



# House of Representatives *State of Utah*

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February 8, 2012

Madam Speaker:

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **1st Sub. S.B. 21**, DEPARTMENT OF ENVIRONMENTAL QUALITY BOARDS REVISIONS, by Senator M. Dayton, with the following amendments:

1. *Page 13, Line 393 through Page 14, Line 413:*

393 19-2-103. Members of board -- Appointment -- Terms -- Organization -- Per diem  
394 and expenses.

395 (1) The board [~~comprises 11 members, one of whom shall be~~] consists of the  
following

396 nine members:

397 (a) the following non-voting member, except that the member may vote to  
break a tie vote between the voting members:

(i) the executive director [~~and 10 of whom~~]; or

398 (ii) an employee of the department designated by the executive director; and

399 (b) the following eight voting members, who shall be appointed by the governor  
with the

400 consent of the Senate[-]:

401 (i) one representative who:

402 (A) is not connected with industry;

403 (B) is an expert in air quality matters; and

404 (C) is a Utah-licensed physician, a Utah-licensed professional engineer, or a scientist  
405 with relevant training and experience;

406 (ii) two government representatives who do not represent the federal government;

407 (iii) one representative from the mining industry;

408 (iv) one representative from the fuels industry;

409 (v) one representative from the manufacturing industry;

410 (vi) one representative from the public who represents {~~a~~ ~~S~~ ~~→~~}

[nongovernmental]

410a environmental ←~~S~~

411 organization; } :

(A) an environmental nongovernmental organization; or

(B) a nongovernmental organization that represents community interests and does  
not represent industry interests; and

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412 (vii) one representative from the public who is trained and experienced in public  
413 health.

2. Page 37, Line 1137 through Page 38, Line 1156:

1137 19-3-103. Radiation Control Board -- Members -- Organization -- Meetings -- Per  
1138 diem and expenses.

1139 (1) The board [~~created under Section 19-1-106 comprises 13~~] consists of the  
1140 following

1140 nine members[~~, one of whom shall be~~]:

1141 (a) **the following non-voting member, except that the member may vote to**  
**break a tie vote between the voting members:**

(i) ~~the executive director[-]; or [his designee, and the remainder of whom shall be]~~

1142 (ii) an employee of the department designated by the executive director; and

1143 (b) the following eight **voting** members, who shall be appointed by the governor  
with the

1144 consent of the Senate[-]:

1145 (i) one representative who is:

1146 (A) a health physicist; or

1147 (B) a professional employed in the field of radiation safety;

1148 (ii) two government representatives who do not represent the federal government;

1149 (iii) one representative from the radioactive waste management industry;

1150 (iv) one representative from the uranium milling industry;

1151 (v) one representative from the regulated industry who is knowledgeable about  
1152 radiation control regulatory issues;

1153 (vi) one representative from the public who represents {~~a~~ ~~S~~ →

~~[nongovernmental]~~

1153a ~~environmental~~ ← ~~S~~

1154 ~~organization; -}~~ :

**(A) an environmental nongovernmental organization; or**

**(B) a nongovernmental organization that represents community interests and does**  
**not represent industry interests; and**

1155 (vii) one representative from the public who is trained and experienced in public

1156 health.

3. Page 52, Line 1602 through Page 53, Line 1624:

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1602 19-4-103. Drinking Water Board -- Members -- Organization -- Meetings -- Per  
1603 diem and expenses.  
1604 (1) The board [~~created under Section 19-1-106~~ comprises 11 members, one of whom  
1605 is] consists of the following nine members:  
1606 (a) the following non-voting member, except that the member may vote to  
break a tie vote between the voting members:  
(i) the executive director [~~and the remainder of whom~~]; or  
1607 (ii) an employee of the department designated by the executive director; and  
1608 (b) the following eight voting members, who shall be appointed by the governor  
with the  
1609 consent of the Senate[-]:  
1610 (i) one representative who is a Utah-licensed professional engineer with expertise in  
1611 civil or sanitary engineering;  
1612 (ii) two representatives who are elected officials from a municipal government that is  
1613 involved in the management or operation of a public water system;  
1614 (iii) one representative from an improvement district, a water conservancy district, or  
a  
1615 metropolitan water district;  
1616 (iv) one representative from an entity that manages or operates a public water system;  
1617 (v) one representative from:  
1618 (A) the state water research community; or  
1619 (B) an institution of higher education that has comparable expertise in water research  
1620 to the state water research community;  
1621 (vi) one representative from the public who represents {~~a~~ ~~§~~ ~~→~~  
nongovernmental  
1621a environmental ~~←~~ ~~§~~  
1622 organization;} :  
(A) an environmental nongovernmental organization; or  
(B) a nongovernmental organization that represents community interests and does  
not represent industry interests; and  
1623 (vii) one representative from the public who is trained and experienced in public  
1624 health.

4. Page 62, Line 1907 through Page 63, Line 1926:

1907 19-5-103. Water Quality Board -- Members of board -- Appointment -- Terms --



- 1908 Organization -- Meetings -- Per diem and expenses.  
1909 (1) The board [~~comprises~~] consists of the following nine members:  
1910 (a) the following non-voting member, except that the member may vote to  
break a tie vote between the voting members:  
(i) the executive director [~~and 11 members~~]; or  
1911 (ii) an employee of the department designated by the executive director; and  
1912 (b) the following eight voting members, who shall be appointed by the governor  
with the  
1913 consent of the Senate[-]:  
1914 (i) one representative who:  
1915 (A) is not connected with industry;  
1916 (B) is an expert in water quality matters; and  
1917 (C) is a Utah-licensed physician, a Utah-licensed professional engineer, or a scientist  
1918 with relevant training and experience;  
1919 (ii) two government representatives who do not represent the federal government;  
1920 (iii) one representative from the mineral industry;  
1921 (iv) one representative from the manufacturing industry;  
1922 (v) one representative who represents agricultural and livestock interests;  
1923 (vi) one representative from the public who represents {~~a~~ ~~S~~}  
nongovernmental  
1923a environmental ~~←S~~  
1924 organization;} :  
(A) an environmental nongovernmental organization; or  
(B) a nongovernmental organization that represents community interests and does  
not represent industry interests; and  
1925 (vii) one representative from the public who is trained and experienced in public  
1926 health.

5. Page 87, Line 2687 through Page 88, Line 2706:

- 2687 19-6-103. Solid and Hazardous Waste Control Board -- Members -- Terms --  
2688 Organization -- Meetings -- Per diem and expenses.  
2689 (1) The [~~Solid and Hazardous Waste Control Board created by Section 19-1-106~~  
2690 ~~comprises the~~] board consists of the following nine members:  
2691 (a) the following non-voting member, except that the member may vote to  
break a tie vote between the voting members:



- 2692 (i) the executive director [~~and 12~~]; or
- 2693 (ii) an employee of the department designated by the executive director; and
- 2694 (b) the following eight **voting** members appointed by the governor with the  
consent of the
- 2695 Senate[-];
- 2696 (i) one representative who:
- 2697 (A) is not connected with industry;
- 2698 (B) is an expert in waste management matters; and
- 2699 (C) is a Utah-licensed professional engineer;
- 2700 (ii) two government representatives who do not represent the federal government;
- 2701 (iii) one representative from the manufacturing, mining, or fuel industry;
- 2702 (iv) one representative from the private solid or hazardous waste disposal industry;
- 2703 (v) one representative from the private hazardous waste recovery industry;
- 2704 (vi) one representative from the public who represents {~~a~~ ~~S~~ ~~→~~  
[nongovernmental]  
2703a environmental ~~←~~ ~~S~~  
2704 organization;} :  
(A) an environmental nongovernmental organization; or  
(B) a nongovernmental organization that represents community interests and does  
not represent industry interests; and
- 2705 (vii) one representative from the public who is trained and experienced in public
- 2706 health.

Respectfully,

Roger E. Barrus  
Committee Chair

Voting: 9-1-4

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