

**MINUTES OF THE HOUSE BUSINESS AND LABOR
STANDING COMMITTEE**
Room W010, West Office Building, State Capitol Complex
February 23, 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. Dunnigan called the meeting to order at 4:30 p.m.

MOTION: Rep. Frank moved to approve the minutes of the February 22, 2005 meeting. The motion passed unanimously, with Rep. Biskupski, Rep. Kiser, and Rep. Morley absent for the vote.

H.B. 296 Condominium Ownership Act Amendments (*Rep. C. Moss*)

Rep. Moss explained the bill with the assistance of Steve Newton, attorney, Gabus Condo Association.

MOTION: Rep. S. Clark moved to pass the bill out favorably.

SUBSTITUTE

MOTION: Rep. Adams moved to proceed to the next item on the agenda.

After committee discussion Rep. Adams withdrew the motion.

The original motion to pass the bill out favorably passed, with Rep. Adams and Rep. Snow voting in opposition. Rep. Morley and Rep. Wyatt were absent for the vote.

S.B. 39 Consumer Credit Protection (Sen. C. Walker)

Sen. Walker explained the bill with the assistance of Richard Hamp, Assistant Attorney General.

Spoke for the bill: Shauna Garcia, citizen
 Francine Giani, Director, Consumer Protection Agency
 Laura Polacheck, American Association of Retired Persons of
 Utah

Spoke against the bill: Candace Daly, Consumer Data Industry Association

MOTION : Rep. Biskupski moved to send the bill back to the Rules Committee.

SUBSTITUTE

MOTION: Rep. Wyatt moved to pass the bill out favorably. The substitute motion passed with Rep. Adams, Rep. Biskupski, Rep. Frank, Rep. Morley, and Rep. Snow voting in opposition.

H.B. 322 Motor Vehicle Repairs - Consumer Rights (Rep. T. Kiser)

Rep. Kiser explained the bill with the assistance of Wayne Jones, Independent Auto Dealers

Spoke against the bill: Rolayne Fairclough, American Automobile Association
 Brian Allen, American Family Insurance
 Gary Thorup, Property and Casualty Insurance of America

MOTION: Rep. Kiser moved to send the bill to Interim for further study. The motion passed unanimously, with Rep. Morley absent for the vote.

H.B. 375 Revisions to General State Government - Notary Law Amendments (Rep. B. King)

Rep. King explained the bill with the assistance of Gary Ott, Salt Lake County Recorder.

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

1. Page 2, Lines 34 through 39:

34 (1) "Acknowledgment" means a notarial act in which a notary certifies that a signer,
35 whose identity is personally known to the notary or proven on the basis of satisfactory
36 evidence, has admitted~~[, and which admission is made either]~~ {+} in the presence of
the notary {+} ~~[or by~~

- 37 ~~an electronic communication that is as reliable as an admission made in the presence of~~
the
38 ~~notary, provided that the electronic communication is authorized by law or rule,] signing~~
a
39 document voluntarily for its stated purpose.

The motion to amend passed unanimously, with Rep. Adams and Rep. Morley absent for the vote.

MOTION: Rep. Hansen moved to pass the bill out favorably. The motion passed unanimously, with Rep. Morley absent for the vote.

H.B. 277 Revisions to the Utah Credit Union Act (*Rep. L. Christensen*)

Rep. Christensen explained the bill.

Spoke to the bill: Edward Leary, Commissioner of Financial Institutions

Spoke against the bill: Scott Simpson, President, Utah League of Credit Unions

MOTION: Rep. Hansen moved to adjourn the meeting. The motion passed with Rep. Frank and Rep. Kiser voting in opposition, and Rep. Morley absent for the vote.

Rep. Dunnigan adjourned the meeting at 5:55 p.m.