

**MINUTES OF THE SENATE BUSINESS & LABOR STANDING COMMITTEE
THURSDAY, FEBRUARY 11, 2010
ROOM 215, SENATE BUILDING
STATE CAPITOL COMPLEX**

Members Present: Sen. John Valentine, Chair
Sen. Gene Davis
Sen. Dan Liljenquist
Sen. Karen Mayne
Sen. Wayne Niederhauser
Sen. Steve Urquhart
Sen. Kevin VanTassell

Staff Present: Bryant R. Howe, Office of Legislative Research and General Counsel
Karen Allred, Committee Secretary

Public Speakers Present: Steve Clyde, Attorney, Central Utah Water Conservancy District
Darin Peterson, Shareholder
David Ure, President, Washington Irrigation Commission
Fred Finlinson, Attorney, Chairman, Central Utah Water Coalition
Chris Finlinson, Central Utah Water Coalition
Maryann Christensen, Secretary/Treasurer, Little Cottonwood Brown
Ditch Company
Sterling Brown, Vice President, Public Policy, Utah Farm Bureau
John Maybe, Attorney
Mike Kohler, Utah Quality Growth Commission
Greg Greathouse, Attorney, DMADC Companies, Millard County
Bill Starks, Utah Director, Department of Workforce Services
Tom Bingham, Utah Manufacturers Association
Robin Riggs, Vice President and General Manager, Salt Lake
Chamber of Commerce
Melissa Smith, Policy Analyst, Utah Community Action Program
Allison Rowland, Research and Budget Director, Utah Children

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

Committee Chair Valentine called the meeting to order at 8:40 a.m.

Approval of Minutes

MOTION: Sen. Davis moved to approve the minutes of February 9, 2010.

The motion passed unanimously with Sens. Davis, Liljenquist and Niederhauser absent for the vote.

Sen. VanTassell assumed the Committee Chair.

1. **S.B. 99 Water Companies and Water Right Change Requests** (Valentine)

Sen. Valentine introduced the bill and 2nd Sub. S.B. 99 was distributed.

MOTION: Sen. Valentine moved to adopt 2nd Sub. S.B. 99.

The motion passed unanimously with Sens. Liljenquist and Niederhauser absent for the vote.

Sen. Valentine further explained the bill.

Steve Clyde, Attorney, Central Utah Water Conservancy District; Darin Peterson, Shareholder; David Ure, President, Washington Irrigation Commission; Fred Finlinson, Attorney, Chairman, Central Utah Water Coalition and Chris Finlinson, Central Utah Water Coalition spoke in support of the bill.

Maryann Christensen, Secretary/Treasurer, Little Cottonwood Brown Ditch Company; Sterling Brown, Vice President, Public Policy, Utah Farm Bureau; John Maybe, Attorney; Mike Kohler, Utah Quality Growth Commission and Greg Greathouse, Attorney, DMADC Companies, Millard County spoke in opposition to the bill.

MOTION: Sen. Valentine moved to amend 2nd Sub. S.B. 99 as follows:

144 (d) The water company ~~{shall approve}~~ **may not withhold**
145 **approval of** the change request, including a change that if
made would result in changing the place of use to a location outside of the historic service
area
146 of the water company, unless the water company reasonably believes that:

The motion passed unanimously.

Sen. Valentine further explained the bill and answered questions from the committee.

Sen. Valentine declared a conflict of interest.

MOTION: Sen. Davis moved to transmit 2nd Sub. S.B. 99 as amended with a favorable recommendation.

The motion passed with Sen. VanTassell voting in opposition.

Sen. Valentine resumed the Committee Chair.

2. H.B. 18 Unemployment Insurance Amendments (S. Mascaro)

Rep. Mascaro explained the bill and answered questions from the committee.

Bill Starks, Utah Director, Department of Workforce Services; Tom Bingham, Utah Manufacturers Association; Melissa Smith, Policy Analyst, Utah Community Action Program; Allison Rowland, Research and Budget Director, Utah Children, spoke in support of the bill.

Robin Riggs, Vice President and General Counsel, Salt Lake Area Chamber of Commerce spoke to the bill.

MOTION: Sen. Mayne moved to transmit H.B. 18 with a favorable recommendation.

The motion passed with Sen. Urquhart voting in opposition.

3. S.B. 115 Unemployment Insurance Revisions (L. Robles)

Sen. Robles explained the bill.

MOTION: Sen. Davis moved to amend S.B. 115 as follows:

1. Page 2, Lines 37 through 42:

- 37 (c) the individual is able to work and is available for full-time work during each and
38 every week for which the individual made a claim for benefits under this chapter, except
39 the
40 division may not deny benefits to an individual solely on the fact that the individual is
41 seeking
42 only part-time work, so long as a majority of the weeks **of work** in the individual's base
period consists
41 of part-time work;
42 (d) the individual has been unemployed for a waiting period of one week for each

The motion passed unanimously.

Sen. Robles further clarified the bill.

Tom Bingham, Utah Manufacturers spoke in opposition to the bill.

Melissa Smith, Policy Analyst, Utah Community Action Program spoke in support of the bill.

MOTION: Sen. Mayne moved to transmit S.B. 115 as amended with a favorable recommendation.

The motion failed with Sens. Davis and Mayne voting in favor of the bill and Sens. Valentine, Liljenquist, Niederhauser, Urquhart and VanTassell voting in opposition.

MOTION: Sen. Davis moved to adjourn.

The motion passed unanimously.

Chair Valentine adjourned the meeting at 9:58 a.m.

Sen. John Valentine, Committee Chair