

**MINUTES OF THE SENATE
TRANSPORTATION & PUBLIC UTILITIES & TECHNOLOGY
STANDING COMMITTEE
FRIDAY, FEBRUARY 19, 2010, 8:00 A.M.
ROOM 215, SENATE BUILDING, STATE CAPITOL COMPLEX**

Members Present: Sen. Steve Urquhart, Chair
Sen. Brent Goodfellow
Sen. David Hinkins
Sen. Peter Knusdon
Sen. Karen Mayne
Sen. Jerry Stevenson
Sen. Kevin Van Tassell

Staff Present: Leif Elder, Policy Analyst
Karen C. Allred, Secretary

Public Speakers Present: Gary Uresk, Chair, Legacy Park Scenic Byway Committee
Jared Johnson, YESCO Outdoor Media
Guy Dansre, Program Manager, Utah Department of Health,
Bureau of Emergency Medical Services
Ron Johnson, Ambulance Service Director, Iron County
Tammy Barton, Chair, Bureau of Emergency Medical Services
Hugh Smith, Citizen
Doug Scott, Independent Biker
Eric Stine, State Education Coordinator, American Bikers Aiming
Towards Education, Utah
Pierre Alley, Citizen
Lowell Finney, Certified Safety Professionals, Safety Engineer
Chris Bojanower, Citizen
Chris Purcell, Attorney, State Farm Insurance
Wayne Jones, Executive Director, Independent Auto Dealers

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

Committee Chair Urquhart called the meeting to order at 8:10 A.M.

1. S.B. 15 -- Utah Scenic Byway Amendments

MOTION: Sen. Hinkins moved to adopt the following amendment:

1. Page 1, Line 18:

18 National Scenic Byway or All-American Road; ~~{-and}~~ =

► provides that the Legislature may:

- approve the corridor management plan;
- approve the corridor management plan with conditions specified by the

Legislature; or

- deny the corridor management plan;

► provides that upon a decision by the Legislature, the nominating entity is not required to move forward with the nomination for the National Scenic Byway or All-American Road designation; and

2. *Page 2, Line 56:*

56 (1) Except as provided in Section 72-4-304, a highway or state scenic byway may not be

3. *Page 3, Line 60:*

60 All-American Road is approved by the Legislature.

(2)(a) In accordance with Subsection (1), the Legislature may:

(i) approve the corridor management plan;

(ii) approve the corridor management plan with conditions specified by the

Legislature; or

(iii) deny the corridor management plan.

(b) Upon a decision by the Legislature under Subsection (2)(a), the nominating entity is not required to move forward with the nomination for the National Scenic Byway or All-American Road designation.

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

Sen. Stowell introduced and explained the bill.

Gary Uresk, Chair, Legacy Park Scenic Byway Committee; Jared Johnson YESCO Outdoor Media; spoke in favor of the bill.

MOTION: Sen. Van Tassell moved to pass S.B. 15 out of committee with a favorable recommendation.

The motion passed unanimously.

2. **S.B.178 --Utah Emergency Medical Services System Act Amendments**

Sen. Stowell introduced and explained the bill.

Guy Dansre, Program Manager, Utah Department of Health, Bureau of Emergency Medical Services; and Ron Johnson, Ambulance Service Director, Iron County spoke in favor of the bill.

Sen. Van Tassell assumed the chair.

Tammy Barton, Director, Bureau of Emergency Medical Services spoke to the bill.

MOTION: Sen. Stevenson moved to pass S.B. 178 out of committee with a favorable recommendation.

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

3. **S.B. 106 -- Motor Vehicle Noise Emission Standards**

MOTION: Sen. Mayne moved to substitute S.B. 106 with 1st. Sub. S.B. 106.

The motion passed unanimously with Sens. Urquhart and Knudson absent for the vote.

MOTION: Sen. Mayne moved to adopt the following amendment:

1. *Page 1, Lines 18 through 20:*

18 • is in compliance with federal law; and
19 {→ provides that a person may not operate a motor vehicle which produces
 excessive or
20 unusual noise on a highway; and}

2. *Page 2, Lines 42 through 45:*

42 (iii) is in compliance with { federal law } 40 C.F.R. Part 205 .
43 (c) A person may not { :
44 —(i) } use a muffler cut-out, bypass, or similar device on a
 vehicle { + } . { + } { : or
45 —(ii) operate a motor vehicle which produces excessive or unusual noise on a
 highway. }

The motion passed unanimously with Sens. Urquhart and Knudson absent for the vote.

MOTION: Sen. Goodfellow moved to adopt the following amendment:

On line 36, insert "In a county of the first class" before "A motor vehicle."

MOTION WITHDRAWN

Sen. Jones introduced and explained the bill with the assistance of Hugh Smith, citizen.

Hugh Smith, Citizen; Doug Scott, Independent Biker; Pierre Alley, Citizen; spoke in favor of the bill.

Eric Stine, State Education Coordinator, American Bikers Aiming Towards Education, Utah; Lowell Finney, Certified Safety Professionals, Safety Engineer; Chris Bojanower, Citizen; spoke against the bill.

MOTION: Sen. Mayne moved to pass 1st Sub. out of committee with a favorable recommendation.

The motion passed with Sens. Stevenson, Goodfellow and Mayne voting in favor; Sens. Hinkins and Van Tassell voting in opposition; and Sens. Urquhart and Knudson absent for the vote.

4. **S.B. 225 -- Motor Vehicle Insurance -- Named Driver Exclusion**

Sen. Hillyard introduced and explained the bill.

MOTION: Sen. Mayne moved to adopt the following amendment:

1. *Page 1, Lines 14 through 17:*

14 ▶ provides that a policy of personal lines insurance or combination
 of personal lines policies purchased to satisfy
15 the owner's or operator's security requirement may specifically exclude from
16 coverage a person who is a resident of the named insured's household or a person
17 who usually or customarily operates the motor vehicle;

2. *Page 1, Lines 26 through 27:*

26 security does not apply if the excluded person's license has been denied, suspended, or
27 revoked {~~, or disqualified~~} ;

3. *Page 2, Lines 56 through 58:*

56 (1) A policy of personal lines insurance or combination of personal
lines policies purchased to satisfy the owner's or
57 operator's security requirement under Section 41-12a-301 may specifically exclude from
58 coverage:

4. *Page 3, Lines 71 through 73:*

71 (3) The provisions of Subsection (2)(a) do not apply to the named driver exclusion of
72 the person excluded from coverage if the person's driver license has been denied,
suspended, or

73 revoked {~~, or disqualified~~} .

The motion passed unanimously with Sens. Urquhart and Knudson absent for the vote.

Chris Purcell, State Farm Insurance, spoke in favor of the bill.

MOTION: Sen. Stevenson moved to pass S.B. 225 out of committee with a favorable recommendation.

The motion passed unanimously with Sens. Urquhart and Knudson absent for the vote.

5. **H.B. 238 -- Low Speed Vehicle Amendments**

Rep. Anderson introduced and explained the bill.

Wayne Jones, Executive Director, Independent Auto Dealers, spoke to the bill.

MOTION: Sen. Stevenson moved to pass H.B. 238 out of committee with a favorable recommendation.

The motion passed unanimously with Sens. Urquhart and Knudson absent for the vote.

Approval of Minutes

MOTION: Sen. Goodfellow moved to approve the minutes of the February 17, 2010 meeting.

The motion passed unanimously with Sens. Urquhart and Knudson absent for the vote.

MOTION: Sen. Hinkins moved to adjourn.

The motion passed unanimously with Sens. Urquhart and Knudson absent for the vote.

Acting Chair Van Tassell adjourned the meeting at 9:34 A.M.

Minutes reported by Karen C. Secretary.

Sen. Steve Urquhart, Committee Chair