

**MINUTES OF THE SENATE TRANSPORTATION & PUBLIC UTILITIES &
TECHNOLOGY STANDING COMMITTEE
WEDNESDAY, FEBRUARY 16, 2011
ROOM 215, SENATE BUILDING**

Members Present: Sen. Kevin Van Tassell, Chair
Sen. Stuart Adams
Sen. Scott Jenkins
Sen. Peter Knudson
Sen. Karen Mayne

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

Public Speakers Present: Rob Richards, General Manager, International Regional Landfill
Paul Rogers, Allied Waste
Wayne Taylor, Fairfield Town Council
Linda Hull, Director of Government and Legislative Affairs, Utah
Department of Transportation
Trent Eyre, Utah Press Association, www.utahlegal.com
Patricia Smith-Mansfield, Director, Utah State Archives

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

Committee Chair Van Tassell called the meeting to order at 8:30 a.m.

Approval of Minutes

MOTION: Sen. Knudson moved to adopt the minutes of the February 14, 2011 meeting.

The motion passed unanimously with Sens. Jenkins and Mayne absent for the vote.

1. **S.C.R. 8 Concurrent Resolution Approving Solid Waste Facility Landfill Permit**
(*W. Niederhauser*)

Sen. Niederhauser explained the bill assisted by Rob Richards, General Manager, International Regional Landfill, who also clarified the bill and answered questions from the committee.

Paul Rogers, Allied Waste spoke to the bill.

Wayne Taylor, Fairfield Town Council spoke in support of the bill.

MOTION: Sen. Adams moved to transmit S.C.R. 8 with a favorable recommendation.

The motion passed unanimously.

2. **S.B. 85 Legal Notice Amendments** (*S. Urquhart*)

Sen. Urquhart explained the bill.

Linda Hull, Director of Government and Legislative Affairs, Utah Department of Transportation; Trent Eyre, Utah Press Association, www.utahlegal.com and Patricia Smith-Mansfield, Director, Utah State Archives spoke to the bill.

The following amendments were distributed:

1. *Page 1, Lines 15 through 16:*

- 15 ▶ requires a newspaper that publishes a legal notice in the newspaper to publish
the
16 legal notice on a public legal notice website at no additional cost.

2. *Page 2, Lines 51 through 52:*

- 51 (e) "Public legal notice website" means the website described in Subsection
(2)(b) for the
52 purpose of publishing a legal notice online.

3. *Page 3, Lines 63 through 68:*

- 63 ~~(b)~~ (b) on a public legal notice website established by the ~~[collective]~~
combined efforts of
64 Utah's newspapers[-] that collectively distribute newspapers to the majority of newspaper
65 subscribers in the state.
66 (3) The public legal notice website shall:
67 (a) be available for viewing and searching by the general public, free of charge; and
68 (b) accept legal notice posting from any newspaper in the state.

4. *Page 3, Lines 85 through 88:*

- 85 (5) If legal notice is required by law to be published in a newspaper, the newspaper:
86 (a) may not charge more for publication than the newspaper's average advertisement
87 rate; and
88 (b) shall publish the legal notice on the public legal notice website at no

additional cost.

5. *Page 4, Lines 91 through 93:*

- 91 (a) charge more than 50% of the newspaper's average advertisement rate to publish
92 legal notice on the public **legal** notice website; or
93 (b) require the legal notice to be published in the newspaper.

MOTION: Sen. Adams moved to adopt the amendments.

The motion passed unanimously.

MOTION: Sen. Adams moved to transmit S.B. 85 with a favorable recommendation.

The motion passed unanimously.

3. **H.B. 68 Off-highway Vehicle Operator Responsibilities** (*M. Noel*)

The bill was not considered.

MOTION: Sen. Knudson moved to adjourn.

The motion passed unanimously.

Chair Van Tassell adjourned the meeting at 9:39 a.m.

Minutes reported by Karen Allred, Secretary.

Sen. Kevin Van Tassell, Committee Chair