

**MINUTES OF THE
HOUSE GOVERNMENT OPERATIONS STANDING COMMITTEE
ROOM 20, HOUSE OFFICE BUILDING, STATE CAPITOL COMPLEX
February 11, 2010**

MEMBERS PRESENT:

Rep. Keith Grover, Vice Chair
Rep. Douglas C. Aagard
Rep. Jim Bird
Rep. Ben Ferry
Rep. Neil A. Hansen
Rep. Neal B. Hendrickson
Rep. Larry B. Wiley

MEMBERS ABSENT:

Rep. Craig Frank, Chair
Rep. Ron Bigelow
Rep. John Mathis

STAFF PRESENT:

Benjamin N. Christensen, Policy Analyst
Sylvia Newton, Committee Secretary

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

Rep. Grover called the meeting to order at 8:11 a.m.

MOTION: Rep. Hansen moved to approve the minutes of the February 9, 2009 meeting. The motion passed unanimously with Rep. Ferry absent for the vote.

H.B. 265 Real Property Amendments (Rep. G. Froerer)

This bill was not considered.

S.B. 93 Gubernatorial Appointment Powers Amendments (Sen. C. Bramble)

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

1. Page 2, Lines 50 through 52
Senate 2nd Reading Amendments
2-1-2010:

50 (ii) the governor shall ~~§~~→ resubmit the name of the nominee described in
Subsection

50a (2)(a) or ←~~§~~ submit the name of [~~another~~] a different nominee to the Senate

51 for consent no later than {~~one month~~} sixty days after the date on which the

nomination was rejected by the
52 Senate.

2. *Page 3, Line 65:*

65 (ii) the governor may :
(A) (I) reappoint the interim manager to whom the Senate failed to consent
within 30 days; and
(II) resubmit the name of the person described in Subsection (3)(b)(ii)(A)(I) to
the Senate for consent as interim manager; or
(B) appoint ~~[another]~~ a different interim manager under Subsection

3. *Page 3, Lines 73 through 77:*

73 (d) ~~{(i)}~~ If the Senate fails to consent to a nominee whose name is submitted
under
74 Subsection (3)(c)(ii) within 30 days after the day on which the governor submits the name
to
75 the Senate ~~{-}~~ :
(i) the nomination is considered rejected ~~{-}~~ ; and
76 (ii) {If the Senate rejects the governor's appointment of an interim
manager;} the
77 governor shall :
(A)(I) reappoint the person described in Subsection (3)(d); and
(II) resubmit the name of the person described in Subsection (3)(d) to the Senate
for consent as interim manager; or
(B) appoint a different interim manager in the manner required by Subsection
(3)(a).

The motion to amend the bill passed unanimously with Rep. Ferry absent for the vote.

Sen. Bramble explained the amended bill to the committee.

MOTION: Rep. Hansen moved to pass the bill with a favorable recommendation. The motion passed unanimously with Rep. Ferry absent for the vote.

H.B. 116 Political Subdivision Facility Energy Efficiency (Rep. F. Hunsaker)

Rep. Hunsaker explained the bill to the committee, assisted by John Harrington, State Energy Manager, Department of Facilities and Construction Management.

Spoke in favor of the bill: Dave Secrist, Salt Lake City Corporation
Jim Cleland, Salt Lake City Corporation

MOTION: Rep. Wiley moved to pass the bill with a favorable recommendation. The motion passed unanimously with Rep. Ferry absent for the vote.

H.B. 273 Utah International Trade Commission Amendments (Rep. E. Hutchings)

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

1. Page 3, Lines 81 through 82:

81 (d) any other organization in Utah whose mission involves international trade
or relations {~~and trade~~} and any other organization in
82 the United States whose mission involves international trade or relations as the
commission considers appropriate; and

The motion to amend the bill passed unanimously with Rep. Ferry absent for the vote.

Rep. Hutchings explained the bill and the amendment to the committee.

MOTION: Rep. Hendrickson moved to pass the bill with a favorable recommendation. The motion passed unanimously with Rep. Ferry absent for the vote.

H.B. 208 Disposition of the Remains of a Deceased Military Service Member (Rep. J. Seelig)

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

1. Page 1, Lines 13 through 17:

13 This bill:
14 ▶ provides that a person designated by {~~an active duty military service~~
~~member in a~~

- 15 ~~federal DD Form 93, Record of Emergency Data,~~ } a service member while
serving in a branch of the United States Armed Forces as defined in 10 U.S.C. Sec.
1481 is a first priority person in
16 determining the disposition of the remains of the military service member upon the
17 service member's death; and
2. *Page 2, Lines 34 through 36:*
34 (1) a person designated {~~in~~} ;
35 (a) in a written instrument, excluding a power of attorney that terminates at death
under
36 Sections 75-5-501 and 75-5-502, if the written instrument contains:
3. *Page 2, Lines 45 through 47:*
45 [(f)] (vi) the date or dates the written instrument was prepared and signed; or
46 (b) {~~a federal DD Form 93, Record of Emergency Data,~~} by a
{~~military~~} service member
47 {~~on active duty~~} while serving in a branch of the United States Armed Forces
as defined in 10 U.S.C. Sec. 1481 ;

The motion to amend the bill passed unanimously with Rep. Ferry absent for the vote.

Rep. Seelig explained the amended bill to the committee and provided handouts to help explain the need for the bill.

Spoke in favor of the bill: Darin Farr, Utah Department of Veterans' Affairs
Scott Russon, president, Utah Funeral Directors Association

MOTION: Rep. Hendrickson moved to pass the bill with a favorable recommendation. The motion passed unanimously.

S.B. 110 Revisor's Statute (*Sen. M. Dayton*)

Rep. Ferry explained the bill to the committee.

MOTION: Rep. Ferry moved to pass the bill with a favorable recommendation. The motion passed unanimously

H.B. 274 Statutory Construction Compliance Amendments (*Rep. R. Lockhart*)

Rep. Lockhart explained the bill to the committee.

MOTION: Rep. Aagard moved to pass the bill with a favorable recommendation. The motion passed unanimously.

MOTION: Rep. Ferry moved to place H.B. 274 on the Consent Calendar. The motion passed unanimously.

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

Rep. Grover adjourned the meeting at 9:16 a.m.

Rep. Craig A. Frank, Chair