

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

Room W010, West Office Building, State Capitol Complex

January 31, 2006

**Members Present:** Rep. Stephen D. Clark, Chair  
Rep. Jim Dunnigan, Vice Chair  
Rep. J. Stuart Adams  
Rep. Jackie Biskupski  
Rep. David Clark  
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

**Staff Present:** Allison Morgan, Policy Analyst  
Linda Error, Committee Secretary

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

Vice Chair Dunnigan called the meeting to order at 8:05 a.m.

**MOTION:** Rep. Hansen moved to approve the minutes of the January 27, 2006 meeting. The motion passed unanimously, with Rep. Biskupski, Rep. D. Clark, Rep. Duckworth, Rep. Morley, Rep. Oda, and Rep. Wyatt absent for the vote.

**H.B. 114 Minimum Enforcement of Food Sanitation Rules (*Rep. S. Clark*)**

Rep. S. Clark introduced the bill to the committee, with the assistance of Kathy Froerer, Executive Director, Utah Association of Local Health Departments. (handout)

Spoke for the bill: Gary Edwards, Executive Director, Salt Lake Valley Health Department  
Jim Olson, President, Utah Food Industry

**MOTION:** Rep. Oda moved to pass the bill out favorably. The motion passed unanimously, with Rep. D. Clark and Rep. Morley absent for the vote.

**H.B. 92      Limitation of Physician Noncompetition Agreements (*Rep. R. McGee*)**

Rep. McGee introduced the bill to the committee, with the assistance of Cathy Dupont, Office of Legislative Research and General Counsel.      (handout)

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

1.    *Page 2, Lines 54 through 56:*

54            (A) the ~~{actual}~~ costs of recruiting the physician as detailed in the contract,  
                  and up to ~~{1/2}~~ any earned portion  
55            of the physician's first year salary if termination occurs within 24 months from the initial  
                  date  
56            of service;

2.    *Page 4, Lines 95 through 97*

95            (A) the ~~{actual}~~ costs of recruiting the physician as detailed in the contract and  
                  up to ~~{1/2}~~ any earned portion  
96            of the physician's first year salary if termination occurs within 24 months from the initial  
                  date  
97            of service;

The motion to amend passed unanimously.

Vice Chair Dunnigan relinquished the chair to Chair Clark

Spoke for the bill:      Gary Rabetoy, M.D., Nephrologist  
                                  Michelle McOmer, Utah Medical Association  
                                  Val Bateman, President, Utah Medical Association  
                                  Lauren Scholnick, attorney

Spoke to the bill:      David Gessell, Utah Hospital Association

Vice Chair Dunnigan resumed the chair.

MOTION:      Rep. Wyatt moved to proceed to the next item on the agenda. The motion passed unanimously.

**S.B. 130      Joint Tenancy Amendments (*Sen. T. Hatch*)**

Rep. Snow introduced the bill to the committee.

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

**H.B. 315      Real Estate Amendments (*Rep. G. Snow*)**

Rep. Snow introduced the bill to the committee.

Spoke for the bill:      Derek Miller, Director, Division of Real Estate

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

MOTION:      Rep. Snow moved that H.B. 315 be placed in the Consent Calendar. The motion passed unanimously.

**S.B. 95      Psychologist Licensing Act Amendments (*Sen. E. Mayne*)**

Sen. Mayne introduced the bill to the committee.      (handout)

Spoke for the bill:      Dr. Nanci C. Klein, Director of Professional Affairs, Utah Psychological Association

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

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

Vice Chair Dunnigan adjourned the meeting at 9:55 a.m.