRANCHES. THIS ACT ADDRESSES VOTING REQUIREMENTS FOR MUTUAL ASSOCIATIONS. THIS ACT MODIFIES DEFINITIONS. THE ACT ADDRESSES LOAN LIMITATIONS. THE ACT ADDRESSES CREDIT UNION SERVICE ORGANIZATIONS. THE ACT ADDRESSES MERGERS INVOLVING CREDIT UNIONS. THE ACT ADDRESSES OPERATIONS OF OUT-OF-STATE CREDIT UNIONS. THE ACT REPEALS CERTAIN PROVISIONS RELATED TO FIELDS OF MEMBERSHIP AND GRANDFATHERING AND MODIFIES OTHER PROVISIONS RELATED TO FIELDS OF MEMBERSHIP. THIS ACT PROVIDES FOR CREDIT UNIONS BECOMING TAXABLE CREDIT UNIONS. THIS ACT CREATES A PROGRAM UNDER WHICH A TAXABLE CREDIT UNION MAY ELECT TO

PAY A COMPETITIVE EQUITY ASSESSMENT. THE ACT REQUIRES THE COMMISSIONER TO CONSIDER THE COMMUNITY REINVESTMENT RECORD OF TAXABLE CREDIT UNIONS PURSUANT TO CERTAIN GUIDELINES. THIS ACT REQUIRES TAXABLE CREDIT UNIONS TO DISCLOSE CERTAIN INFORMATION. THIS ACT MODIFIES CORPORATE FRANCHISE AND TAXABLE INCOME TAX PROVISIONS TO ADDRESS THE TAXATION OF CREDIT UNIONS, read the first time by short title and referred to the Rules Committee.

**EXECUTIVE APPROPRIATION
COMMITTEE PROCESS AMENDMENTS**

H.J.R. 1

James A. Ferrin

THIS RESOLUTION MODIFIES JOINT RULES GOVERNING THE EXECUTIVE APPROPRIATIONS COMMITTEE BY ESTABLISHING A FORMULA THE COMMITTEE MUST USE TO CALCULATE THE TARGET BUDGET FOR THE NEXT FISCAL YEAR. THIS RESOLUTION TAKES EFFECT JANUARY 1, 2004, read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

H.R. 1, HOUSE RULES RESOLUTION - STANDING COMMITTEE REVISION, read the third time by short title and placed on its final passage.

H.R. 1 then passed on the following roll call:

Yeas, 58; Nays, 0; Absent or not voting, 17.

Voting in the affirmative were: Representatives

Aagard	Adams	Alexander	S. Allen
Barrus	Becker	Bennion	Bigelow
Bird	Bowman	Bush	Buxton
Christensen	D. Clark	D. Cox	Curtis
Daniels	Dayton	Dee	Dillree
Donnelson	Dougall	Duckworth	Dunnigan
Ferrin	Ferry	Goodfellow	Gowans
Hansen	Hardy	Harper	Hogue
Holdaway	Hughes	E. Hutchings	Jones
King	Kiser	Last	Lawrence
Love	Mascaro	McGee	Morgan
Morley	Moss	Murray	Noel

Pace	Parker	Peterson	Philpot
Shurtliff	Styler	Urquhart	Wallace
Winn	M. Stephens		

Absent or not voting were: Representatives

Anderson	Biskupski	Bourdeaux	Bryson
Buffmire	Buttars	S. Clark	Hendrickson
B. Johnson	Litvack	Lockhart	McCartney
Newbold	Seitz	G. Snow	Thompson
Ure			

H.R. 1, was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Lt. Governor.

* * *

H.R. 3, HOUSE RULES RESOLUTION - REPORT OF COMMITTEE VOTE, read the third time by short title and placed on its final passage.

H.R. 3 then passed on the following roll call:

Yeas, 62; Nays, 1; Absent or not voting, 12.

Voting in the affirmative were: Representatives

Aagard	Adams	Alexander	S. Allen
Anderson	Barrus	Becker	Bennion
Bigelow	Bird	Bourdeaux	Bowman
Bush	Buxton	Christensen	D. Clark
D. Cox	Curtis	Daniels	Dayton
Dee	Dillree	Donnelson	Duckworth
Dunnigan	Ferrin	Ferry	Goodfellow
Hansen	Hardy	Harper	Hendrickson
Hogue	Holdaway	Hughes	E. Hutchings
Jones	King	Kiser	Last
Lawrence	Lockhart	Love	Mascaro
McGee	Morgan	Morley	Moss
Murray	Newbold	Noel	Pace
Parker	Peterson	Philpot	Shurtliff
G. Snow	Styler	Urquhart	Wallace
Winn	M. Stephens		

Voting in the negative was: Representative
Dougall

Absent or not voting were: Representatives

Biskupski	Bryson	Buffmire	Buttars
S. Clark	Gowans	B. Johnson	Litvack
McCartney	Seitz	Thompson	Ure

H.R. 3, was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Lt. Governor.

* * *

H.R. 2, HOUSE RULES RESOLUTION - DUTIES OF CHIEF CLERK AMENDMENT, read the third time by short title and placed on its final passage.

H.R. 2 then passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Aagard	Adams	Alexander	S. Allen
Anderson	Barrus	Becker	Bennion
Bigelow	Bird	Biskupski	Bourdeaux
Bowman	Buffmire	Bush	Buxton
Christensen	D. Clark	D. Cox	Curtis
Daniels	Dayton	Dee	Dillree
Donnelson	Dougall	Duckworth	Dunnigan
Ferrin	Ferry	Goodfellow	Gowans
Hansen	Hardy	Harper	Hendrickson
Hogue	Holdaway	Hughes	E. Hutchings
B. Johnson	Jones	King	Kiser
Last	Lawrence	Litvack	Lockhart
Love	Mascaro	McCartney	McGee
Morgan	Morley	Moss	Murray
Newbold	Noel	Pace	Parker
Peterson	Philpot	Shurtliff	G. Snow
Styler	Thompson	Ure	Urquhart
Wallace	Winn	M. Stephens	

Absent or not voting were: Representatives

Bryson	Buttars	S. Clark	Seitz
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H.R. 2, was signed by the Speaker in open session, in the presence of the House, and referred to the Rules Committee to be enrolled and transmitted to the Lt. Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Curtis, under suspension of the rules, the House voted to move **H.J.R. 4** to the top of the Third Reading Calendar.

THIRD READING CALENDAR

H.J.R. 4, RESOLUTION APPROVING COMPENSATION OF IN-SESSION EMPLOYEES, read the third time by short title and placed on its final passage.

H.J.R. 4 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Adams	Alexander	S. Allen
Anderson	Barrus	Becker	Bennion
Bigelow	Bird	Biskupski	Bourdeaux
Bowman	Buffmire	Bush	Buxton
Christensen	D. Clark	D. Cox	Curtis
Daniels	Dayton	Dee	Dillree
Donnelson	Dougall	Duckworth	Dunnigan
Ferrin	Ferry	Goodfellow	Gowans
Hansen	Hardy	Harper	Hendrickson
Hogue	Holdaway	Hughes	E. Hutchings
B. Johnson	Jones	King	Kiser
Last	Lawrence	Litvack	Lockhart
Love	Mascaro	McCartney	Morgan
Morley	Moss	Murray	Newbold
Noel	Pace	Parker	Peterson
Philpot	Shurtliff	G. Snow	Styler
Thompson	Ure	Urquhart	Wallace
Winn	M. Stephens		

Absent or not voting were: Representatives

Bryson	Buttars	S. Clark	McGee
Seitz			

H.J.R. 4 transmitted to the Senate for its consideration.

COMMITTEE OF THE WHOLE

On motion of Representative Curtis, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from Chief Justice Christine Durham.

On motion of Representative Curtis, the Committee of the Whole was dissolved.

MISCELLANEOUS BUSINESS

On motion of Representative Curtis, the House voted to adjourn until January 21, 2003, at 10:00 a.m.

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