

**MINUTES OF THE SENATE  
TRANSPORTATION & PUBLIC UTILITIES & TECHNOLOGY  
STANDING COMMITTEE  
FRIDAY, FEBRUARY 26, 2010, 4:10 P.M.  
ROOM 215, SENATE BUILDING, STATE CAPITOL COMPLEX**

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

Members Excused:         Sen. Peter Knudson

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

Public Speakers Present:   Dave Gessell, Utah Hospital Association  
                                  Wayne Jones, Executive Director, Independent Auto Dealers  
                                  Association  
                                  Jeff Richards, Attorney, Rocky Mountain Power  
                                  Joe Dunbeck, Attorney, Heber Light and Power  
                                  Read Hellewell, Attorney, Kirton & McConkie  
                                  Mike Christensen, Property Owner

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

Committee Chair Urquhart called the meeting to order at 4:39 P.M.

**1. S.B. 170 -- Suspension of Driving Privileges**

Sen. Hillyard introduced and explained the bill.

**MOTION:** Sen. Goodfellow moved to pass S.B. 170 out of committee with a favorable recommendation.

The motion passed unanimously with Sen. Van Tassell absent for the vote.

**2. S.B. 273 -- Hospital Assessments**

Sen. Hillyard introduced and explained the bill.

Dave Gessell, Utah Hospital Association spoke in favor of the bill.

**MOTION:** Sen. Mayne moved to pass S.B. 273 out of committee with a favorable recommendation.

The motion passed unanimously with Sen. Van Tassell absent for the vote.

**3. S.B. 220 -- Vehicle Impound Amendment**

Sen. Greiner introduced and explained the bill.

**MOTION:** Sen. Goodfellow moved to pass S.B. 220 out of committee with a favorable recommendation.

The motion passed unanimously.

**MOTION:** Sen. Goodfellow moved to place S.B. 220 on the Consent Calendar.

**4. 1st Sub. H.B. 378 -- Motor Vehicle Insurance Requirements**

Sen. Van Tassell introduced and explained the bill.

Wayne Jones, Executive Director, Independent Auto Dealers Association, spoke in favor of the bill.

**MOTION:** Sen. Goodfellow moved to pass 1st Sub. H.B. 378 out of committee with a favorable recommendation.

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

**MOTION:** Sen. Van Tassell moved to place 1st Sub. H.B. 378 on the Consent Calendar.

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

**5. S.B. 227 -- Interlocal Energy Amendments**

Sen. Van Tassell introduced and explained the bill.

Jeff Richards, Attorney, Rocky Mountain Power and Joe Dunbeck, Attorney, Heber Light and Power, spoke in favor of the bill.

Reed Hellewell, Attorney, Kirton & McConkie, and Mike Christensen, Property Owner spoke in opposition of the bill.

Sen. Bramble further explained the bill.

**MOTION:** Sen. Van Tassell moved to adopt the following amendment:

1. *Page 5, Line 143 through Page 6, Line 162:*

143 if :  
144 (i) the energy services interlocal entity:  
145 {(fi)} (A) enters into a written agreement with each public utility holding a  
146 certificate of  
147 public convenience and necessity issued by the Public Service Commission for the energy  
148 services interlocal entity to be responsible to provide electric service in the agreed  
149 upon geographic area  
150 outside the municipal boundaries of the members of the energy services interlocal  
151 entity; and  
152 {(fi)} (B) obtains a franchise agreement, with the legislative body of the  
153 county or other  
154 governmental entity for the geographic area in which the energy services interlocal entity  
155 provides service outside the municipal boundaries of its members; and  
156 {(iii)} (ii) each public utility described in Subsection (7)(a)(i)(A) applies  
157 for and obtains from the Public Service Commission approval of the  
158 agreement specified in Subsection (7)(a) {(fi)} (i)(A) .  
159 (b) (i) The Public Service Commission shall approve an agreement described in  
160 Subsection (7)(a)(ii) unless it determines, based upon substantial evidence, that the  
161 agreement  
162 is contrary to the public interest.  
163 (ii) In approving an agreement, the {-commission} Public Service  
164 Commission shall also amend the certificate of  
165 public convenience and necessity of any public utility described in Subsection (7)(a)(i) to  
166 delete from the geographic area specified in the certificate or certificates of the public  
167 utility  
168 the geographic area that the energy services interlocal entity has agreed to serve.  
169 (c) In providing retail electric service to customers outside of the municipal  
170 boundaries  
171 of its members, but not within the municipal boundaries of another municipality that  
172 grants a franchise agreement in accordance with Subsection (7)(a)(i)(B) , an energy  
173 services interlocal entity shall comply with the following:

**MOTION:** Sen. Goodfellow moved to pass S.B. 227 out of committee with a favorable

recommendation.

The motion passed unanimously.

**MOTION:** Sen. Van Tassell moved to approve the minutes of the February 24, 2010 meeting.

The motion passed unanimously.

**MOTION:** Sen. Van Tassell moved to adjourn.

The motion passed unanimously

Chair Urquhart adjourned the meeting at 5:25 P.M.

Minutes reported by Karen C. Secretary.

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Sen. Steve Urquhart, Committee Chair