

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

Room C450, State Capitol, Utah State Capitol Complex

February 13, 2008

Members Present: Rep. Stephen D. Clark, Chair
Rep. Jim Dunnigan, Vice Chair
Rep. Jackie Biskupski
Rep. David Clark
Rep. Carl W. Duckworth
Rep. Ben Ferry
Rep. Gage Froerer
Rep. Kevin Garn
Rep. Neil A Hansen
Rep. Todd E. Kiser
Rep. Michael T. Morley
Rep. Paul Neuenschwander
Rep. Mark Walker

Staff Present: Allison Nicholson, 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 8:10 a.m.

MOTION: Rep. Walker moved to approve the minutes of the February 8, 2008. The motion passed unanimously, with Rep. Biskupski, Rep. Duckworth, Rep. Hansen, Rep. Kiser, and Rep. Morley absent for the vote.

S.B. 11 Utah Venture Capital Enhancement Act Amendments (*Sen. S. Jenkins*)

Sen Jenkins introduced the bill to the committee with the assistance of Jeremy Nielsen, Managing Director, Utah Fund of Funds. (handout)

MOTION: Rep. D. Clark moved to delete in title and body S.B. 11 and replace it with 1st Substitute S.B. 11. The motion passed unanimously, with Rep. Biskupski, Rep. Duckworth, Rep. Hansen, Rep. Kiser, and Rep. Morley absent for the vote.

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

S.B. 95 Markup on Alcoholic Beverages (*Sen. M. Dmitrich*)

Sen. Dmitrich introduced the bill to the committee.

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

MOTION: Rep. Hansen moved to place S.B. 95 on the Consent Calendar with the approval of the sponsor. The motion passed unanimously.

Vice Chair Dunnigan relinquished the chair to Chair S. Clark.

H.B. 406 Traffic Code Amendments (Rep. J. Dunnigan)

Rep. Dunnigan introduced the bill to the committee with the assistance of Linda Hull, Utah Department of Transportation and Doug McCleve, Utah Highway Patrol.

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

1. Page 3, Lines 65 through 66:

65 (B) is located on a portion of ~~{the}~~ interstate 15 ~~{system}~~ that is
between milepost 222 and
66 milepost 64.

The motion to amend passed unanimously.

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

H.B. 401 Master Plumber Licensing (Rep. J. Dunnigan)

Rep. Dunnigan introduced the bill to the committee with the assistance of Dave Told, Utah State Plumbing Board and David Halverson, Halverson Mechanical. (handout)

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

1. Page 9, Lines 252 through 255:

252 (ii) two members shall be licensed plumbing contractors; and
253 ~~{(ii)}~~ (iii) one member shall be from the public at large with no history of
involvement
254 in the construction trades ~~{or union affiliation}~~ .
255 (b) (i) The Alarm System Security and Licensing Board consists of five members as

2. Page 13, Lines 394 through 398:

394 (A) considered to hold a current master plumber license under this chapter if licensed

395 as a plumbing contractor **and a journeyman plumber** , and satisfies the requirements
of this Subsection (3)(a) for purposes
396 of renewal or reinstatement of that license under Section 58-55-303; and
397 (B) considered to hold a current residential master plumber license under this chapter
if
398 licensed as a residential plumbing contractor **and a residential journeyman plumber** ,
and satisfies the requirements of this Subsection

The motion to amend passed unanimously.

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

Vice Chair Dunnigan resumed the chair.

H.B. 223 Exemption from Licensure by Division of Real Estate (Rep. M. Walker)

Rep. Walker introduced the bill to the committee with the assistance of Lee Colvin, Division of Real Estate, Salt Lake County and Charles Evans, Salt Lake County.

Vice Chair Dunnigan relinquished the chair to Rep. Ferry.

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

H.B. 375 Deception Detection Examiners Licensing Act Amendments (Rep. R. Barrus)

Rep. Barrus introduced the bill to the committee with the assistance of Gordon Barland, certified polygrapher.

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

MOTION: Rep. Biskupski moved to place H.B. 375 on the Consent Calendar with the approval of the sponsor. The motion passed unanimously, with Rep. D. Clark, Rep. S. Clark, and Rep. Dunnigan absent for the vote.

H.B. 224 Construction Standards for Type II Assisted Living Facility

(Rep. R. Lockhart)

Rep. Lockhart introduced the bill to the committee with the assistance of Paul Fairholm, Utah Assisted Living Association.

Spoke against the bill: Enzo Calfa, State Building Official
Scott Marshall, Chief Building Official, Sandy City, Utah
Paul Heyward, citizen

Rep Garn declared a conflict of interest.

MOTION: Rep. S. Clark moved to pass the bill out favorably. The motion passed, with Rep. Kiser and Rep. Neuenschwander voting in opposition. Rep. D. Clark and Rep. Dunnigan were absent for the vote.

H.B. 412 Below Cost Sales *(Rep. S. Urquhart)*

Rep. Urquhart introduced the bill to the committee.

MOTION: Rep. Walker moved to pass the bill out favorably. The motion passed, with Rep. Hansen voting in opposition. Rep. Biskupski, Rep. D. Clark, Rep. Dunnigan, and Rep. Kiser were absent for the vote.

H.B. 285 Licensing Eligibility *(Rep. S. Sandstrom)*

This bill was not heard.

MOTION: Rep. Hansen moved to adjourn the meeting. The motion passed unanimously, with Rep. Biskupski, Rep. D. Clark, Rep. Dunnigan and Rep. Kiser absent for the vote.

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

Rep. Stephen D. Clark, Chair