

**MINUTES OF THE
SENATE GOVERNMENT OPERATIONS & POLITICAL
SUBDIVISIONS STANDING COMMITTEE
TUESDAY, FEBRUARY 23, 2010, 8 A.M.
ROOM 415 STATE CAPITOL**

Members Present: Sen. Peter C. Knudson Chair
Sen. Jon J. Greiner
Sen. Daniel R. Liljenquist
Sen. Benjamin M. McAdams
Sen. Luz Robles

Members Absent: Sen. Scott K. Jenkins

Staff Present: Rich North, Policy Analyst
Henry Liu, Committee Secretary

Speakers Present: Todd Stevens - Utah Technology
Jon Bronson - Zions Bank
David Eckels - Sound Geothermal
Orrin Farnsworth - Utah Solar Energy Association
Howard Headlee - Utah Bankers Association
Brent Gardner - UAC
Richard Maughan - Utah Association of County Recorders
Craig Sperry - Utah Association of County Recorders
Greg Schulz - Association of Community Councils Together

Speaker and visitor list on file with minutes.

Chair Knudson called the meeting to order at 8:04 a.m.

1. **SB0194 Assessment Area Act Amendment (W. Niederhauser)**
Sen. Niederhauser introduced the bill.

The following spoke for the bill:

Todd Stevens
Jon Bronson
David Eckels

The following spoke to the bill:

Howard Headlee

MOTION: Sen. Liljenquist moved to pass S.B. 194 with a favorable recommendation.

The motion passed unanimously with Sen. Robles absent from the vote.

2. **SB0203 Vacancies in County Elected Offices (H. Stephenson)**

Sen. Stephenson introduced the bill.

The following spoke against the bill:

Brent Gardner

MOTION: Sen. McAdams moved to pass S.B. 203 with a favorable recommendation.

The motion passed unanimously with Sen. Liljenquist and Sen. Jenkins absent from the vote.

3. **HB0279 County Recorder Amendments (R.C. Webb)**

Rep. Webb introduced the bill.

The following spoke for the bill:

Richard Maughan

Craig Sperry

MOTION: Sen. Greiner moved to amend H.B. 279 as the following:

1. *Page 1, Lines 13 through 14*
House Committee Amendments
2-9-2010:

13 { ~~•~~ ~~permits a county recorder in certain circumstances to~~ ~~†~~ ~~→~~ [assign]
 require ~~←~~ ~~†~~ ~~a~~
13a different name ~~†~~ ~~→~~ [to] for ~~←~~ ~~†~~
14 a subdivision on a plat; }

2. *Page 3, Lines 73 through 89*
House Floor Amendments
2-18-2010:

73 (1) { ~~(a)~~ } Unless exempt under Section 10-9a-605 or excluded from the
 definition of
74 subdivision under Subsection 10-9a-103(50), whenever any land is laid out and platted,
 the
75 owner of the land shall provide an accurate plat that describes or specifies:
76 { ~~†~~ } (a) { ~~†~~ } { ~~(i)~~ } a subdivision name [or ~~designation~~ of the

~~subdivision~~] that is distinct from any
77 subdivision name on a plat [~~already~~] recorded in the county recorder's office;
78 {+} (b) {+} {-(ii)} the boundaries, course, and dimensions of all of the
parcels of ground divided,
79 by their boundaries, course, and extent, whether the owner proposes that any parcel of
ground
80 is intended to be used as a street or for any other public use, and whether any such area is
81 reserved or proposed for dedication for a public purpose;
82 {+} (c) {+} {-(iii)} the lot or unit reference, block or building reference,
street or site address,
83 street name or coordinate address, acreage or square footage for all parcels, units, or lots,
and
84 length and width of the blocks and lots intended for sale; and
85 {+} (d) {+} {-(iv)} every existing right-of-way and easement grant of
record for underground
86 facilities, as defined in Section 54-8a-2, and for other utility facilities.
87 ~~{(b) The county recorder may require a different name to a subdivision on a~~
~~plat~~
88 ~~submitted for recording if necessary to make the plat comply with the requirement of~~
89 ~~Subsection (1)(a)(i).~~

3. Page 32a, Lines 966at through 966az
House Floor Amendments
2-18-2010

966at (10) (a) [~~Subject to federal bankruptcy law,~~] Except as required by federal law, or
by
966au agreement between a borrower under the trust deed and a grantee under the trustee's deed,
and subject to Subsection (10)(b),
966av neither the recordation of an affidavit under Subsection (9) nor the reexecution and
966aw rerecording of a document under Subsection (8):
966ax {-(a)} (i) divests a grantee of any real property interest;
966ay {-(b)} (ii) alters an interest in real property; or
966az {-(c)} (iii) returns to the grantor an interest in real property conveyed by
statute. ←H

(b) A person who reexecutes and rerecords a document under Subsection (8), or records an affidavit under Subsection (9), shall include with the document or affidavit a notice containing the name and address to which real property valuation and tax notices shall be mailed. =

The motion passed unanimously with Sen. Liljenquist and Sen. Robles absent from the vote.

MOTION: Sen. Greiner moved to amend H.B. 279 as follows:

Page 17, lines 506-507: Delete lines 506-507, and renumber accordingly.

The motion passed unanimously with Sen. Liljenquist and Sen. Robles absent from the vote.

MOTION: Sen. McAdams moved to pass H.B. 279 as amended with favorable recommendation.

The motion passed unanimously with Sen. Liljenquist and Sen. Robles absent from the vote.

4. **HB0283S01 Fees in Special Service Districts (J. Mathis)**

Bill not considered

5. **HB0302 Minor Adjustments to County Boundaries (P. Painter)**

Rep. Painter introduced the bill

MOTION: Sen. Greiner moved to pass H.B. 302 with a favorable recommendation.

The motion passed, with Sen. Liljenquist and Sen. Robles absent from the vote.

6. **HJR013 Recognition of Community Council and the Association of Community Councils Together Joint Resolution (S. Duckworth)**

Rep. Duckworth introduced the bill.

The following spoke for the bill:

Greg Schulz

MOTION: Sen. McAdams moved to pass H.J.R. 13 with a favorable recommendation.

The motion passed unanimously with Sen. Liljenquist and Sen. Robles absent from the vote.

MOTION: Sen. McAdams moved to place H.J.R. 13 on consent.

The motion passed unanimously with Sen. Liljenquist and Sen. Robles absent from the vote.

MOTION: Sen. Greiner moved to adjourn.

The motion passed unanimously with Sen. Liljenquist and Sen. Robles absent from the vote.

Sen. Knudson adjourned the meeting at 9:09 a.m.

The minutes were reported by Henry Liu, Committee Secretary.

Sen. Peter C. Knudson, Committee Chair