

**MINUTES OF THE SENATE BUSINESS & LABOR
STANDING COMMITTEE
TUESDAY, FEBRUARY 19, 2008, 8:15 A.M.
ROOM W015, WEST OFFICE BUILDING
STATE CAPITOL COMPLEX**

Members Present: Sen. Kevin VanTassell, Chair
Sen. Karen Mayne
Sen. Wayne Niederhauser
Sen. Carlene Walker

Members Absent: Sen. Gene Davis
Sen. Dan Eastman
Sen. Bill Hickman

Staff Present: Allison Nicholson, Policy Analyst
Karen Allred, Committee Secretary

Public Speakers Present: John Tinsley, Centurion Security
Larry G. Love, Division of Occupational and Professional Licensing,
Alarm System Security and Licensing Board
William LaRochelle, Utah Burglar and Fire Alarm Association
David Stanley, Director, Division of Occupational and Professional
Licensing
Arturo Morales, mortgage loan officer
Mark Steinagel, Director, Utah Division of Real Estate
Barry H. Welliver, President, Structural Engineers of Utah
Adam Peer, Assistant Director, National Association of Professional
Employer Organizations
Rick Bartholomew, Chief Executive Officer, A Plus Benefits, Inc.
Chris Purcell, attorney, State Farm

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

Sen. Niederhauser assumed the Committee Chair and called the meeting to order at 8:35 a.m.

Approval of Minutes

MOTION: Sen. Walker moved to approve the minutes of the February 15, 2008 meeting.

The motion passed unanimously with Sen. VanTassell absent for the vote.

1. S.B. 295 Security Alarm Business Licensing Amendments (M. Dayton)

Sen. Dayton introduced the bill.

John Tinsley, Centurion Security; Larry G. Love, Division of Occupational and Professional Licensing, Alarm System Security and Licensing Board; William LaRoche, Utah Burglar and Fire Alarm Association; and David Stanley, Director, Division of Occupational and Professional Licensing; spoke in support of the bill.

Chair VanTassell resumed the Committee Chair.

MOTION: Sen. Mayne moved to pass the bill out favorably.

The motion passed unanimously.

2. S.B. 222 Division of Real Estate Licensing and Presence in the United States (M. Dayton)

Sen. Dayton introduced the bill assisted by Arturo Morales, mortgage loan officer, and a handout was distributed.

Mark Steinagel, Director, Utah Division of Real Estate, spoke in support of the bill.

MOTION: Sen. Mayne moved to pass the bill out favorably.

The motion passed unanimously.

3. H.J.R. 7 Joint Resolution Recognizing Unreinforced Masonry Buildings (L. Wiley)

Rep. Wiley introduced the resolution.

Barry H. Welliver, President, Structural Engineers of Utah, spoke in support of the resolution.

MOTION: Sen. Walker moved to pass the resolution out favorably.

The motion passed unanimously.

4. H.B. 159 Professional Employer Organization Licensing Act (J. Dunnigan)

Rep. Dunnigan introduced the bill and a handout was distributed.

Adam Peer, Assistant Director, National Association of Professional Employer Organizations, and Rick Bartholomew, CEO, A Plus Benefits, Inc., spoke in support of the bill.

MOTION: Sen. Walker moved to pass the bill out favorably.

The motion passed unanimously.

MOTION: Chair VanTassell moved to place the bill on the Consent Calendar.

The motion passed unanimously.

5. H.B. 93 Insurance Fraud Amendments (D. Aagard)

Rep. Aagard introduced the bill and the following amendment was distributed:

*1. Page 2, Line 57 through Page 3, Line 60
House Committee Amendments
1-30-2008:*

57 (1) (a) A person shall report a fraudulent insurance act to the department if:
58 (i) the person has a good faith belief on the basis of a preponderance of the evidence
59 that a fraudulent insurance act is being, will be, or has been committed [related to title
60 insurance shall report the fraudulent act to the commissioner in a writing that
 provides] **by a person other than the person making the report** ; and

MOTION: Sen. Walker moved to adopt the amendment.

The motion passed unanimously.

Chris Purcell, attorney, State Farm, answered questions from the Committee.

MOTION: Sen. Walker moved to pass the bill out favorably as amended.

The motion passed unanimously.

6. H.B. 128 Utah Residential Mortgage Practices Act Amendments (M. Newbold)

Rep. Newbold introduced the bill.

MOTION: Sen. Niederhauser moved to pass the bill out favorably.

The motion passed unanimously.

MOTION: Sen. Walker moved to place the bill on the Consent Calendar.

The motion passed unanimously.

MOTION: Sen. Niederhauser moved to adjourn.

The motion passed unanimously.

Chair VanTassell adjourned the meeting at 9:50 a.m.

Sen. Kevin VanTassell, Committee Chair