

**MINUTES OF THE HOUSE BUSINESS AND LABOR
STANDING COMMITTEE**
Room W010, West Office Building, State Capitol Complex
January 28, 2005

Members Present: Rep. Stephen D. Clark, Chair
Rep. Jim Dunnigan, Vice Chair
Rep. J. Stuart Adams
Rep. Jackie Biskupski
Rep. Carl W. Duckworth
Rep. Craig A. Frank
Rep. Neil A Hansen
Rep. Todd E. Kiser
Rep. Michael T. Morley
Rep. Curtis Oda
Rep. Gordon E. Snow
Rep. Scott L. Wyatt

Members absent: Rep. David Clark

Staff Present: Mark Steinagel, Policy Analyst
Linda Error, Committee Secretary

Note: List of visitors and a copy of handouts are filed with committee minutes.

Rep. S. Clark called the meeting to order at 8:04 a.m.

MOTION: Rep. Oda moved to approve the minutes of the January 25, 2005 meeting. The motion passed unanimously, with Rep. Biskupski, Rep. Frank, Rep. Kiser, and Rep. Morley absent for the vote.

H.B. 200 Property and Casualty Insurance Law Amendments (Rep. J. Dunnigan)

MOTION: Rep. Dunnigan moved to delete in title and body **H.B. 200** and replace it with **1st Substitute H.B. 200**. The motion passed unanimously, with Rep. Biskupski, Rep. Kiser, and Rep. Morley absent for the vote.

Rep. Dunnigan explained the bill with the assistance of Brad Tibbetts and Gerri Jones from the Utah Insurance Department.

Spoke to the bill: Mickey Braun, Utah Insurance Department

Spoke for the bill: Chris Purcell, State Farm Insurance
Nancy Frandsen, Stewart Title Guaranty

MOTION: Rep. Snow moved to pass the bill out favorably. The motion passed unanimously, with Rep. Biskupski and Rep. Kiser absent for the vote.

H.B. 193 Deregulation of General Building Contractors (Rep. G. Hughes)

Rep. Hughes explained the bill and requested that the committee send a letter to the Occupational and Professional Licensure Review Committee requesting an interim study of the deregulation of general building contractors.

MOTION: Rep. Hansen moved to send a letter to The Occupational and Professional Licensure Review Committee requesting a study of the deregulation of general building contractors. The motion passed unanimously, with Rep. Kiser absent for the vote.

MOTION: Rep. Adams moved to proceed to the next item on the agenda. The motion passed unanimously, with Rep. Kiser absent for the vote.

H.B. 45 Assessment of Property Affected by Business Interruption (Rep. G. Hughes)

Rep. Hughes explained the bill.

MOTION: Rep. Morley moved to amend the bill as follows:

1. *Page 1, Lines 12 through 15:*

12 This bill:

- 13 ▶ requires a county ~~{-assessor-}~~ board of equalization to take into
14 account the affect of road construction,
15 natural disasters, and other interruptions to business when determining the fair
16 market value of property.

2. *Page 1, Line 27 through Page 2, Line 29:*

27 (1) In assessing the fair market value of property, a county ~~{-assessor-}~~ board
28 of equalization shall include as
29 part of the assessment the affects on the fair market value of the property caused by the
30 following:

3. *Page 2, Lines 36 through 37:*

36 (2) This section does not prohibit a county ~~{-assessor-}~~ board of
37 equalization from including as part of an

37 assessment any other factor affecting the fair market value of property.

Spoke for the bill: Alan Summerhays, owner, Guadalahonky's Mexican Restaurant (handout)
Wayne Jones, Independent Auto Dealers
Tom Bingham, President Utah Manufacturers Association, also speaking
for Jim Olson, Utah Food Industry Association
Eric Peck, City Manager, Draper City
Lee Gardner, Salt Lake County Assessor

MOTION: Rep. Hansen moved to amend the bill. After committee discussion the motion was withdrawn.

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

H.B. 209 Administrative Rules - Impact on Small Businesses (Rep. G. Hughes)

Rep. Hughes explained the bill.

Spoke for the bill: Robin Riggs, Vice President, Salt Lake Chamber of Commerce

MOTION: Rep. Wyatt moved to hold the bill. The motion passed unanimously.

Rep. S. Clark relinquished the chair to Rep. Dunnigan.

H.B. 27 Health Insurance Fair Marketing Standards (Rep. S. Mascaro)

Rep. Mascaro explained the bill.

MOTION: Rep. Biskupski moved to amend the bill as follows:

1. Page 3, Lines 68 through 72:

68 (c) The commissioner [~~may~~] shall adopt rules to implement the disclosure
requirements

69 of this Subsection (3), taking into account:

70 = (i) recommendations of health insurance representatives;

{~~(i)~~} (ii) business confidentiality of the insurer;

71 {~~(ii)~~} (iii) definitions of terms; and

72 {~~(iii)~~} (iv) the method of disclosure to enrollees.

The motion to amend passed unanimously.

Spoke for the bill: Faye Keller, American Cancer Society

Spoke against the bill: Kelly Atkinson, Executive Director, Utah Health Care Insurance Association
Richard Hurd, President, Utah Association of Health Underwriters

Spoke to the bill: Suzette Green-Wright, Utah Insurance Department

MOTION: Rep. Kiser moved to return the bill to Rules with a recommendation that it be sent to interim for further study. The motion passed unanimously, with Rep. Morley and Rep. S. Clark absent for the vote.

MOTION: Rep. Frank moved to adjourn the meeting. The motion passed unanimously, with Rep. Morley and Rep. S. Clark absent for the vote.

Rep. Dunnigan adjourned the meeting at 9:55 a.m.

Rep. Stephen D. Clark, Chair