

MINUTES OF THE  
SENATE NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT  
STANDING COMMITTEE  
Monday, February 23, 2009  
415 State Capitol, Utah State Capitol Complex

Members Present:            Sen. Dennis Stowell, Chair  
                                  Sen. Allen Christensen  
                                  Sen. Gene Davis  
                                  Sen. Margaret Dayton  
                                  Sen. Karen Morgan  
                                  Sen. Ralph Okerlund

Staff Present:                J Brian Allred, Policy Analyst  
                                  Saundra Maeser, Secretary

Public Speakers Present:    Dick Buehler, Director, Division of Forestry, Fire and State Lands  
                                  Mike Johnson, Asst. Attorney General, Dept. of Natural Resources  
                                  Robin Riggs, Vice President, Salt Lake Chamber of Commerce  
                                  Jeff Devashrayee, General Director of Ethics and Compliance,  
                                  Union Pacific Railroad  
                                  Mark Walsh, Executive Director, Western Counties Alliance  
                                  Mike Kohler, Executive Director, Dairy Producers of Utah  
                                  Jeff Hartley, REDF  
                                  Cheryl Heying, Director, Utah Division of Air Quality  
                                  Tom Bingham, President, Utah Manufacturers Association

A list of visitors is filed with the committee minutes.

Committee Chair Stowell called the meeting to order at 4:28 p.m.

**1. S.B. 80 Fire Liability Modifications (Sen. M. Dayton)**

Sen. Dayton introduced the bill. Dick Buehler, Director, Division of Forestry, Fire and State Lands, and Mike Johnson, Assistant Attorney General, Department of Natural Resources, assisted in the presentation.

Robin Riggs, Vice President, Salt Lake Chamber of Commerce, and Jeff Devashrayee, General Director of Ethics and Compliance, Union Pacific Railroad, spoke in opposition to the bill.

**MOTION:** Sen. Davis moved to replace S.B. 80 with 1st Sub. S.B. 80, Fire Liability Modifications.

The motion passed with Sen. Dayton and Sen. Stowell voting in opposition.

**MOTION:** Sen. Dayton moved to pass 1st Sub. S.B. 80, Fire Liability Modifications, out of committee with a favorable recommendation.

The motion passed unanimously.

Sen. Davis requested that 1st Sub. S.B. 80 be place on Interim Committee study.

**2. H.C.R. 6 Concurrent Resolution Expressing Opposition to Congressional Efforts to Expand the Jurisdiction of the Clean Water Act (Rep. M. Brown) (Sen. R. Okerlund)**

Rep. Brown introduced the bill.

Mark Walsh, Executive Director Western Counties Alliance; Mike Kohler, Executive Director, Daily Producers of Utah; and Jeff Hartley, REDF, spoke in support of the bill.

**MOTION:** Sen. Christensen moved to pass H.C.R. 6, Concurrent Resolution Expressing Opposition to Congressional Efforts to Expand the Jurisdiction of the Clean Water Act, out of committee with a favorable recommendation.

The motion passed unanimously with Sen. Davis and Sen. Dayton absent for the vote.

**MOTION:** Sen. Christensen moved to have H.C.R. 6 placed on the Consent Calendar.

The motion passed unanimously with Sen. Davis and Sen. Dayton absent for the vote.

**3. H.C.R. 5 Concurrent Resolution Urging the Realignment of Air Quality Non-attainment Designations by the EPA (Rep. R. Menlove) (Sen. P. Knudson)**

Rep. Menlove introduced the bill. Cheryl Heying, Director, Utah Division of Air Quality, assisted in the presentation.

Tom Bingham, President, Utah Manufacturers Association, spoke in support of the bill.

**MOTION:** Sen. Christensen moved to replace H.C.R. 5 with 1st Sub. H.C.R. 5, Concurrent Resolution Urging the Realignment of Air Quality Non-attainment Designations by the EPA.

The motion passed unanimously with Sen. Davis and Sen. Dayton absent for the vote.

**MOTION:** Sen. Christensen moved to pass 1st Sub. H.C.R. 5, Concurrent Resolution Urging the Realignment of Air Quality Non-attainment Designations by the EPA, out of committee with a favorable recommendation.

The motion passed unanimously with Sen. Davis and Sen. Dayton absent for the vote.

**MOTION:** Sen. Christensen moved to have 1st Sub. H.C.R. 5 placed on the Consent Calendar.

The motion passed unanimously with Sen. Davis and Sen. Dayton absent for the vote.

**MOTION:** Sen. Morgan moved to adjourn.

The motion passed unanimously with Sen. Davis and Sen. Dayton absent for the vote.

Chair Stowell adjourned the meeting at 5:37 p.m.

Minutes reported by Sandra Maeser, Secretary

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Dennis E. Stowell, Committee Chair