

**MINUTES OF THE
HOUSE GOVERNMENT OPERATIONS STANDING COMMITTEE
ROOM W010, WEST OFFICE BUILDING, STATE CAPITOL COMPLEX
February 20, 2007**

MEMBERS PRESENT: Rep. Glenn Donnelson, Chair
 Rep. John Mathis, Vice Chair
 Rep. Douglas Aagard
 Rep. DeMar "Bud" Bowman
 Rep. Lorie Fowlke
 Rep. Keith Grover
 Rep. Neil Hansen
 Rep. Neal B. Hendrickson
 Rep. Eric Hutchings
 Rep. Curt Oda
 Rep. Larry Wiley

STAFF PRESENT: Benjamin N. Christensen, Policy Analyst
 Karen Mitchell, Committee Secretary

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

Rep. Donnelson called the meeting to order at 4:03 p.m.

MOTION: Rep. Grover moved to approve the minutes of the February 19, 2007 meeting.
 The motion passed unanimously with Rep. Bowman, Rep. Fowlke, Rep.
 Hutchings, Rep. Mathis and Rep. Wiley absent for the vote.

**H.C.R. 2 Concurrent Resolution Supporting Airport Surveillance Radar Acquisition
(Rep. S. Sandstrom)**

Rep. Sandstrom explained the bill to the committee.

Spoke for the bill: Leonard Wojcik, Utah General Aviation Association

MOTION: Rep. Wiley moved to pass the bill out favorably. The motion passed unanimously
 with Rep. Bowan, Rep. Fowlke and Rep. Hutchings absent for the vote.

Rep. Donnelson relinquished the chair to Rep. Mathis.

1st Sub. H.B. 156 Utah Employment Verification Act (Rep. G. Donnelson)

Rep. Donnelson explained the bill to the committee.

Spoke for the bill: Ronald Mortensen, citizen

Spoke against the bill: Tom Bingham, Utah Manufactures Association

MOTION: Rep. Hutchings moved to pass the bill out favorably. The motion passed with Rep. Hansen, Rep. Hendrickson and Rep. Wiley voting in opposition. Rep. Bowman, Rep. Fowlke and Rep. Hutchings were absent for the vote.

Rep. Donnelson resumed the chair.

S.B. 197 Local Initiative and Petition Ballot Titles (Sen. P. Knudson)

Sen. Knudson explained the bill to the committee.

MOTION: Rep. Aagard moved to pass the bill out favorably. The motion passed unanimously with Rep. Bowman and Rep. Fowlke absent for the vote.

MOTION: Rep. Oda moved to place the bill on the consent calendar. The motion passed unanimously with Rep. Bowman and Rep. Fowlke absent for the vote.

S.B. 227 Utah Fire Prevention Board Amendment (Sen. P. Knudson)

Sen. Knudson explained the bill to the committee.

Spoke for the bill: Ronald Morris, State Fire Marshal

Rep. Wiley moved to amend the bill as follows:

1. Page 2, Lines 56 through 57:

- 56 (x) establishing minimum **ongoing** training standards for hazardous materials
emergency
57 response agencies;

The motion to amend the bill passed unanimously with Rep. Bowman and Rep. Fowlke absent for the vote.

Rep. Hutchings moved to amend the bill as follows:

1. Page 3, Lines 77 through 78:

- 77 (n) establish a certification {program} for persons who provide response
services
78 regarding hazardous materials emergencies.

The motion passed unanimously with Rep. Bowman, Rep. Fowlke and Rep. Oda absent for the vote.

MOTION: Rep. Wiley moved to pass out favorably S.B. 227 as amended. The motion passed unanimously with Rep. Bowman, Rep. Fowlke and Rep. Oda absent for the vote.

MOTION: Rep. Hutchings moved to place the bill on the consent calendar. The motion passed unanimously with Rep. Bowman, Rep. Fowlke and Rep. Oda absent for the vote.

S.B. 250 Military Justice Code Amendments (Sen. P. Knudson)

Sen. Knudson explained the bill to the committee.

Spoke to the bill: Michael Russo, citizen

MOTION: Rep. Mathis moved to pass the bill out favorably. The motion passed unanimously with Rep. Bowman, Rep. Fowlke and Rep. Oda absent for the vote.

1st Sub. S.B. 98 Governmental Immunity for Trails (Sen. D. C. Buttars)

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

1. Page 2, Lines 26 through 27:

- 26 • the trail right-of-way owner has a written agreement with the municipality
or
27 county opening the right-of-way to public use; =
► requires the written agreement to provide that the owner of the right-of-way where trail is located has immunity from suit in connection with or resulting from the use of the trail;

2. Page 5, Line 126:

- 126 (iii) the written agreement :
(A) = contains a plan for operation and maintenance of the trail; and
(B) provides that the owner of the right-of-way where trail is located has
immunity from suit in connection with or resulting from the use of the
trail;

3. Page 6, Line 167:

- 167 (d) the written agreement :
(i) contains a plan for operation and maintenance of the trail {:-} ; and
(ii) provides that the owner of the right-of-way where trail is located has
immunity from suit in connection with or resulting from the use of the
trail;

The motion to amend the bill passed unanimously with Rep. Bowman, Rep. Grover and Rep. Oda absent for the vote.

Sen. Buttars explained the bill to the committee:

Spoke to the bill: Steve Sullivan, Attorney

Spoke for the bill: Jodi Hoffman, Utah League of Cities and Towns
Todd Bingham, Utah Farm Bureau Federation

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

1. Page 2, Lines 27 (amend previous amendment made by Rep. Mathis):

Delete "immunity" and insert "the same level of immunity as a governmental entity"

2. Page 5, Line 126 (amend previous amendment made by Rep. Mathis):

Delete "immunity" and insert "the same level of immunity as a governmental entity"

3. Page 6, Line 167 (amend previous amendment made by Rep. Mathis):

Delete "immunity" and insert "the same level of immunity as a governmental entity"

The motion to amend the bill passed with Rep. Hansen, Rep. Hendrickson and Rep. Mathis voting in opposition.

H.B. 463 Crime of Claiming Military Award By Nonrecipient (Rep. G. Froerer)

Rep. Froerer explained the bill to the committee.

Spoke for the bill: Terry Schow, Utah Division Veterans Affairs
 Frank Maughan, Military Order of the Purple Heart

MOTION: Rep. Oda moved to pass the bill out favorably. The motion passed with Rep. Hendrickson voting in opposition.

H.B. 449 Accident Report Records Access (Rep. M. Walker)

Rep. Walker explained the bill to the committee.

Spoke for the bill: Spencer Stokes, Cardon Healthcare Network, Inc.

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

H.B. 414 Aviation Amendments (Rep. W. Harper)

Rep. Harper explained the bill to the committee.

Spoke to the bill: Lee Gardner, Salt Lake County Assessor

Spoke for the bill: Leonard Wojcik, Utah Aviation Association (handout)

MOTION: Rep. Mathis moved to return H.B. 414 to the Rules Committee and refer it to interim study. The motion passed unanimously.

1st Sub. S.B. 162 Pete Suazo Utah Athletic Commission (Sen. E. Mayne)

Sen. Mayne explained the bill to the committee.

MOTION: Rep. Mathis moved to delete in title and body 1st Sub. S.B. 162 and replace it with 2nd Sub. S.B. 162. The motion passed unanimously.

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

MOTION: Rep. Bowman moved to adjourn. The motion passed unanimously.

Rep. Donnelson adjourned the meeting at 6:21 p.m.

Rep. Glenn Donnelson, Chair