

**MINUTES OF THE
HOUSE POLITICAL SUBDIVISIONS
STANDING COMMITTEE**

Room W125, West Office Building, State Capitol Complex
Wednesday, January 26, 2005

COMMITTEE MEMBERS: Rep. Brad L. Dee, Chair
Rep. M. Susan Lawrence, Vice Chair
Rep. D. Gregg Buxton
Rep. Julie Fisher
Rep. Kerry W. Gibson
Rep. Ann W. Hardy
Rep. Brad King
Rep. Ronda Rudd Menlove
Rep. LaWanna Lou Shurtliff

MEMBERS ABSENT: Rep. Ralph Becker
Rep. Kory M. Holdaway

STAFF PRESENT: Joseph Wade, Policy Analyst
Doris Donat, Committee Secretary

Note: A list of visitors and a copy of handouts are filed with the committee minutes.

Rep. Lawrence called the meeting to order at 9:02 a.m.

MOTION: Rep. Menlove moved to approve the minutes of January 25, 2005. The motion passed unanimously, with Rep. Shurtliff absent for the vote.

H.B. 159 Motor Assisted Scooter and Mini-motorcycle Amendments (Rep. B. Dee)

Rep. Dee introduced H.B. 159 and explained it to the committee.

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

1. Page 4, Lines 112 through 118:

- 112 (21) (a) "Mini-motorcycle" means a motorcycle or motor-driven cycle that has a seat
 or
113 saddle that is less than 24 inches from the ground as measured on a level surface with
 properly
114 inflated tires.
115 (b) "Mini-motorcycle" does not include a moped or a motor assisted scooter.
116 (c) "Mini-motorcycle" does not include a motorcycle that is:
 (i) legally licensed and registered for highway use;
117 ~~{(i)}~~ (ii) designed for off-highway use; and
118 ~~{(i)}~~ (iii) registered as an off-highway vehicle under Section 41-22-3.

The motion to amend the bill passed unanimously.

MOTION: Rep. Buxton moved to reconsider Rep. Hardy's amendment on H.B. 159. The motion passed unanimously.

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

1. Page 4, Lines 112 through 118:

- 112 (21) (a) "Mini-motorcycle" means a motorcycle or motor-driven cycle that has a seat
113 or
114 saddle that is less than 24 inches from the ground as measured on a level surface with
115 properly
116 inflated tires.
117 (b) "Mini-motorcycle" does not include a moped or a motor assisted scooter.
118 (c) "Mini-motorcycle" does not include a motorcycle that is:
(i) legally licensed and registered for highway use; or
117 {~~(i)~~ (ii) (A) designed for off-highway use; and
118 {~~(ii)~~ (B) registered as an off-highway vehicle under Section 41-22-3.

The motion to amend the bill passed unanimously.

MOTION: Rep. Hardy moved to further amend the bill as follows:

1. Page 9, Lines 270 through 271:

- 270 (e) carrying more persons at one time than the number for which it is designed {
271 except
271 an adult operator may carry a child securely attached to the operator in a pack or
sling} ; or

The motion to amend the bill passed unanimously, with Rep. King absent for the vote.

Spoke to the bill: Val Shupe, Utah Chiefs of Police Association
Bruce Borrowman, Safety Commission Utah PTA
Ken Wallentine, Utah Law Enforcement Legis. Commission
Steve Roberts, States Parks and Recreation

MOTION: With the permission of the committee and due to the shortage of time, Rep. Lawrence moved to further amend the bill as follows:

1. Page 3, Lines 69 through 70:

- 69 (9) "Direct supervision" means oversight at a distance within which ∴
(a) visual contact is

70 maintained { ~~for the purpose of advising and assisting~~ } ; and
(b) advice and assistance can be given and received .

The motion to amend the bill passed unanimously, with Rep. King absent for the vote.

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

MOTION: Rep. Buxton moved to adjourn the meeting. The motion passed unanimously, with Rep. King absent for the vote.

Rep. Lawrence adjourned the meeting at 10:00 a.m.

Brad L. Dee, Chair