

**MINUTES OF THE HOUSE
NATURAL RESOURCES, AGRICULTURE, & ENVIRONMENT
STANDING COMMITTEE**

Room C445, State Capitol, State Capitol Complex
February 4, 2008

Members Present: Rep. Roger E. Barrus, Chair
Rep. Kerry Gibson, Vice Chair
Rep. Sylvia Andersen
Rep. Mel Brown
Rep. Glenn Donnelson
Rep. Jack Draxler
Rep. James Gowans
Rep. Neal Hendrickson
Rep. John Mathis
Rep. Mike Noel
Rep. Patrick Painter
Rep. Phil Riesen
Rep. Steve Sandstrom

Members Absent: Rep. Carl Duckworth
Rep. Richard Winn

Staff Present: Brian Allred, Policy Analyst
Carrie Griffith, Committee Secretary

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

Rep. Barrus called the meeting to order at 8:35 a.m.

MOTION: Rep. Hendrickson moved to approve the minutes of the January 29, 2008 and January 31, 2008 meetings.

SUBSTITUTE

MOTION: Rep. Noel moved to amend page 2 of the January 31, 2008 minutes to read as follows: "Todd" Bingham, Utah Farm Bureau, (not "Tom" Bingham). Rep. Noel also moved to amend page 1 of the January 29, 2008 minutes to read as follows: "Rep. Andersen moved to delete in title and body **H.B. 40** and replace it with "**1st Sub H.B. 40...**" (not 1st Sub. H.B. 124). The motion passed unanimously with Rep. Brown and Rep. Gibson absent for the vote.

1st Sub. H.B. 40 Safe Drinking Water Revisions (Rep. S. Andersen)

Rep. Andersen explained the bill to the committee.

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

1. *Page 1, Lines 13 through 15:*

- 13 ▶ requires a first or second class county to adopt an ordinance to protect a
source of public drinking water;
- 14 ▶ authorizes a municipality located in a first or second class county to adopt
an ordinance to protect a source of public
- 15 drinking water;

2. *Page 3, Line 81:*

- 81 (1) (a) Before May 3, 2010, a first or second class county shall:

3. *Page 4, Lines 93 through 94:*

- 93 (b) A municipality in a first or second class county may adopt an ordinance that
a first or second class county is required to adopt by this
- 94 section by following the procedures and requirements of this section.

4. *Page 4, Line 110:*

- 110 (c) authorize a retail water supplier or wholesale water supplier to seek
enforcement of the ordinance in a district court located

The motion passed with Rep. Brown and Rep. Gibson absent for the vote.

MOTION: Rep. Andersen moved to pass the bill out favorably as amended. The motion passed with Rep. Brown and Rep. Gibson absent for the vote.

H.B. 323 Eminent Domain Amendments (Rep. A. Tilton)

Rep. Tilton explained the bill to the committee.

Spoke for the bill: Todd Bingham, Utah Farm Bureau

Spoke against the bill: Laurel Brady, City of Mapleton Mayor
Eric Johnson, Mapleton City Attorney
David Spatafore, State Fire Chiefs
Adam Trupp , Utah Association of Counties
Gary Crane, League of Cities and Towns

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

1. *Page 2, Line 47:*
(ii) paths, lanes, [or other ways for emergency access] ; and

SUBSTITUTE

MOTION: Rep. Noel moved to pass the bill out favorably. The motion passed with Rep. Barrus, Rep. Draxler and Rep. Riesen voting in opposition.

H.B. 123 Accelerated Learning Programs Amendments (*Rep. B. Ferry*)

Rep. Ferry explained the bill to the committee.

Spoke for the bill: Debbie Tabor, Utah PTA Student Involvement Commissioner

MOTION: Rep. Mathis moved to pass the bill out favorably. The motion passed with Rep. Brown absent for the vote.

MOTION: Rep. Donnelson moved to adjourn.

Rep. Barrus adjourned the meeting at 9:49 a.m.

Rep. Roger E. Barrus, Chair