

JOURNAL
of the
House of Representatives
of the
State of Utah

FIFTY-NINTH LEGISLATURE
2011 SECOND SPECIAL SESSION

JULY 20, 2011

PUBLISHED BY AUTHORITY
UTAH LEGISLATIVE PRINTING OFFICE

CERTIFICATION

The undersigned, as the duly appointed committee on the revision of the House Journal of the 2011 Second Special Session of the Fifty–ninth Legislature of the State of Utah, do hereby certify that the contents published herein are a full, true and correct record of the proceedings of the session commencing and ending on Wednesday, July 20, 2011.

**COMMITTEE ON REVISION
OF THE HOUSE JOURNAL**

SANDY D. TENNEY
Chief Clerk

JANICE A. GADD
Journal Clerk

HOUSE JOURNAL
of the
FIFTY-NINTH LEGISLATURE
of the
STATE OF UTAH
SECOND SPECIAL SESSION

House Chamber
State Capitol
Salt Lake City, Utah
Wednesday, July 20, 2011

The House was called to order by Speaker Rebecca Lockhart at 2:35 p.m.

Prayer offered by Pamela Atkinson, a guest of Representative Steven Eliason.
Pledge of Allegiance led by Representative Eliason.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, the House voted to continue with the same organization for the 2011 Second Special Session of the 59th Legislature as set up and constituted during the 2011 General Session of the Legislature insofar as it pertains to the Speakership, Majority Leadership and Minority Leadership.

Speaker Lockhart appointed Sandy D. Tenney as Chief Clerk.

The Chief Clerk read the following:

PROCLAMATION

WHEREAS, since the adjournment of the 2011 General Session of the Fifty-Ninth Legislature of the State of Utah, a matter has arisen that requires immediate legislative attention;

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature into Special Session; and

NOW, THEREFORE, I, Gary R. Herbert, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the laws of the State of Utah, do by this Proclamation call the Fifty-Ninth Legislature of the State of Utah into a Second Special Session at the Utah State Capitol, in Salt Lake City, Utah, on the 20th day of July 2011, at 2:00 p.m., for the following purposes:

(1) To consider amending Utah Code Section 78A-7-202 to modify the requirements under which the Judicial Performance Evaluation Commission must evaluate part-time justice court judges for the 2012, 2014, and 2016 elections and to make technical and conforming amendments;

(2) To consider amending the Alcoholic Beverage Control Act to address various issues relating to commission and employee ethics, package agencies, club licenses, certain grandfathered on-premise banquet licensees, requirements for beer retailers, required notices to the department and restrictions on transfer of licenses, beer-only restaurants and to make technical and conforming amendments;

(3) To consider amending the Utah Insurance Code to modify the case characteristics that a small employer carrier may use when establishing premium rates for a group, to address marketing and funding issues associated with the Health Insurance Exchange and to make technical and conforming amendments;

(4) To consider a concurrent resolution expressing support for an amendment to the United States Constitution requiring Congress to balance the federal budget and restrict tax increases;

(5) To consider amending the Prison Relocation and Development Authority Act to modify membership requirements of the prison relocation and development authority, to modify the authority's reporting requirements, to eliminate a provision requiring the Governor to make a recommendation to the Legislative Management Committee, to address legislative approval of matters relating to a prison relocation project and to make technical and conforming amendments;

(6) To consider extending the date after which a special service district bond secured by federal mineral lease payments may not be issued and to make technical and conforming amendments;

(7) For the Senate to consent to appointments made by the Governor.

IN TESTIMONY WHEREOF,
I have hereunto set my hand and
caused to be affixed the Great
Seal of the State of Utah.

Done at the Utah State Capitol
in Salt Lake City, Utah, this
15th day of July, 2011.

GARY R. HERBERT,
Governor

GREG BELL
Lieutenant Governor

Communication filed.

CERTIFICATION

I, Greg Bell, Lieutenant Governor of the State of Utah, do hereby certify that the attached copy of the Proclamation issued on the 15th day of July, 2011 and signed by Governor Gary R. Herbert, is a true and correct copy of the original Proclamation calling the Fifty–Ninth Legislature of the State of Utah into a Second Special Session at the State Capitol at Salt Lake City, Utah on the 20th day of July, 2011, at 2:00 p.m., for the purpose named in the Proclamation.

I further certify that the membership of the Utah State House of Representatives has not changed from that of the 2011 General Session, with the following exception:

THIRTIETH DISTRICT: County of Salt Lake
Brian Todd Doughty

In testimony whereof, I have
hereunto set my hand and
affixed the Great Seal of the
State of Utah, at Salt Lake City,
this 19th day of July, 2011.

GREG BELL
Lieutenant Governor

Communication filed.

MISCELLANEOUS BUSINESS

Roll call showed all members present except Representatives Patrice Arent, Keith Grover, Steve Handy, Val Peterson, Mark Wheatley, and Bill Wright, excused.

On motion of Representative Harper, the House voted to adopt the same House Rules and Joint Rules for the 2011 Second Special Session as were adopted in the 2011 General Session.

On motion of Representative Litvack, the House voted to authorize the Speaker to appoint a committee to meet with a like committee from the Senate to wait upon the Governor to inform him that the Legislature is organized and ready to do business.

The Speaker appointed Representatives Roger Barrus, David Butterfield, and Lynn Hemingway.

Senators Daniel Liljenquist, Stuart Reid, and Ben McAdams formally notified the House of Representatives that the Senate was organized and ready to do business.

On motion of Representative Harper, as allowed by the Utah Constitution and Joint Rules of the Legislature, the House voted to continue its practice of reading only the short title of bills and resolutions as they are introduced or considered on a House Calendar and not read the long title of the bills and resolutions unless a majority of the House directs the reading of the long title, short title, or both of any House or Senate bill or resolution.

On motion of Representative Dee, the House voted to authorize the Speaker to appoint a committee to wait upon the Senate to inform that Honorable Body that the House is organized and ready to do business.

The Speaker appointed Representatives Curt Webb, Lee Perry, and Jennifer Seelig.

Representative Roger Barrus reported that his committee waited upon the Governor's representative and informed him that the House is organized and ready to receive any communication he has to offer.

Representative Curt Webb reported that his committee waited upon the Senate and informed them that the House is organized and ready to do business.

On motion of Representative Dee, the House voted, under suspension of the rules that all House and Senate bills introduced during the 2011 Second Special

Session will be considered read for the first and second time and placed on the Third Reading Calendar for immediate consideration.

INTRODUCTION OF BILLS

H.B. 2001, Retention Elections for Justice Court Judges (C. Oda), was read the first and second time by short title.

H.B. 2002, Prison Relocation and Development Authority Act Amendments (G. Hughes), was read the first and second time by short title.

H.B. 2003, Insurance Amendments (J. Dunnigan), was read the first and second time by short title.

THIRD READING CALENDAR

H.B. 2001, RETENTION ELECTIONS FOR JUSTICE COURT JUDGES, Oda, was read the third time by short title and placed on its final passage.

H.B. 2001 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Barrus	Bird	Briscoe
D Brown	M Brown	Butterfield	Chavez–Houck
Christensen	Clark	Cosgrove	Cox
Daw	Dee	Dougall	Doughty
Draxler	S Duckworth	Dunnigan	Edwards
Eliason	Janice Fisher	Julie Fisher	Froerer
Galvez	Gibson	Greenwood	Harper
Hemingway	Hendrickson	Herrod	Hutchings
Ipson	Ivory	King	Kiser
Last	Litvack	Mathis	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	J Peterson	Pitcher	Poulson
Powell	Ray	Richardson	Sagers
Sandstrom	Sanpei	Seelig	Sumsion
Vickers	Watkins	Webb	Wilcox
Wiley	Wilson	Wimmer	Lockhart

Absent or not voting were: Representatives

Arent	Grover	Handy	Hughes
V Peterson	Wheatley	Wright	

H.B. 2001 was transmitted to the Senate for its consideration.

* * *

H.B. 2002, PRISON RELOCATION AND DEVELOPMENT AUTHORITY ACT AMENDMENTS, *Hughes*, was read the second and third times by short title and placed on its final passage.

On motion of Representative Hughes, the House voted to circle **H.B. 2002**.

* * *

H.B. 2003, INSURANCE AMENDMENTS, *Dunnigan*, was read the second and third time by short title and placed on its final passage.

Representative Dunnigan proposed the following amendment:

1. Page 7, Lines 206 through 213

206 (6) The small employer carrier may not use case characteristics
other than the

207 following:

208 (a) age of the employee, [~~as determined at the beginning of the~~
~~plan year, limited to:] in~~

209 accordance with Subsection (7):

210 (b) geographic area;

211 (c) family composition in accordance with Subsection (9);
{~~and~~ }

212 (d) for plans renewed or effective on or after July 1, 2011,
gender of the employee and

213 spouse ; and

(e) for an individual age 65 and older, whether the employer policy
is primary or secondary to Medicare .

2. Page 8, Line 214:

214 (7) Age {~~shall be determined at the beginning of the plan~~
~~year~~ } , limited to:

3. Page 14, Lines 404 through 407:

404 (b) the Health Insurance Exchange shall provide [~~an employer~~
~~who is participating in~~

405 ~~the defined contribution arrangement market of the Health Insurance Exchange and the] an~~

406 ~~employer and the employer’s producer with premium renewal rates at least 60 days prior to [a]~~

407 ~~the group’s renewal date for a plan offered under Part 2. Defined Contribution Arrangements.~~

(3) An insurer does not have to provide additional notice of premium renewal rates to the employer or the employer’s producer if the Health Insurance Exchange provides notice in accordance with Subsection (2)(b).

Representative Litvack commented. Representative Dunnigan’s motion to amend passed on a voice vote.

Representatives Clark and King commented.

H.B. 2003, as amended, passed on the following roll call:

Yeas, 46; Nays, 23; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Barrus	Bird	M Brown
Christensen	Daw	Dee	Dougall
S Duckworth	Dunnigan	Eliason	Julie Fisher
Froerer	Galvez	Gibson	Greenwood
Harper	Hendrickson	Herrod	Hughes
Ipson	Ivory	Kiser	Last
Mathis	McIff	Menlove	Morley
Newbold	Nielson	Noel	Oda
Painter	Perry	J Peterson	Pitcher
Richardson	Sandstrom	Sanpei	Sumsion
Vickers	Webb	Wilcox	Wilson
Wimmer	Lockhart		

Voting in the negative were: Representatives

Briscoe	D Brown	Butterfield	Chavez–Houck
Clark	Cosgrove	Cox	Doughty
Draxler	Edwards	Janice Fisher	Hemingway
Hutchings	King	Litvack	Moss
Poulson	Powell	Ray	Sagers
Seelig	Watkins	Wiley	

Absent or not voting were: Representatives

Arent	Grover	Handy	V Peterson
Wheatley	Wright		

H.B. 2003, as amended, was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Hughes, the House voted to uncircle **H.B. 2002**.

H.B. 2002, PRISON RELOCATION AND DEVELOPMENT AUTHORITY ACT AMENDMENTS, *Hughes*, was before the House on its final passage.

H.B. 2002 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Barrus	Bird	Briscoe
D Brown	M Brown	Butterfield	Chavez–Houck
Christensen	Clark	Cosgrove	Cox
Daw	Dee	Dougall	Doughty
Draxler	S Duckworth	Dunnigan	Edwards
Eliason	Janice Fisher	Julie Fisher	Froerer
Galvez	Gibson	Greenwood	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	King
Kiser	Last	Litvack	Mathis
McIff	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	J Peterson	Pitcher	Poulson
Powell	Ray	Richardson	Sagers
Sandstrom	Sanpei	Seelig	Sumsion
Vickers	Watkins	Webb	Wilcox
Wiley	Wilson	Wimmer	Lockhart

Absent or not voting were: Representatives

Arent	Grover	Handy	Menlove
V Peterson	Wheatley	Wright	

H.B. 2002 was transmitted to the Senate for its consideration.

COMMUNICATION FROM THE SENATE

Madam Speaker:

July 20, 2011

The Senate passed **S.B. 2001**, BONDS SECURED BY FEDERAL MINERAL LEASE PAYMENTS, by Senator R. Okerlund, et al, and it is transmitted for consideration.

Leslie O. McLean

Secretary of the Senate

Communication filed. The bill was read the first time by short title.

THIRD READING CALENDAR

S.B. 2001, BONDS SECURED BY FEDERAL MINERAL LEASE PAYMENTS, *McIff*, was read the second and third times by short title and placed on its final passage.

S.B. 2001 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Barrus	Bird	Briscoe
D Brown	M Brown	Butterfield	Chavez–Houck
Christensen	Clark	Cosgrove	Cox
Daw	Dee	Dougall	Doughty
Draxler	S Duckworth	Dunnigan	Edwards
Eliason	Janice Fisher	Julie Fisher	Froerer
Galvez	Gibson	Greenwood	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	King	Kiser
Last	Litvack	Mathis	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	J Peterson	Pitcher	Poulson
Powell	Ray	Richardson	Sagers
Sandstrom	Sanpei	Seelig	Sumsion
Vickers	Watkins	Webb	Wilcox
Wiley	Wilson	Wimmer	Lockhart

Absent or not voting were: Representatives

Arent	Grover	Handy	Harper
V Peterson	Wheatley	Wright	

S.B. 2001 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

* * *

On motion of Representative Dee, the House voted to saunter at 3:40 p.m.

On motion of Representative Dee, the House voted to cease to saunter at 4:45 p.m.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

July 20, 2011

The Senate passed, as amended, **S.C.R. 201**, CONCURRENT RESOLUTION SUPPORTING UNITED STATES' BALANCED BUDGET CONSTITUTIONAL AMENDMENT, by Senator S. Reid, et al, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 2002**, ALCOHOLIC BEVERAGE CONTROL ACT AMENDMENTS, by Senator J. Valentine, et al, and it is transmitted for consideration.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were read the first time by short title.

THIRD READING CALENDAR

S.C.R. 201, CONCURRENT RESOLUTION SUPPORTING UNITED STATES' BALANCED BUDGET CONSTITUTIONAL AMENDMENT, *Reid*, was read the second and third times by short title and placed on its final passage. Representative Harper explained the bill. Representatives Sumsion and Ivory commented.

Representative Christensen proposed the following amendment:

1. Page 1, Line 11:
After "Governor" insert "calls for an" and delete "a" and insert "an"
2. Page 1, Line 12:
Delete "proposed"
3. Page 2, Line 54:
Delete "a" and insert "the" and delete "sitting" and insert "current" and delete the rest of the line.

4. Page 2, Line 55:
Delete “10 Democrats, and one Independent—”
5. Page 4, Line 108:
Delete “would”
6. Page 4, Line 110:
Insert “as” before “proposed”

Representatives Harper and Wilcox commented. Representative Christensen’s motion to amend failed on a voice vote.

Representatives King, Sandstrom, Clark, Moss, Litvack, and Lockhart commented.

S.C.R. 201 passed on the following roll call:

Yeas, 51; Nays, 12; Absent or not voting, 12.

Voting in the affirmative were: Representatives

Anderson	Barrus	Bird	D Brown
M Brown	Butterfield	Christensen	Clark
Cox	Daw	Dee	Dougall
Draxler	Edwards	Eliason	Julie Fisher
Froerer	Galvez	Gibson	Greenwood
Harper	Herrod	Hughes	Hutchings
Ipson	Ivory	Kiser	Last
Mathis	Menlove	Morley	Newbold
Nielson	Noel	Oda	Painter
Perry	J Peterson	Pitcher	Ray
Richardson	Sagers	Sandstrom	Sanpei
Sumsion	Vickers	Webb	Wilcox
Wilson	Wimmer	Lockhart	

Voting in the negative were: Representatives

Briscoe	Chavez–Houck	Doughty	S Duckworth
Janice Fisher	Hemingway	King	Litvack
Moss	Powell	Seelig	Watkins

Absent or not voting were: Representatives

Arent	Cosgrove	Dunnigan	Grover
Handy	Hendrickson	McIff	V Peterson
Poulson	Wheatley	Wiley	Wright

S.C.R. 201 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

* * *

S.B. 2002, ALCOHOLIC BEVERAGE CONTROL ACT AMENDMENTS, *Valentine*, was read the second and third times by short title and placed on its final passage. Representative Hughes explained the bill. Representatives Oda and Draxler commented.

S.B. 2002 passed on the following roll call:

Yeas, 61; Nays, 0; Absent or not voting, 14.

Voting in the affirmative were: Representatives

Anderson	Barrus	Bird	Briscoe
D Brown	M Brown	Butterfield	Chavez–Houck
Christensen	Clark	Cox	Daw
Dee	Dougall	Doughty	Draxler
S Duckworth	Edwards	Eliason	Janice Fisher
Julie Fisher	Froerer	Galvez	Gibson
Greenwood	Harper	Hemingway	Herrod
Hughes	Hutchings	Ipson	Ivory
King	Kiser	Last	Litvack
Mathis	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	J Peterson	Pitcher
Powell	Ray	Richardson	Sagers
Sanpei	Seelig	Sumsion	Vickers
Watkins	Webb	Wilcox	Wilson
Lockhart			

Absent or not voting were: Representatives

Arent	Cosgrove	Dunnigan	Grover
Handy	Hendrickson	McIff	V Peterson
Poulson	Sandstrom	Wheatley	Wiley
Wimmer	Wright		

S.B. 2002 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: July 20, 2011
The Senate passed, as amended, **H.B. 2002**, PRISON RELOCATION AND DEVELOPMENT AUTHORITY ACT AMENDMENTS, by Representative G. Hughes, et al, and it is transmitted for further consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill will be placed on the Concurrence Calendar.

* * *

Madam Speaker: July 20, 2011
The Senate passed, **H.B. 2001**, RETENTION ELECTIONS FOR JUSTICE COURT JUDGES, by Representative C. Oda, et al, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 2003**, INSURANCE AMENDMENTS, by Representative J. Dunnigan, et al, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

CONCURRENCE CALENDAR

On motion of Representative Hughes, the House voted to concur in the Senate amendments to **H.B. 2002**, PRISON RELOCATION AND DEVELOPMENT AUTHORITY ACT AMENDMENTS.

H.B. 2002, as amended by the Senate, passed on the following roll call:

Yeas, 55; Nays, 1; Absent or not voting, 19.

Voting in the affirmative were: Representatives

- | | | | |
|--------------|---------|-------------|---------------|
| Anderson | Barrus | Bird | Briscoe |
| D Brown | M Brown | Butterfield | Chavez–Houck |
| Christensen | Clark | Cox | Daw |
| Dee | Dougall | Doughty | Draxler |
| S Duckworth | Edwards | Eliason | Janice Fisher |
| Julie Fisher | Froerer | Galvez | Gibson |

Harper	Hemingway	Herrod	Hughes
Hutchings	Ipson	Ivory	King
Kiser	Last	Litvack	Menlove
Morley	Moss	Newbold	Noel
Oda	Perry	J Peterson	Pitcher
Powell	Ray	Richardson	Sagers
Sanpei	Seelig	Watkins	Webb
Wilcox	Wilson	Lockhart	

Voting in the negative was: Representative
Nielson

Absent or not voting were: Representatives

Arent	Cosgrove	Dunnigan	Greenwood
Grover	Handy	Hendrickson	Mathis
McIff	Painter	V Peterson	Poulson
Sandstrom	Sumsion	Vickers	Wheatley
Wiley	Wimmer	Wright	

H.B. 2002, as amended by the Senate, transmitted to the Senate for signature of President.

COMMUNICATION FROM THE SENATE

Madam Speaker:

July 20, 2011

The President of the Senate has signed **H.B. 2002**, PRISON RELOCATION AND DEVELOPMENT AUTHORITY ACT AMENDMENTS, by Representative G. Hughes, et al, and it is transmitted for the signature of the Speaker.

Leslie O. McLean

Secretary of the Senate

Communication filed. The bill was signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, the House voted to authorize the Speaker to appoint a committee to meet with a like committee from the Senate to wait upon the Governor to inform him that the Legislature has completed its business and is prepared to adjourn sine die.

Speaker Lockhart appointed Representatives Curt Oda, Brad Daw, and Janice Fisher.

On motion of Representative Litvack, the House voted to authorize the Speaker to wait upon the Senate and inform that Honorable Body that the House has completed its business and is prepared to adjourn sine die.

Speaker Lockhart appointed Representatives Eric Hutchings, Brad Wilson, and Rebecca Chavez–Houck.

Senators Liljenquist, Reid, and McAdams formally notified the House of Representatives that the Senate has completed its business and is prepared to adjourn sine die.

Speaker Lockhart directed Sandy Tenney to read, revise and make minor corrections to the daily House Journal and be responsible for certifying the bound copy as the accurate record of the proceedings of the 2011 Second Special Session of the Fifty–Ninth Legislature.

Representative Hutchings reported that his committee waited upon the Senate and informed them that the House of Representatives has completed its business and is prepared to adjourn sine die.

Representative Oda reported that his committee, with a like committee from the Senate, has notified the Governor that the Legislature is prepared to adjourn sine die. The Governor has no further business to bring before the Legislature.

On motion of Representative Dee, and at 6:05 p.m., the Second Special Session of the Fifty–Ninth Legislature adjourned sine die.

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JOURNAL
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of the
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FIFTY-NINTH LEGISLATURE
2011 THIRD SPECIAL SESSION

OCTOBER 3, 4, AND 17, 2011

PUBLISHED BY AUTHORITY
UTAH LEGISLATIVE PRINTING OFFICE

CERTIFICATION

The undersigned, as the duly appointed committee on the revision of the House Journal of the 2011 Third Special Session of the Fifty–ninth Legislature of the State of Utah, do hereby certify that the contents published herein are a full, true and correct record of the proceedings of the session commencing on Monday, October 3rd, Tuesday, October 4th, and ending Monday, October 17th, 2011.

**COMMITTEE ON REVISION
OF THE HOUSE JOURNAL**

SANDY D. TENNEY
Chief Clerk

JANICE A. GADD
Journal Clerk

HOUSE JOURNAL
of the
FIFTY–NINTH LEGISLATURE
of the
STATE OF UTAH
THIRD SPECIAL SESSION

House Chamber
State Capitol
Salt Lake City, Utah
Monday, October 3, 2011

The House was called to order by Speaker Rebecca Lockhart at 10:15 a.m.

Prayer and Pledge of Allegiance offered by Representative David Clark.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, the House voted to continue with the same organization for the 2011 Third Special Session of the 59th Legislature as set up and constituted during the 2011 General Session of the Legislature insofar as it pertains to the Speakership, Majority Leadership and Minority Leadership.

Speaker Lockhart appointed Sandy D. Tenney as Chief Clerk.

The Chief Clerk read the following:

PROCLAMATION

WHEREAS, since the adjournment of the 2011 General Session of the Fifty–Ninth Legislature of the State of Utah, matters have arisen that requires immediate legislative attention;

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature into Special Session; and

NOW, THEREFORE, I, Gary R. Herbert, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the laws of the State of Utah, do by this Proclamation call the Fifty–Ninth Legislature of the State of Utah into a Third Special Session at the Utah State Capitol, in Salt Lake City, Utah, on the 3rd day of October 2011, at 9:00 a.m., for the following purposes:

- (1) To divide the state into congressional, legislative and other districts pursuant to Utah Constitution Article IX and to address related matters;
- (2) To consider amendments to the Utah Labor Code to address requirements related to workers' compensation insurance for owners of certain entities and to make technical and related changes;
- (3) To consider amendments to the Elections Code to modify the requirements for placing presidential candidates on the regular primary ballot and to make technical and related changes;
- (4) To consider amendments to the Uniform Driver License Act to modify provisions relating to the driver license suspension period and other sentencing requirements for certain alcohol or drug related offenses and to make technical and related changes;
- (5) To consider amendments to the State System of Higher Education Code to modify the requirements for the appointment of representatives of less populous counties to the Board of Regents and to make technical and related changes;
- (6) To consider a concurrent resolution recognizing the 75th Anniversary of the Welfare System of The Church of Jesus Christ of Latter-day Saints;
- (7) To consider a concurrent resolution urging Utah's Congressional delegation to resolve the Scofield land transfer issue.

IN TESTIMONY WHEREOF,
I have hereunto set my hand and
caused to be affixed the Great
Seal of the State of Utah.
Done at the Utah State Capitol
in Salt Lake City, Utah, this
28th day of September, 2011.

GARY R. HERBERT,
Governor

GREG BELL
Lieutenant Governor

Communication filed.

CERTIFICATION

I, Greg Bell, Lieutenant Governor of the State of Utah, do hereby certify that the attached copy of the Proclamation issued on the 28th day of September, 2011

and signed by Governor Gary R. Herbert, is a true and correct copy of the original Proclamation calling the Fifty–Ninth Legislature of the State of Utah into a Third Special Session at the State Capitol at Salt Lake City, Utah on the 3rd day of October, 2011, at 9:00 a.m., for the purpose named in the Proclamation.

I further certify that the membership of the Utah State House of Representatives has not changed from that of the 2011 Second Special Session, with the following exception:

SEVENTEENTH DISTRICT: County of Davis

Stewart E. Barlow

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Utah, at Salt Lake City, this 29th day of September, 2011.

GREG BELL

Lieutenant Governor

Communication filed.

MISCELLANEOUS BUSINESS

Roll call showed all members present.

On motion of Representative Harper, the House voted to adopt the same House Rules and Joint Rules for the 2011 Third Special Session as were adopted in the 2011 General Session.

On motion of Representative Litvack, the House voted to authorize the Speaker to appoint a committee to meet with a like committee from the Senate to wait upon the Governor to inform him that the Legislature is organized and ready to do business.

The Speaker appointed Representatives Carl Wimmer, Kay McIff, and Carol Spackman Moss.

Senators Curtis Bramble, Stuart Adams, and Pat Jones formally notified the House of Representatives that the Senate was organized and ready to do business.

On motion of Representative Hughes, the House voted to authorize the Speaker to appoint a committee to wait upon the Senate to inform that Honorable Body that the House is organized and ready to do business.

The Speaker appointed Representatives Brad Daw, Evan Vickers, and Susan Duckworth.

Representative Carl Wimmer reported that his committee waited upon the Governor's representative and informed him that the House is organized and ready to receive any communication he has to offer.

Representative Brad Daw reported that his committee waited upon the Senate and informed them that the House is organized and ready to do business.

On motion of Representative Harper, as allowed by the Utah Constitution and Joint Rules of the Legislature, the House voted to continue its practice of reading only the short title of bills and resolutions as they are introduced or considered on a House Calendar and not read the long title of the bills and resolutions unless a majority of the House directs the reading of the long title, short title, or both of any House or Senate bill or resolution.

On motion of Representative Dee, the House voted that, under suspension of the rules, all House and Senate bills introduced during the 2011 Third Special Session will be considered read for the first and second time and placed on the Third Reading Calendar for immediate consideration.

INTRODUCTION OF BILLS

H.B. 3001, Utah State House Boundaries Designation (K. Sumsion), under suspension of the rules, was read the first and second times by short title and placed on the Third Reading Calendar.

Chief Clerk, Sandy D. Tenney read a statement of verification/authentication as follows: "For the record, I, Sandy D. Tenney, in the presence of the House, certify that I have personally verified that the block assignment file security code on the DVD portion of the bill matches the security code on the printed bill. The printed bill and its associated electronic content are now available on the Legislature's web site."

H.B. 3002, State Board of Education Boundaries and Election Designation (K. Sumsion), under suspension of the rules, was read the first and second times by short title and placed on the Third Reading Calendar.

Chief Clerk, Sandy D. Tenney read a statement of verification/authentication as follows: "For the record, I, Sandy D. Tenney, in the presence of the House, certify that I have personally verified that the block assignment file security code on the DVD portion of the bill matches the security code on the printed bill. The printed bill and its associated electronic content are now available on the Legislature's web site."

H.B. 3003, Workers' Compensation and Unincorporated Entities Amendments (M. Morley), under suspension of the rules, was read the first and second times by short title and placed on the Third Reading Calendar.

H.B. 3004, State Board of Regents Amendments (K. McIff), under suspension of the rules, was read the first and second times by short title and placed on the Third Reading Calendar.

H.C.R. 301, Concurrent Resolution Recognizing the 75th Anniversary of the Welfare System of the Church of Jesus Christ of Latter-day Saints (R. Menlove), under suspension of the rules, was read the first and second times by short title and placed on the Third Reading Calendar.

H.C.R. 302, Concurrent Resolution on Scofield Land Transfer (P. Painter), under suspension of the rules, was read the first and second times by short title and placed on the Third Reading Calendar.

H.J.R. 301, Bill Request Procedures Joint Resolution (W. Harper), under suspension of the rules, was read the first and second times by short title and placed on the Third Reading Calendar.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 10:25 a.m., the House voted to recess until 2:00 p.m.

Speaker Lockhart called the House to order at 2:35 p.m.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

October 3, 2011

The Senate passed **S.B. 3003, AMENDMENTS TO DRIVER LICENSE SUSPENSION FOR DRIVING UNDER THE INFLUENCE OFFENSES**, by Senator S. Jenkins, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was read the first and second times by short title and placed on the Third Reading Calendar.

THIRD READING CALENDAR

H.B. 3001, UTAH STATE HOUSE BOUNDARIES DESIGNATION, *Sumsion*, was read the third time by short title and placed on its final passage.

On motion of Representative Sumsion, the House voted to circle **H.B. 3001**.

* * *

H.B. 3002, STATE BOARD OF EDUCATION BOUNDARIES AND ELECTION DESIGNATION, *Sumsion*, was read the third time by short title and placed on its final passage.

On motion of Representative Sumsion, the House voted to delete **H.B. 3002** in title and body and insert **1st Sub. H.B. 3002** in lieu thereof.

Chief Clerk, Sandy D. Tenney read a statement of verification/authentication as follows: “For the record, I, Sandy D. Tenney, in the presence of the House, certify that I have personally verified that the block assignment file security code on the DVD portion of the bill matches the security code on the printed bill. The printed bill and its associated electronic content are now available on the Legislature’s web site.”

1st Sub. H.B. 3002 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	D Brown	M Brown
Butterfield	Chavez–Houck	Christensen	Clark
Cosgrove	Cox	Daw	Dee
Dougall	Doughty	Draxler	S Duckworth
Edwards	Eliason	Janice Fisher	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
King	Kiser	Last	Litvack
Mathis	McIff	Menlove	Morley
Moss	Nielson	Noel	Oda
Painter	Perry	J Peterson	V Peterson
Pitcher	Poulson	Powell	Ray
Richardson	Sagers	Sandstrom	Sanpei

Seelig	Sumsion	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wimmer	Wright	Lockhart

Absent or not voting were: Representatives
 Dunnigan Hutchings Newbold

1st Sub. H.B. 3002 was transmitted to the Senate for its consideration.

* * *

H.B. 3003, WORKERS’ COMPENSATION AND UNINCORPORATED ENTITIES AMENDMENTS, *Morley*, was read the third time by short title and placed on its final passage. Representative Ivory commented.

H.B. 3003 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	D Brown	M Brown
Butterfield	Chavez–Houck	Christensen	Clark
Cosgrove	Cox	Daw	Dee
Dougall	Doughty	Draxler	S Duckworth
Edwards	Eliason	Janice Fisher	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
King	Kiser	Last	Litvack
Mathis	McIff	Menlove	Morley
Moss	Nielson	Noel	Oda
Painter	Perry	J Peterson	V Peterson
Pitcher	Poulson	Powell	Ray
Richardson	Sagers	Sandstrom	Sanpei
Seelig	Sumsion	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wimmer	Wright	Lockhart

Absent or not voting were: Representatives
 Dunnigan Hutchings Newbold

H.B. 3003 was transmitted to the Senate for its consideration.

* * *

H.B. 3004, STATE BOARD OF REGENTS AMENDMENTS, *McIff*, was read the third time by short title and placed on its final passage.

H.B. 3004 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	D Brown	M Brown
Butterfield	Chavez–Houck	Christensen	Clark
Cosgrove	Cox	Daw	Dee
Dougall	Doughty	Draxler	S Duckworth
Dunnigan	Edwards	Eliason	Janice Fisher
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Ipson
Ivory	King	Kiser	Last
Litvack	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
J Peterson	V Peterson	Pitcher	Poulson
Powell	Ray	Richardson	Sagers
Sandstrom	Sanpei	Seelig	Sumsion
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wimmer
Wright	Lockhart		

Absent or not voting was: Representative
Hutchings

H.B. 3004 was transmitted to the Senate for its consideration.

* * *

H.C.R. 301, CONCURRENT RESOLUTION RECOGNIZING THE 75TH ANNIVERSARY OF THE WELFARE SYSTEM OF THE CHURCH OF JESUS CHRIST OF LATTER–DAY SAINTS, *Menlove*, was read the third time by short title and placed on its final passage. Representative Draxler commented.

H.C.R. 301 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	D Brown	M Brown
Butterfield	Chavez–Houck	Christensen	Clark
Cosgrove	Cox	Daw	Dee
Dougall	Doughty	Draxler	S Duckworth
Dunnigan	Edwards	Eliason	Janice Fisher
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Ipson
Ivory	King	Kiser	Last
Litvack	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
J Peterson	V Peterson	Pitcher	Poulson
Powell	Ray	Richardson	Sagers
Sandstrom	Sanpei	Seelig	Sumsion
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wimmer
Wright	Lockhart		

Absent or not voting was: Representative
Hutchings

H.C.R. 301 was transmitted to the Senate for its consideration.

* * *

H.C.R. 302, CONCURRENT RESOLUTION ON SCOFIELD LAND TRANSFER, *Painter*, was read the third time by short title and placed on its final passage. Representative Hemingway commented.

H.C.R. 302 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	D Brown	M Brown
Butterfield	Chavez–Houck	Christensen	Clark
Cosgrove	Cox	Daw	Dee

Dougall	Doughty	Draxler	S Duckworth
Dunnigan	Edwards	Eliason	Janice Fisher
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Ipson
Ivory	King	Kiser	Last
Litvack	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
J Peterson	V Peterson	Pitcher	Poulson
Powell	Ray	Richardson	Sagers
Sandstrom	Sanpei	Seelig	Sumsion
Vickers	Watkins	Wheatley	Wilcox
Wiley	Wilson	Wimmer	Wright
Lockhart			

Absent or not voting were: Representatives

Hutchings Webb

H.C.R. 302 was transmitted to the Senate for its consideration.

* * *

H.J.R. 301, BILL REQUEST PROCUDRES JOINT RESOLUTION, *Harper*, was read the third time by short title and placed on its final passage.

H.J.R. 301 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	D Brown	M Brown
Butterfield	Chavez–Houck	Christensen	Clark
Cosgrove	Cox	Daw	Dee
Dougall	Doughty	Draxler	S Duckworth
Dunnigan	Edwards	Eliason	Janice Fisher
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Ipson
Ivory	King	Kiser	Last
Litvack	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson

Noel	Oda	Painter	Perry
J Peterson	V Peterson	Pitcher	Poulson
Powell	Ray	Richardson	Sagers
Sandstrom	Sanpei	Seelig	Sumsion
Vickers	Watkins	Wheatley	Wilcox
Wiley	Wilson	Wimmer	Wright
Lockhart			

Absent or not voting were: Representatives

Hutchings Webb

H.J.R. 301 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

S.B. 3003, AMENDMENTS TO DRIVER LICENSE SUSPENSION FOR DRIVING UNDER THE INFLUENCE OFFENSES, *Senator Jenkins*, was read the third time by short title and placed on its final passage. Representative Edwards explained the bill.

S.B. 3003 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	D Brown	M Brown
Butterfield	Chavez–Houck	Christensen	Clark
Cosgrove	Cox	Daw	Dee
Dougall	Doughty	Draxler	S Duckworth
Dunnigan	Edwards	Eliason	Janice Fisher
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Ipson
Ivory	King	Kiser	Last
Litvack	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
J Peterson	V Peterson	Pitcher	Poulson
Powell	Ray	Richardson	Sagers
Sandstrom	Sanpei	Seelig	Sumsion
Vickers	Watkins	Wheatley	Wilcox
Wiley	Wilson	Wimmer	Wright
Lockhart			

Absent or not voting were: Representatives
Hutchings Webb

S.B. 3003 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 3:20 p.m., the House voted to recess until 4:20 p.m.

Speaker Lockhart called the House to order at 4:50 p.m.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: October 3, 2011

The Senate passed, **H.B. 3002**, STATE BOARD OF EDUCATION BOUNDARIES AND ELECTION DESIGNATION, by Representative K. Sumsion, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 3003**, WORKERS' COMPENSATION AND UNINCORPORATED ENTITIES AMENDMENTS, by Representative M. Morley, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 301**, CONCURRENT RESOLUTION RECOGNIZING THE 75TH ANNIVERSARY OF THE WELFARE SYSTEM OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, by Representative R. Menlove, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: October 3, 2011

The Senate passed **S.B. 3004**, PRESIDENTIAL CANDIDATE AMENDMENTS, by Senator P. Knudson, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was read the first and second times by short title and placed on the Third Reading Calendar.

Madam Speaker: October 3, 2011
The Senate passed **S.B. 3002**, CONGRESSIONAL BOUNDARIES DESIGNATION, by Senator R. Okerlund, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was read the first and second times by short title and placed on the Third Reading Calendar.

Chief Clerk, Sandy D. Tenney read a statement of verification/authentication as follows: "For the record, I, Sandy D. Tenney, in the presence of the House, certify that I have personally verified that the block assignment file security code on the DVD portion of the bill matches the security code on the printed bill. The printed bill and its associated electronic content are now available on the Legislature's web site."

* * *

Madam Speaker: October 3, 2011
The Senate passed, **H.B. 3004**, STATE BOARD OF REGENTS AMENDMENTS, by Representative K. McIff, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 4:55 p.m., the House voted to recess until 7:00 p.m.

Speaker Lockhart called the House to order at 7:15 p.m.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: October 3, 2011
The Senate passed, as substituted, **1st Sub. S.B. 3001**, UTAH STATE SENATE BOUNDARIES AND ELECTION DESIGNATION, by Senator R. Okerlund, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was read the first and second times by short title and placed on the Third Reading Calendar.

Chief Clerk, Sandy D. Tenney read a statement of verification/authentication as follows: “For the record, I, Sandy D. Tenney, in the presence of the House, certify that I have personally verified that the block assignment file security code on the DVD portion of the bill matches the security code on the printed bill. The printed bill and its associated electronic content are now available on the Legislature’s web site.”

THIRD READING CALENDAR

S.B. 3002, CONGRESSIONAL BOUNDARIES DESIGNATION, *Senator Okerlund*, was read the third time by short title and placed on its final passage.

On motion of Representative Sumsion, the House voted to circle **S.B. 3002**.

* * *

S.B. 3004, PRESIDENTIAL CANDIDATE AMENDMENTS, *Senator Knudson*, was read the third time by short title and placed on its final passage. Representative Powell explained the bill.

Representative Chavez–Houck commented.

S.B. 3004 passed on the following roll call:

Yeas, 75; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	D Brown	M Brown
Butterfield	Chavez–Houck	Christensen	Clark
Cosgrove	Cox	Daw	Dee
Dougall	Doughty	Draxler	S Duckworth
Dunnigan	Edwards	Eliason	Janice Fisher
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	King	Kiser
Last	Litvack	Mathis	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	J Peterson	V Peterson	Pitcher
Poulson	Powell	Ray	Richardson
Sagers	Sandstrom	Sanpei	Seelig

Sumsion	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wimmer	Wright	Lockhart	

S.B. 3004 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Sumsion, the House voted to uncircle **H.B. 3001**.

H.B. 3001, UTAH STATE HOUSE BOUNDARIES DESIGNATION, *Sumsion*, was before the House on its final passage.

Representative Sumsion moved to delete **H.B. 3001** in title and body and insert **4th Sub. H.B. 3001** in lieu thereof.

Representatives Newbold, Barrus, Ipson, and Webb commented.

The motion to substitute the bill passed on a voice vote.

Chief Clerk, Sandy D. Tenney read a statement of verification/authentication as follows: “For the record, I, Sandy D. Tenney, in the presence of the House, certify that I have personally verified that the block assignment file security code on the DVD portion of the bill matches the security code on the printed bill. The printed bill and its associated electronic content are now available on the Legislature’s web site.”

Representative Sumsion explained the bill. Representatives Gibson, Barrus, Froerer, King, Ipson, Wright, McIff, Dee, Watkins, and Litvack commented.

4th Sub. H.B. 3001 passed on the following roll call:

Yeas, 74; Nays, 1; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	D Brown	M Brown
Butterfield	Chavez–Houck	Christensen	Clark
Cosgrove	Cox	Daw	Dee
Dougall	Doughty	Draxler	S Duckworth
Dunnigan	Edwards	Eliason	Froerer
Galvez	Gibson	Greenwood	Grover

Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	King	Kiser	Last
Litvack	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
J Peterson	V Peterson	Pitcher	Poulson
Powell	Ray	Richardson	Sagers
Sandstrom	Sanpei	Seelig	Sumsion
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wimmer
Wright	Lockhart		

Voting in the negative was: Representative
Janice Fisher

4th Sub. H.B. 3001 was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 8:30 p.m., the House voted to adjourn until October 4, 2011, at 9:00 a.m.

THIRD SPECIAL SESSION

SECOND DAY

* * *

The House was called to order by Speaker Lockhart at 9:40 a.m.

Roll call showed all members present.

Prayer offered by Ben Shelly, Navajo Nation President and a guest of Representative Joel Briscoe. Pledge of Allegiance led by Representative Joel Briscoe.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

October 4, 2011

The Senate passed, **H.J.R. 301**, BILL REQUEST PROCEDURES JOINT RESOLUTION, by Representative W. Harper, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 302**, CONCURRENT RESOLUTION ON SCOFIELD LAND TRANSFER, by Representative P. Painter, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

THIRD READING CALENDAR

1st Sub. S.B. 3001, UTAH STATE SENATE BOUNDARIES AND ELECTION DESIGNATION, *Senator Okerlund*, was read the third time by short title and placed on its final passage.

On motion of Representative Sumsion, the House voted to delete **1st Sub. S.B. 3001** in title and body and insert **2nd Sub. S.B. 3001** in lieu thereof.

Chief Clerk, Sandy D. Tenney read a statement of verification/authentication as follows: "For the record, I, Sandy D. Tenney, in the presence of the House, certify that I have personally verified that the block assignment file security code

on the DVD portion of the bill matches the security code on the printed bill. The printed bill and its associated electronic content are now available on the Legislature’s web site.”

Representative Sumsion explained the bill. Representative Litvack commented.

2nd Sub. S.B. 3001 passed on the following roll call:

Yeas, 69; Nays, 5; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	D Brown	M Brown
Butterfield	Christensen	Clark	Cox
Daw	Dee	Doughty	Draxler
S Duckworth	Dunnigan	Edwards	Eliason
Janice Fisher	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	King
Kiser	Last	Litvack	Mathis
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	J Peterson	V Peterson
Pitcher	Poulson	Powell	Ray
Richardson	Sandstrom	Sanpei	Seelig
Sumsion	Vickers	Watkins	Webb
Wilcox	Wilson	Wimmer	Wright
Lockhart			

Voting in the negative were: Representatives

Chavez–Houck	Dougall	Sagers	Wheatley
Wiley			

Absent or not voting was: Representative
Cosgrove

2nd Sub. S.B. 3001 was held for possible reconsideration.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 10:00 a.m., the House voted to recess until 2:00 p.m.

Speaker Lockhart called the House to order at 4:05 p.m.

MISCELLANEOUS BUSINESS

On motion of Representative Sumsion, the House voted to reconsider its action on **2nd Sub. S.B. 3001**.

RECONSIDERATION OF 2ND SUB. S.B. 3001

2nd Sub. S.B. 3001, UTAH STATE SENATE BOUNDARIES AND ELECTION DESIGNATION, was before the House for reconsideration.

On motion of Representative Sumsion, the House voted to delete **2nd Sub. S.B. 3001** in title and body and insert **3rd Sub. S.B. 3001** in lieu thereof.

Chief Clerk, Sandy D. Tenney read a statement of verification/authentication as follows: “For the record, I, Sandy D. Tenney, in the presence of the House, certify that I have personally verified that the block assignment file security code on the DVD portion of the bill matches the security code on the printed bill. The printed bill and its associated electronic content are now available on the Legislature’s web site.”

3rd Sub. S.B. 3001 passed on the following roll call:

Yeas, 60; Nays, 9; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	D Brown	M Brown	Butterfield
Christensen	Clark	Cosgrove	Cox
Daw	Dee	Draxler	S Duckworth
Dunnigan	Edwards	Froerer	Galvez
Gibson	Grover	Handy	Harper
Hendrickson	Hughes	Hutchings	Ipson
Ivory	King	Kiser	Last
Litvack	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
J Peterson	V Peterson	Pitcher	Poulson
Powell	Richardson	Sandstrom	Sanpei
Sumsion	Vickers	Watkins	Webb
Wilcox	Wilson	Wimmer	Lockhart

Voting in the negative were: Representatives

Arent	Chavez–Houck	Doughty	Janice Fisher
Hemingway	Sagers	Seelig	Wheatley
Wiley			

Absent or not voting were: Representatives

Dougall	Eliason	Greenwood	Herrod
Ray	Wright		

3rd Sub. S.B. 3001 was returned to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 4:20 p.m., the House voted to recess until 7:00 p.m.

Speaker Lockhart called the House to order at 10:05 p.m.

COMMUNICATION FROM THE SENATE

Madam Speaker:

October 4, 2011

The Senate substituted and passed, **Senate 6th Sub. H.B. 3001**, UTAH STATE HOUSE BOUNDARIES DESIGNATION, by Representative K. Sumsion, and it is transmitted for further consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was placed on the Concurrence Calendar.

COMMUNICATION FROM THE SENATE

Madam Speaker:

October 4, 2011

The Senate concurred in the House amendments and passed **3rd Sub. S.B. 3001**, UTAH STATE SENATE BOUNDARIES AND ELECTION DESIGNATION, by Senator R. Okerlund, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

CONCURRENCE CALENDAR

On motion of Representative Sumsion, the House voted to concur in the Senate amendments to **6th Sub. H.B. 3001**, UTAH STATE HOUSE BOUNDARIES DESIGNATION.

Chief Clerk, Sandy D. Tenney read a statement of verification/authentication as follows: “For the record, I, Sandy D. Tenney, in the presence of the House, certify that I have personally verified that the block assignment file security code on the DVD portion of the bill matches the security code on the printed bill. The printed bill and its associated electronic content are now available on the Legislature’s web site.”

6th Sub. H.B. 3001, as amended by the Senate, passed on the following roll call:

Yeas, 71; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	D Brown	M Brown
Chavez–Houck	Christensen	Clark	Cosgrove
Cox	Daw	Dee	Dougall
Doughty	Draxler	S Duckworth	Dunnigan
Edwards	Eliason	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
King	Kiser	Last	Litvack
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	J Peterson
V Peterson	Pitcher	Poulson	Powell
Ray	Richardson	Sagers	Sandstrom
Sanpei	Seelig	Sumsion	Vickers
Watkins	Webb	Wilcox	Wiley
Wilson	Wimmer	Lockhart	

Voting in the negative was: Representative

Janice Fisher

Absent or not voting were: Representatives

Butterfield	Wheatley	Wright
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6th Sub. H.B. 3001, as amended by the Senate, transmitted to the Senate for signature of President.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 10:15 p.m., the House voted to adjourn until October 17, 2011, at 9:00 a.m. Representative Dee also made a motion that members will not be paid for any special session days between October 4 and October 17, 2011.

THIRD SPECIAL SESSION

FIFTEENTH DAY

* * *

The House was called to order by Speaker Lockhart at 10:30 a.m.

Roll call showed all members present except Representatives Keith Grover, Curt Webb, and John Mathis, excused.

Prayer offered by Brent Maxwell, a constituent of Representative Ken Ivory. Pledge of Allegiance led by Representative Ken Ivory.

On motion of Representative Dee, and at 10:32 a.m., the House voted to saunter for a caucus meeting.

On motion of Representative Dee, and at 1:15 p.m., the House voted to cease to saunter.

UNFINISHED BUSINESS

On motion of Representative Sumsion, the House voted to uncircle **S.B. 3002**.

S.B. 3002, CONGRESSIONAL BOUNDARIES DESIGNATION, *Senator Okerlund*, was before the House on its final passage. Representative Sumsion explained the bill. Representatives Cox, Dougall, and Menlove commented.

Representative Cox made a motion to delete **S.B. 3002** in title and body and insert **14th Sub. S.B. 3002** in lieu thereof.

Representative King made a substitute motion to delete **S.B. 3002** in title and body and insert **15th Sub. S.B. 3002** in lieu thereof. Representatives Cox, Sumsion, Hughes, Harper, Dougall, Christensen, and Seelig commented.

Representative King's substitute motion to substitute the bill failed on the following roll call:

Yeas, 21; Nays, 50; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Briscoe	D Brown	Chavez-Houck
Cosgrove	Doughty	S Duckworth	Janice Fisher

Hemingway	Hendrickson	Hutchings	King
Litvack	Moss	Newbold	Poulson
Seelig	Watkins	Wheatley	Wilcox
Wiley			

Voting in the negative were: Representatives

Anderson	Barlow	Barrus	Bird
M Brown	Butterfield	Christensen	Clark
Cox	Daw	Dee	Dougall
Draxler	Dunnigan	Edwards	Froerer
Galvez	Gibson	Greenwood	Handy
Harper	Herrod	Hughes	Ipson
Ivory	Kiser	Last	McIff
Menlove	Morley	Nielson	Noel
Oda	Painter	Perry	J Peterson
V Peterson	Pitcher	Powell	Ray
Richardson	Sagers	Sandstrom	Sanpei
Sumsion	Vickers	Wilson	Wimmer
Wright	Lockhart		

Absent or not voting were: Representatives

Eliason	Grover	Mathis	Webb
---------	--------	--------	------

Representative Newbold made a substitute motion to delete **S.B. 3002** in title and body and insert **17th Sub. S.B. 3002** in lieu thereof. Representatives Cox, Sumsion, Draxler, Litvack, Watkins, Dee, Chavez–Houck, Hemingway, King, and Herrod commented.

On motion of Representative Dee, the House voted to circle **S.B. 3002**.

* * *

On motion of Representative Dee, and at 2:30 p.m., the House voted to saunter.

On motion of Representative Dee, and at 8:35 p.m., the House voted to cease to saunter.

COMMUNICATION FROM THE SENATE

Madam Speaker:

October 17, 2011

The Senate passed **S.B. 3005**, LIEUTENANT GOVERNOR DISTRICT DETERMINATIONS, by Senator R. Okerlund, and it is transmitted for consideration.

Leslie O. McLean

Secretary of the Senate

Communication filed. The bill was read the first and second times by short title, under suspension of the rules, and placed on the Third Reading Calendar.

THIRD READING CALENDAR

S.B. 3005, LIEUTENANT GOVERNOR DISTRICT DETERMINATIONS, *Senator Okerlund*, was read the third time by short title and placed on its final passage. Representative Sumsion explained the bill.

S.B. 3005 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	D Brown	M Brown	Butterfield
Chavez–Houck	Christensen	Clark	Cosgrove
Cox	Daw	Dee	Dougall
Doughty	Draxler	S Duckworth	Dunnigan
Edwards	Eliason	Janice Fisher	Froerer
Galvez	Gibson	Greenwood	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
King	Kiser	Last	Litvack
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Perry	J Peterson	V Peterson	Pitcher
Poulson	Powell	Ray	Richardson
Sagers	Sandstrom	Sanpei	Seelig
Sumsion	Vickers	Watkins	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Anderson	Grover	Mathis	Painter
Webb	Wimmer		

S.B. 3005 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

UNFINISHED BUSINESS

On motion of Representative Sumsion, the House voted to uncircle **S.B. 3002**.

S.B. 3002, CONGRESSIONAL BOUNDARIES DESIGNATION, *Senator Okerlund*, was before the House on its final passage.

Representative Ipson made a motion to delete **S.B. 3002** in title and body and insert **19th Sub. S.B. 3002** in lieu thereof. Representatives Sumsion, Arent, King, Hughes, Moss, Briscoe, Barrus, Draxler, Ivory, Harper, Kiser, Seelig, and Butterfield commented. Representative Ipson's motion to substitute passed on a voice vote.

Chief Clerk, Sandy D. Tenney read a statement of verification/authentication as follows: "For the record, I, Sandy D. Tenney, in the presence of the House, certify that I have personally verified that the block assignment file security code on the DVD portion of the bill matches the security code on the printed bill. The printed bill and its associated electronic content are now available on the Legislature's web site."

Representatives Poulson, Froerer, Litvack, Herrod, and Noel commented.

19th Sub. S.B. 3002 passed on the following roll call:

Yeas, 50; Nays, 19; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Barlow	Barrus	Bird	M Brown
Butterfield	Christensen	Clark	Cox
Daw	Dee	Dougall	Draxler
S Duckworth	Dunnigan	Froerer	Galvez
Gibson	Greenwood	Handy	Harper
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	Kiser	Last
McIff	Menlove	Morley	Newbold
Nielson	Noel	Oda	Perry
J Peterson	V Peterson	Pitcher	Ray
Richardson	Sagers	Sandstrom	Sanpei
Sumsion	Vickers	Watkins	Wilcox
Wright	Lockhart		

Voting in the negative were: Representatives

Arent	Briscoe	D Brown	Chavez–Houck
Cosgrove	Doughty	Edwards	Eliason
Janice Fisher	Hemingway	King	Litvack
Moss	Poulson	Powell	Seelig
Wheatley	Wiley	Wilson	

Absent or not voting were: Representatives

Anderson	Grover	Mathis	Painter
Webb	Wimmer		

19th Sub. S.B. 3002 was returned to the Senate for further consideration.

COMMUNICATION FROM THE SENATE

Madam Speaker: October 17, 2011

The Senate concurred in the House amendments and passed **19th Sub. S.B. 3002**, CONGRESSIONAL BOUNDARIES DESIGNATION, by Senator R. Okerlund, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, the House voted to authorize the Speaker to appoint a committee to meet with a like committee from the Senate to wait upon the Governor to inform him that the Legislature has completed its business and is prepared to adjourn sine die.

Speaker Lockhart appointed Representatives Gage Froerer, John Dougall, and Marie Poulson.

On motion of Representative Litvack, the House voted to authorize the Speaker to wait upon the Senate and inform that Honorable Body that the House has completed its business and is prepared to adjourn sine die.

Speaker Lockhart appointed Representatives Wayne Harper, Ken Sumsion, and Brian King.

Senators Bramble, Adams and Morgan formally notified the House of Representatives that the Senate has completed its business and is prepared to adjourn sine die.

Speaker Lockhart directed Sandy Tenney to read, revise and make minor corrections to the daily House Journal and be responsible for certifying the bound copy as the accurate record of the proceedings of the 2011 Third Special Session of the Fifty–Ninth Legislature.

Representative Froerer reported that his committee waited upon the Senate and informed them that the House of Representatives has completed its business and is prepared to adjourn sine die.

Representative Harper reported that his committee, with a like committee from the Senate, has notified the Governor that the Legislature is prepared to adjourn sine die. The Governor has no further business to bring before the Legislature.

On motion of Representative Dee, and at 11:00 p.m., the Third Special Session of the Fifty–Ninth Legislature adjourned sine die.

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JOURNAL
of the
House of Representatives
of the
State of Utah

FIFTY-NINTH LEGISLATURE
2012 GENERAL SESSION

Commencing January 23, 2012 and
Ending March 8, 2012

CERTIFICATION

The undersigned, as the duly appointed committee on the revision of the House Journal of the 2012 General Session of the Fifty–ninth Legislature of the State of Utah, do hereby certify that the contents published herein are a full, true and correct record of the proceedings of the session commencing on Monday, January 23, 2012 and ending Thursday, March 8, 2012.

**COMMITTEE ON REVISION
OF THE HOUSE JOURNAL**

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Chief Clerk

JANICE A. GADD
Journal Clerk

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Speaker

MAJORITY LEADERSHIP (Republican)



Brad L. Dee
Majority Leader



Gregory H. Hughes
Majority Whip



Ronda Rudd Menlove
Asst. Majority Whip

MINORITY LEADERSHIP (Democrat)



David L. Litvack
Minority Leader



Jennifer Seelig
Minority Whip



Brian S. King
Asst. Minority Whip

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*Chief Clerk
of the House*



Joe Pyrah
*Chief Deputy
of the House*



Kathryn Jackson
Administrative Assistant



Emily Bergeson
*Assistant to Majority
Leadership*



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Majority Leader (R) Brad L. Dee
Majority Whip (R) Gregory H. Hughes
Assistant Majority Whip (R) Ronda Rudd Menlove
Minority Leader (D) David Litvack
Minority Whip (D) Jennifer Seelig
Assistant Minority Whip (D) Brian King

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Majority Leader (R) Scott K. Jenkins
Majority Whip (R) Wayne L. Niederhauser
Assistant Majority Whip (R) Peter C. Knudson
Minority Leader (D) Ross I. Romero
Minority Whip (D) Karen W. Morgan
Assistant Minority Whip (D) Patricia W. Jones

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Lieutenant Governor Greg Bell
Attorney General Mark Shurtleff
Auditor Auston Johnson
Treasurer Richard K. Ellis

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Senator Mike Lee
Senator Orrin G. Hatch
Congressman Jim Matheson
Congressman Rob Bishop
Congressman Jason Chaffetz

UTAH SUPREME COURT

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Assoc. Chief Justice Matthew B. Durrant
Justice Ronald E. Nehring
Justice Jill N. Parrish
Justice Michael J. Wilkins

MEMBERS OF THE HOUSE
2012 General Session
Fifty-ninth Legislature

1	Ronda Rudd Menlove (R) <i>Majority Asst. Whip</i> Box Elder, Tooele	5650 W 16800 N GARLAND UT 84312 Home (435) 458-9115 Cell (435) 760-2618
2	Lee Perry (R) Box Elder Cache	977 W 2390 S PERRY UT 84302 Home/Office (435) 734-2864 Cell (435) 720-7838
3	Jack R Draxler (R) Cache	1946 N 1650 E NORTH LOGAN UT 84341 Home (435) 752-2668 Office (435) 752-1488
4	David Butterfield (R) Cache, Rich	1533 E HAYDEN CT LOGAN UT 84321 Cell (435) 770-3975
5	R Curt Webb (R) Cache	65 W 100 N LOGAN UT 84321 Home (435) 753-0215 Office (435) 753-2467
6	Brad J Galvez (R) Weber	2660 W 2400 S WEST HAVEN UT 84401 Home (801) 392-8591 Cell (801) 317-3742
7	Ryan Wilcox (R) Weber	1240 DOUGLAS OGDEN UT 84404 Home (801) 334-7787
8	Gage Froerer (R) Weber	P O BOX 379 HUNTSVILLE UT 84317 Home (801) 745-0505 Office (801) 621-0505 Cell (801) 391-4233 Fax (801) 621-0506
9	Jeremy Peterson (R) Weber	2227 JEFFERSON AVE OGDEN UT 84401 Home (801) 382-5324 Cell (801) 317-5386 Fax (801) 436-8074
10	Dixon M Pitcher (R) Weber	6470 BYBEE DR OGDEN UT 84403 Home (801) 476-8080 Office (801) 476-0345 Cell (801) 710-9150

22	Susan Duckworth (D) Salt Lake	2901 MERTON WAY MAGNA UT 84044 Home (801) 250-0728
23	Jennifer M Seelig (D) <i>Minority Whip</i> Salt Lake	986 W STERLING DR SALT LAKE CITY UT 84116 Home (801) 519-2544 Office (801) 924-9892
24	Rebecca Chavez-Houck (D) Salt Lake	643 E 16TH AVE SALT LAKE CITY UT 84103 Home (801) 466-9292 Cell (801) 891-9292
25	Joel K Briscoe (D) Salt Lake, Summit	1124 E 600 S SALT LAKE CITY UT 84102 Home (801) 583-2281 Cell (801) 946-9791
26	David Litvack (D) <i>Minority Leader</i> Salt Lake	368 E 600 S SALT LAKE CITY UT 84111 Home (801) 596-0187 Cell (801) 792-7172
27	John Dougall (R) Utah	PO BOX 771 AMERICAN FORK 84003 Home/Office (801) 708-5170
28	Brian King (D) <i>Minority Asst. Whip</i> Salt Lake	1855 MICHIGAN AVENUE SALT LAKE CITY UT 84108 Home (801) 583-5464 Office (801) 532-1739 Cell (801) 560-0769 Fax (801) 532-1936
29	Janice M Fisher (D) Salt Lake	6411 W 3785 S WEST VALLEY CITY UT 84128 Home (801) 250-2698
30	Brian Doughty (D) Salt Lake	859 S 700 E SALT LAKE CITY UT 84102 Cell (801) 413-4931
31	Larry B Wiley (D) Salt Lake	1450 W 3300 S WEST VALLEY CITY UT 84119 Home (801) 487-8095 Office (801) 520-8051
32	Fred C Cox (R) Salt Lake	4466 EARLY DUKE ST WEST VALLEY CITY UT 84120 Home (801) 966-2636
33	Neal B Hendrickson (D) Salt Lake	3402 W 4100 S WEST VALLEY CITY UT 84119 Home (801) 969-8920

34	Johnny Anderson (R) Salt Lake	4289 S EL CAMINO ST TAYLORSVILLE UT 84119 Home (801) 898-1168 Fax (801) 988-4383
35	Mark A Wheatley (D) Salt Lake	447 E MOSS CREEK DR MURRAY UT 84107 Home (801) 264-8844
36	Patrice Arent (D) Salt Lake	3665 E 3800 S SALT LAKE CITY UT 84109 Home (801) 272-1956 Cell (801) 930-0836
37	Carol Spackman Moss (D) Salt Lake	2712 E KELLY LANE SALT LAKE CITY UT 84117 Home (801) 272-6507 Cell (801) 647-8764
38	Eric K Hutchings (R) Salt Lake	5438 W STONY RIDGE CIR KEARNS UT 84118 Home (801) 963-2639
39	James A Dunnigan (R) Salt Lake	3105 W 5400 S SUITE 6 TAYLORSVILLE UT 84118 Home (801) 968-8594 Office (801) 840-1800
40	Lynn N Hemingway (D) Salt Lake	1513 ASHFORD DR SALT LAKE CITY UT 84124 Cell (801) 231-2153
41	Todd E Kiser (R) Salt Lake	10702 S 540 E SANDY UT 84070 Home (801) 571-0179 Office (801) 266-6800
42	Jim Bird (R) Salt Lake	5111 WEST WOODWORTH WEST JORDAN UT 84084 Home (801) 280-9056 Office (801) 282-4112
43	Wayne A Harper (R) Salt Lake	6683 S NOTTINGHAM DR WEST JORDAN UT 84084 Home (801) 566-5466
44	Tim M Cosgrove (D) Salt Lake	477 E 6325 S MURRAY UT 84107 Home (801) 685-0673
45	Steven Eliason (R) Salt Lake	8157 S GRAMBLING WAY SANDY UT 84094 Cell (801) 673-4748
46	Marie H Poulson (D) Salt Lake	7037 HORIZON CIRCLE COTTONWOOD HEIGHTS UT 84121 Home (801) 942-5390

47	Ken Ivory (R) Salt Lake	8393 S 2010 W WEST JORDAN UT 84088 Office (801) 571-5515 Cell (801) 694-8380
48	LaVar Christensen (R) Salt Lake	12308 S RALEIGH CT DRAPER UT 84020 Office (801) 572-9878
49	Derek Brown (R) Salt Lake	P O BOX 711167 SALT LAKE CITY UT 84171 Cell (801) 410-2604
50	Merlynn T Newbold (R) Salt Lake	10454 S 1440 W SOUTH JORDAN UT 84095 Home (801) 254-0142
51	Gregory H Hughes (R) <i>Majority Whip</i> Salt Lake	472 MIDLAKE DR DRAPER UT 84020 Home (801) 572-5305 Office (801) 548-2922
52	Daniel McCay (R) Salt Lake	3364 KOLLMAN WAY RIVERTON UT 84065 Cell (801)
53	Melvin R Brown (R) Daggett, Morgan, Rich, Summit, Wasatch	PO BOX 697 COALVILLE UT 84017 Home (435) 336-3309 Cell (435) 647-6512
54	Kraig Powell (R) Duchesne, Uintah, Wasatch	943 E 530 N HEBER CITY UT 84032 Home (435) 654-5986 Office (435) 657-0185
55	John G Mathis (R) Grand, Uintah	384 E 2500 S VERNAL UT 84078 Home (435) 789-7316 Office (435) 789-4322 Cell (435) 828-8570
56	Kenneth W Sumsion (R) Utah	PO BOX 676 AMERICAN FORK UT 84003 Cell (801) 404-8225
57	Craig Frank (R) Utah	825 EAST 1300 NORTH PLEASANT GROVE, UT 84062 Cell (801) 362-3171
58	Stephen E Sandstrom (R) Utah	1775 SKYLINE DR OREM UT 84097 Home (801) 224-2194 Office (801) 229-0088 Cell (801) 228-7435 Fax (801) 229-0089

HOUSE JOURNAL
of the
FIFTY-NINTH LEGISLATURE
of the
STATE OF UTAH
GENERAL SESSION
FIRST DAY
*** * ***

MORNING SESSION

House Chamber
State Capitol
Salt Lake City, Utah
January 23, 2012

The House was called to order by Speaker Rebecca Lockhart at 10:15 a.m.

Prayer given by Elder Donald L. Hallstrom, The Church of Jesus Christ of Latter-Day Saints.

PRAYER BY ELDER DONALD L. HALLSTROM

Our beloved Father in Heaven, on the beauty of this winter morning, we pray together at the convening of the 2012 General Session of the Utah House of Representatives. Father, we are grateful to Thee for the blessings that we have of citizenship in this country of liberty. We are grateful for being a part of the great state of Utah, and for the blessings that are ours to have; the freedoms that are within this country and within this state. We are grateful at the commencement of this legislative session for the sacrifice of these legislators, these Representatives who are before us in this audience today, and for their willingness to serve on behalf of the citizens of this state. We pray a blessing upon this body. We pray that this session will be one of productivity, one in which right is sought and there is not concern about who might be credited, but concern about what is best for the people of this state. We pray for a feeling of humility as we seek to understand other's positions. We pray for civility among these legislators that they will cooperate and work together for what is good. We pray for them personally that they may be blessed individually, that they may have wisdom beyond that which is naturally

theirs. We pray for them and their families that they will be sustained at this time, and that they will be blessed in every needful way. We are grateful for Speaker Lockhart, for her leadership. We pray for her in this session that she will lead with distinction and be blessed with all that is necessary in her significant responsibility. We are grateful to Thee for the blessings that are upon us, collectively and individually, and we pray for Thy sustaining influence in every way, that this may be a session that will be noteworthy and of great accomplishment, and will be what is right and good for the people of this state. We ask Thy blessing upon this session and upon this body and do so in the name of Jesus Christ, Amen.

MISCELLANEOUS BUSINESS

The posting of Colors was performed by the Utah National Guard. The Color Guard consisted of the following members:

SFC Todd Perry, SSG Meredith Donovan, SSG Kevin Marquardson, and SGT Travis Thomas.

The National Anthem was performed by the Provo High School Chamber Singers, directed by Kenneth Wisner. The singers are as follows: Michael Allen, Chelbie Beagley, Aubrie Black, Laura Coffman, Rachel Covert, Katelyn Eberhard, Caden Elwood, Ariel George, Kailey Green, Cali Holcombe, Andrew Holman, Melissa Howarth, Michael Larson, Josie Layton, Madelyn Lubean, Taylon Mann, Sophronia Na'oupu-Zelenak, Albert Payne, Natalie Perry, Ari Powell, Jeffrey Prows, Oakley Rasmussen, Haley Reed, Elise Riedelbach, Claire Sanford, Esteban Senzig, Camilla Shaw, Jordan Stout, Cameron Sumsion, Teressa Thomas, Eric Todd, Rachel Uppencamp, and Cameron Wilde.

The Pledge of Allegiance was led by Logan Wisener, high school senior, Roosevelt, Utah.

The Provo High School Chamber Singers performed "Homeland" and "America the Beautiful."

Speaker Lockhart appointed Sandy D. Tenney as Chief Clerk of the House of Representatives for the 2012 General Session.

The Chief Clerk, Sandy D. Tenney, read the following:

COMMUNICATION FROM THE LIEUTENANT GOVERNOR

I, GREG S. BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, do hereby certify that at a General Election held within and for the State of

Utah on Tuesday, November 2, 2010, the following named persons were chosen by the electors as members of the Legislature of the State of Utah to serve in the House of Representatives, each for the term of two years, beginning January 1, 2011, to wit:

- FIRST DISTRICT: Counties of Box Elder, Tooele Ronda Rudd Menlove
- SECOND DISTRICT: County of Box Elder, Cache Lee B. Perry
- THIRD DISTRICT: County of Cache Jack R. Draxler
- FOURTH DISTRICT: Counties of Cache, Rich David Butterfield
- FIFTH DISTRICT: County of Cache R. Curt Webb
- SIXTH DISTRICT: County of Weber Brad J. Galvez
- SEVENTH DISTRICT: County of Weber Ryan D. Wilcox
- EIGHTH DISTRICT: County of Weber Gage Froerer
- NINTH DISTRICT: County of Weber Jeremy Peterson
- TENTH DISTRICT: County of Weber Dixon M. Pitcher
- ELEVENTH DISTRICT: Counties of Davis, Weber Brad L. Dee
- TWELFTH DISTRICT: County of Weber Richard A. Greenwood
- THIRTEENTH DISTRICT: County of Davis Paul Ray
- FOURTEENTH DISTRICT: County of Davis Curtis Oda
- FIFTEENTH DISTRICT: County of Davis Brad R. Wilson
- SIXTEENTH DISTRICT: County of Davis Stephen G. Handy
- EIGHTEENTH DISTRICT: County of Davis Roger E. Barrus
- NINETEENTH DISTRICT: County of Davis Jim Nielson
- TWENTIETH DISTRICT: Counties of Davis, Salt Lake Rebecca P. Edwards

TWENTY–FIRST DISTRICT: County of Tooele	Douglas Sagers
TWENTY–SECOND DISTRICT: County of Salt Lake	Susan Duckworth
TWENTY–THIRD DISTRICT: County of Salt Lake	Jennifer M. Seelig
TWENTY–FOURTH DISTRICT: County of Salt Lake	Rebecca Chavez–Houck
TWENTY–FIFTH DISTRICT: Counties of Salt Lake, Summit	Joel K. Briscoe
TWENTY–SIXTH DISTRICT: County of Salt Lake	David Litvack
TWENTY–SEVENTH DISTRICT: County of Utah	John Dougall
TWENTY–EIGHTH DISTRICT: County of Salt Lake	Brian S. King
TWENTY–NINTH DISTRICT: County of Salt Lake	Janice M. Fisher
THIRTY–FIRST DISTRICT: County of Salt Lake	Larry B. Wiley
THIRTY–THIRD DISTRICT: County of Salt Lake	Neal B. Hendrickson
THIRTY–FOURTH DISTRICT: County of Salt Lake	Johnny Anderson
THIRTY–FIFTH DISTRICT: County of Salt Lake	Mark A. Wheatley
THIRTY–SIXTH DISTRICT: County of Salt Lake	Patrice Arent
THIRTY–SEVENTH DISTRICT: County of Salt Lake	Carol Spackman Moss
THIRTY–EIGHTH: County of Salt Lake	Eric K. Hutchings
THIRTY–NINTH DISTRICT: County of Salt Lake	James A. Dunnigan
FORTIETH DISTRICT: County of Salt Lake	Lynn N. Hemingway
FORTY–FIRST DISTRICT: County of Salt Lake	Todd E. Kiser
FORTY–SECOND DISTRICT: County of Salt Lake	Jim Bird
FORTY–THIRD DISTRICT: County of Salt Lake	Wayne A. Harper
FORTY–FOURTH DISTRICT: County of Salt Lake	Tim M. Cosgrove

FORTY-FIFTH DISTRICT: County of Salt Lake	Steven Eliason
FORTY-SIXTH DISTRICT: County of Salt Lake	Marie H. Poulson
FORTY-SEVENTH DISTRICT: County of Salt Lake	Ken Ivory
FORTY-EIGHTH DISTRICT: County of Salt Lake	LaVar Christensen
FORTY-NINTH DISTRICT: County of Salt Lake	Derek Brown
FIFTIETH DISTRICT: County of Salt Lake	Merlynn T. Newbold
FIFTY-FIRST DISTRICT: County of Salt Lake	Gregory H. Hughes
FIFTY-THIRD DISTRICT: Counties of Daggett, Morgan, Rich, Summit, Wasatch	Melvin R. Brown
FIFTY-FOURTH DISTRICT: Counties of Duchesne, Uintah, Wasatch	Kraig Powell
FIFTY-FIFTH DISTRICT: Counties of Grand, Uintah	John G. Mathis
FIFTY-SIXTH DISTRICT: County of Utah	Kenneth W. Sumsion
FIFTY-EIGHTH DISTRICT: County of Utah	Stephen E. Sandstrom
FIFTY-NINTH DISTRICT: County of Utah	Val Peterson
SIXTIETH DISTRICT: County of Utah	Bradley M. Daw
SIXTY-FIRST DISTRICT: County of Utah	Keith Grover
SIXTY-SECOND DISTRICT: County of Utah	Christopher N. Herrod
SIXTY-THIRD DISTRICT: County of Utah	Dean Sanpei
SIXTY-FOURTH DISTRICT: County of Utah	Rebecca D. Lockhart
SIXTY-FIFTH DISTRICT: County of Utah	Francis D. Gibson
SIXTY-SIXTH DISTRICT: County of Utah	Michael T. Morley
SIXTY-SEVENTH DISTRICT: Counties of Carbon, Juab, Sanpete, Utah	Patrick L. Painter

SIXTY-EIGHTH DISTRICT: Counties of Juab, Millard, William Wright
Sanpete

SIXTY-NINTH DISTRICT: Counties of Carbon, Emery Christine F. Watkins
Garfield, Grand, San Juan, Wayne

SEVENTIETH DISTRICT: Counties of Emery, Sanpete, Kay L. McIff
Sevier

SEVENTY-FIRST DISTRICT: County of Washington Bradley G. Last

SEVENTY-SECOND DISTRICT: County of Iron Evan J. Vickers

SEVENTY-THIRD DISTRICT: Counties of Beaver, Michael E. Noel
Garfield, Kane, Piute, Sevier,
Washington, Wayne

SEVENTY-FIFTH DISTRICT: County of Washington Don L. Ipson

I FURTHER CERTIFY that the following named persons have been duly appointed as members of the Legislature of the State of Utah, to serve in the House of Representatives, filling seats vacated in their respective districts, to terms expiring on December 31, 2012, to wit:

SEVENTEENTH DISTRICT: County of Davis Stewart E. Barlow

THIRTIETH DISTRICT: County of Salt Lake Brian T. Doughty

THIRTY-SECOND DISTRICT: County of Salt Lake Fred C. Cox

FIFTY-SECOND DISTRICT: County of Salt Lake Daniel McCay

FIFTY-SEVENTH DISTRICT: County of Utah Craig A. Frank

SEVENTY-FOURTH DISTRICT: County Washington V. Lowry Snow

IN TESTIMONY WHEREOF,
I have hereunto set my hand,
and affixed the Great Seal of the
State of Utah this 23rd day of
January, 2012 at Salt Lake City,
Utah.

Sincerely,
Greg S. Bell
Lieutenant Governor

Communication filed.

APPOINTMENT LETTERS

Dear Mr. Snow,

January 11, 2012

It is my pleasure to appoint you to the Utah House of Representatives to fill the seat in House District 74. I am confident that as a State Representative you will serve our state and your district with diligence and integrity. I look forward to working with you.

Gary R. Herbert
Governor

Communication filed.

* * *

Dear Mr. Frank,

January 20, 2012

It is my pleasure to appoint you to the Utah House of Representatives to fill the seat in House District 57. I am confident that as a State Representative you will serve our state and your district with diligence and integrity. I look forward to working with you.

Gary R. Herbert
Governor

Communication filed.

* * *

Dear Mr. McCay,

January 20, 2012

It is my pleasure to appoint you to the Utah House of Representatives to fill the seat in House District 52. I am confident that as a State Representative you will serve our state and your district with diligence and integrity. I look forward to working with you.

Gary R. Herbert
Governor

Communication filed.

MISCELLANEOUS BUSINESS

Speaker Lockhart administered the Oath of Office to Representatives Lowry Snow, Daniel McCay, and Craig Frank.

Roll call showed all members present, except Representative Paul Ray, excused.

On motion of Representative Harper, the House voted to continue with the same organization for the 2012 General Session as was constituted for the 2011 General Session – insofar as it pertains to the Speakership, Majority Leadership, and Minority Leadership.

On motion of Representative Litvack, the House voted to have the names of the members of the Majority and Minority caucuses leadership, as well as membership of the standing and appropriations committees, be printed upon the pages of the 2012 House Journal, as follows:

Representative Brad L. Dee, Majority Leader
 Representative Gregory H. Hughes, Majority Whip
 Representative Ronda Rudd Menlove, Assistant Majority Whip

Representative David Litvack, Minority Leader
 Representative Jennifer Seelig, Minority Whip
 Representative Brian King, Assistant Minority Whip
 Representative Christine Watkins, Caucus Manager

STANDING COMMITTEES

Business and Labor

James A. Dunnigan *Chair*
 Dixon Pitcher, *Vice Chair*
 Jim Bird
 Derek Brown
 Brian Doughty
 Susan Duckworth
 Gage Froerer
 Don Ipson
 Todd Kiser
 Brad Last
 Mike Morley
 Curt Webb
 Larry Wiley
 Brad Wilson

Education

Francis Gibson, *Chair*
 Bill Wright, *Vice Chair*
 Patrice Arent
 LaVar Christensen

Becky Edwards
 Steve Eliason
 Greg Hughes
 Rebecca Lockhart
 John Mathis
 Kay McIff
 Carol Spackman Moss
 Merlynn T. Newbold
 Marie H. Poulson
 Kraig Powell
 Ken Sumsion

Ethics

Francis Gibson, *Chair*
 Rebecca Chavez–Houck, *Vice Chair*
 Roger Barrus
 Tim M. Cosgrove
 John Dougall
 Neal Hendrickson
 Brian S. King
 Ronda Menlove

Government Operations

Kraig Powell, *Chair*
 Brad Galvez, *Vice Chair*
 Rebecca Chavez–Houck
 Janice Fisher
 Craig Frank
 Richard Greenwood
 Curtis Oda
 Lee Perry
 Doug Sagers
 Evan Vickers

Health and Human Services

Paul Ray, *Chair*
 Evan Vickers, *Vice Chair*
 Rebecca Chavez–Houck
 Tim Cosgrove
 Bradley M. Daw
 Daniel McCay
 Ronda Menlove
 Dean Sanpei
 Christine Watkins

Judiciary

Kay McIff, *Chair*
 LaVar Christensen, *Vice Chair*
 Derek Brown
 Fred Cox
 Brian Doughty
 Chris Herrod
 Eric K. Hutchings
 Ken Ivory
 Brian S. King
 Paul Ray
 Lowry Snow
 Mark Wheatley
 Brad Wilson

Law Enforcement and Criminal Justice

Curt Oda, *Chair*
 Richard Greenwood, *Vice Chair*

Patrice Arent
 David Butterfield
 Craig Frank
 Keith Grover
 Greg Hughes
 Don Ipson
 David Litvack
 Daniel McCay
 Lee Perry
 Jennifer M. Seelig
 Bill Wright

Natural Resources, Agriculture, and Environment

Roger E. Barrus, *Chair*
 Stephen Sandstrom, *Vice Chair*
 Joel Briscoe
 Mel Brown
 Brad L. Dee
 Jack R. Draxler
 Brad Galvez
 Neal B. Hendrickson
 John Mathis
 Michael E. Noel
 Patrick Painter
 Doug Sagers
 Christine F. Watkins
 Ryan Wilcox

Political Subdivisions

R Curt Webb, *Chair*
 Becky Edwards, *Vice Chair*
 Johnny Anderson
 Jack R. Draxler
 James A. Dunnigan
 Mike Morley
 Jeremy Peterson
 Dixon Pitcher
 Marie H. Poulson
 Stephen Sandstrom
 Jennifer M. Seelig
 Larry Wiley

Public Utilities and Technology

Michael E. Noel, *Chair*
 Stephen Handy, *Vice Chair*
 Roger E. Barrus
 Fred Cox
 John Dougall
 Lynn N. Hemingway
 Neal B. Hendrickson
 Chris Herrod
 Ken Ivory
 Lowry Snow
 Ryan D. Wilcox

Retirement and Independent Entities

Don Ipson, *Chair*
 Gage Froerer, *Vice Chair*
 Brad Daw
 Susan Duckworth
 Wayne A. Harper
 Lynn Hemingway
 Bradley G. Last
 Merlynn T. Newbold
 Mark Wheatley

Revenue and Taxation

Patrick Painter, *Chair*
 David Butterfield, *Vice Chair*
 Stewart Barlow
 Joel Briscoe
 Mel Brown
 Tim M. Cosgrove
 John Dougall
 Susan Duckworth
 Steve Eliason
 Gage Froerer
 Francis Gibson
 Wayne A. Harper
 Eric K. Hutchings
 Brian King
 Merlynn T. Newbold
 Jim Nielson

Rules

Wayne Harper, *Chair*
 Ryan Wilcox, *Vice Chair*
 Jim Bird
 Jack Draxler
 Neal Hendrickson
 John Mathis
 Michael T. Morley
 Larry B. Wiley
 Bill Wright

Transportation

Brad Daw, *Chair*
 Johnny Anderson, *Vice Chair*
 Stewart Barlow
 Janice M. Fisher
 Stephen Handy
 Wayne A. Harper
 Lynn N. Hemingway
 Todd Kiser
 Bradley G. Last
 Carol Spackman Moss
 Jim Nielson
 Jeremy Peterson
 Val Peterson
 Ken Sumsion

Workforce Services and Community and Economic Development

Jim Bird, *Chair*
 Dean Sanpei, *Vice Chair*
 Keith Grover
 David Litvack
 Ronda Menlove
 Val Peterson
 Mark Wheatley

JOINT APPROPRIATIONS SUBCOMMITTEES

Executive Appropriations

Mel Brown, *Co-Chair*
John Dougall, *Vice Chair*
Rebecca D. Lockhart
Brad Dee
Greg Hughes
Brian King
David Litvack
Ronda Menlove
Jennifer M. Seelig
Christine Watkins

**Business, Economic Development
and Labor**

Todd Kiser, *Co-Chair*
Ryan Wilcox, *Vice Chair*
Stewart Barlow
Brian Doughty
Jim Dunnigan
Brian King
Jeremy Peterson
Val Peterson
Lowry Snow

**Executive Offices and Criminal
Justice**

Eric Hutchings, *Co-Chair*
Chris Herrod, *Vice Chair*
Joel Briscoe
Richard Greenwood
Curtis Oda

Paul Ray
Jennifer Seelig
Brad Wilson

Higher Education

Mike Morley, *Co-Chair*
Jack Draxler, *Vice Chair*
Patrice Arent
Brad Daw
Becky Edwards
Don Ipson
Kay McIff
Doug Sagers
Dean Sanpei
Curt Webb
Mark Wheatley

**Infrastructure and General
Government**

Gage Froerer, *Co-Chair*
Derek Brown, *Vice Chair*
Johnny Anderson
David Butterfield
Fred Cox
Brad Dee
Janice Fisher
Craig Frank
Wayne Harper
Lynn Hemingway
Neal Hendrickson
Patrick Painter

Natural Resources, Agriculture & Environmental Quality

John Mathis, *Co-Chair*
 Keith Grover, *Vice Chair*
 Roger Barrus
 Susan Duckworth
 Brad Galvez
 Mike Noel
 Lee Perry
 Dixon Pitcher
 Stephen Sandstrom
 Christine Watkins

Public Education

Merlynn Newbold, *Co-Chair*
 Ken Sumsion, *Vice Chair*
 LaVar Christensen
 Tim Cosgrove
 Steve Eliason
 Francis Gibson
 Stephen Handy
 Greg Hughes
 Ken Ivory
 Carol Spackman Moss
 Jim Nielson
 Marie Poulson

Retirement and Independent Entities

Don Ipson, *Co-Chair*
 Gage Froerer, *Vice Chair*
 Bradley M. Daw
 Susan Duckworth
 Wayne Harper
 Lynn Hemingway
 Bradley G. Last
 Merlynn T. Newbold
 Mark Wheatley

Social Services

Bill Wright, *Co-Chair*
 Brad Last, *Vice Chair*
 Jim Bird
 Rebecca Chavez-Houck
 John Dougall
 David Litvack
 Daniel McCay
 Ronda Menlove
 Kraig Powell
 Evan Vickers
 Larry Wiley

REMARKS BY SPEAKER REBECCA LOCKHART

Good Morning. As we begin this General Session, allow me to express my gratitude to all of you for the opportunity to be the Speaker of the House. I am truly grateful to serve this House and the people of Utah.

One of the benefits of being the Speaker is that I get to brag about what Utah is doing. During my travels this past year, I've been able to share what we've done to achieve some pretty impressive successes. How despite some lean times we've budgeted wisely while crafting creative pension and medicaid reform, funded education, found innovative immigration solutions; and held to our belief in the free market and the power of individuals and families.

For me, the most significant visits took place not in Charleston, Tampa or New Orleans. Not in Puerto Rico or even China. Instead, these experiences took place right here in Utah.

The first was in Ephraim, where I spoke to a room full of exceptional rural high school students. Given the sincerity, urgency and meaningful nature of our interaction, I can only hope they will be among the people who replace you and me in these chambers someday. Logan Wisener, who led us in the pledge of allegiance this morning, was one of those students.

During my visit we discussed their future, what their world would look like, and their place in it. As part of a little experiment, I asked Logan and his fellow students to share with me some of their hopes and dreams and fears. We did it via text message so we could keep their identities anonymous, and quite frankly, because most of them are more comfortable communicating that way.

Afterwards, I wrote down a few of their responses so I could remember them. Their comments made a profound impact on me, and I hope I can convey the spirit in which they were sent.

“My deepest hope,” wrote one student, “is that they find a cure for cancer really soon so my family will stop suffering.”

Many students mentioned their concerns about the economy, our military conflicts in the Middle East, even our national debt. It’s clear they are connected to the world around them. But more encouraging than their grasp of current events was the realization that they belong to a generation that wants to make a positive difference.

A number of students stated they didn’t want to let their parents down.

“To recognize truth,” wrote one. “To make a difference in just one person’s life,” wrote another. “To be the kind of person others can look up to,” wrote a third.

In the midst of daily meetings with influential people about complex issues, these students and their simple statements brought some questions into sharp focus for me.

How can we in this body help our youth achieve their hopes and dreams? What should we be focusing on?

We can’t cure cancer in this chamber, but we can help make Utah a welcoming place where university research is encouraged and businesses who will find a cure can thrive.

We can’t change our demographics. In Utah, we like our families large which makes funding schools a little more difficult. But we can provide a world class education to those who want to learn and use innovative techniques to deliver that education.

We can't ensure that kids won't let their parents down. But we can make Utah a place where families have every opportunity to be strong and where the rights of parents are protected.

The second profound experience was on Memorial Day. I was invited to speak at Camp Williams where families gathered to pay their respects. Even the most eloquent words would be insufficient to describe how humbling it was to stand before people whose loved one sacrificed all in defense of freedom. We honored the sacrifice and bravery of these soldiers. We honored men from Logan and American Fork, from West Valley and Clinton.

We speak on this floor often about freedom, liberty, God-given rights and the Constitution. And for good reason. These are ideals worth fighting for, and worth dying for. And many Utahns have paid that price. May we remember them when we are considering the issues before us.

Finally, I was invited to visit a few of the private organizations that partner with the State to provide services to the homeless. We in this room live relative lives of comfort, and I don't think any of us truly understand the lives of those teenagers who escape to that run-down building on State Street. These are young men and women who often prostitute themselves to survive, these are lost boys who have nowhere to go.

As I met with the adults who provide the basics of life for these children, I was impressed by their compassion and dedication. I thought of my own children about the same age. My heart ached for these kids and their seemingly insurmountable challenges.

I don't tell this story to demand that we fund a program. Government alone can't and shouldn't solve this problem. But as lawmakers, we can be aware of problems plaguing our society and help make those around us aware of such problems. We can encourage the private sector and our citizens to lend a hand that will be much more effective than government red tape. We can make it easier for all to get involved and help lift up those who have been knocked down.

With massive amounts of information and new cutting edge tools at our disposal, we should be able to craft creative solutions. As a society, we should be able to provide an effective safety net for our most needy without burying them in needless bureaucracy. As a government, we should be able to protect our citizens without trampling on their civil rights. As a legislature, we should be able to meet the needs of the people of Utah without over-burdening them with taxes. As parents, we should be able to figure out how to proactively teach our children without breaking the bank.

In fact, we must be cautious now more than ever with how we spend taxpayer money so that we don't do anything to cause our re-blooming economy to wilt.

Almost daily I have opportunities to meet with amazing Utahns doing remarkable things that make our state a wonderful place to live. We talk about their issues and I am reminded that we are elected to understand the proper role of government and meet the legitimate challenges facing our State.

Those of us who sit in this chamber today have been elected to help overcome those challenges. I can promise that the next 45 days will be both fulfilling and frustrating. Remember that you are responsible first and foremost to your constituents. You are here to serve them. You are in this room to make the hard choices just like others have before you.

And while we are making those choices, think of the hopes and dreams of those high school students and how we can best help them. Is it debating over who can braid whose hair or figuring out how to stop jails from filling up and students from dropping out? Is it in finagling ways to fund our pet projects or scrutinizing budgets that stretch into the billions of dollars?

During our lively and passionate discussions of founding principles and state sovereignty, let us not forget the many lives willingly given to protect our ability to have those conversations.

Throughout this intense and fast moving process, it is my hope that we look to our future. We must give thought to our communities and our role in providing an appropriate safety net for the most vulnerable among us. We must create an environment of safety and security for future generations.

So take what is in your heart – and in your mind – and apply it to our occasionally flawed but brilliant political system. Come up with real solutions for Utahns that will work without being intrusive. Not everyone will agree with your position every time. You may need to find a way to compromise while holding firm to your principles and values.

Be bold. Be brave. Be able to say when this session is over that you did your very best.

Thank you.

MISCELLANEOUS BUSINESS

On motion of Representative King, the House voted to have the prayer given by Elder Donald L. Hallstrom and the remarks given by Speaker Rebecca Lockhart printed upon the pages of the 2012 House Journal.

On motion of Representative Harper, the House voted to adopt the same House Rules, Joint Rules, and Interim Rules as were adopted by the 2011 Third Special Session of the 59th Legislature, until such time as new rules may be drafted and adopted by the 2012 General Session of the 59th Legislature.

On motion of Representative Menlove, the House vote to authorize the Speaker to appoint a committee to notify the Senate to inform that Honorable Body that the House is organized and ready to do business. Speaker Lockhart appointed Representatives Richard Greenwood, Doug Sagers, and Carol Spackman Moss.

On motion of Representative Seelig, the House voted to authorize the Speaker to appoint a committee to meet with a like committee from the Senate to wait upon the Governor to inform him that the Legislature is organized and ready to receive any communication or message he may have to offer. Speaker Lockhart appointed Representatives Brad Last, Mike Morley, and Tim Cosgrove.

On motion of Representative Harper, and as allowed by the Utah Constitution and the Joint Rules of the Legislature, the House voted to continue its practice of reading only the short title of bills and resolutions as they are introduced or considered on a House calendar and not read the long title of the bills and resolutions, unless a majority of the House directs the reading of the long title, short title, or both, of any House or Senate bill or resolution.

Senators McAdams, Hinkins, and Madsen formally notified the House that the Senate was organized and ready to do business.

On motion of Representative Dee, the House voted to print upon the pages of the House Journal that Representative Becky Edwards has been appointed as Chair of the Third House.

On motion of Representative Litvack, the House voted to print upon the pages of the House Journal that Representative Merlynn Newbold has been appointed as Speaker Pro Tempore.

On motion of Representative Hughes, the House voted to print upon the pages of the House Journal that Representative James Dunnigan has been appointed as the House Parliamentarian.

On motion of Representative Harper, the House voted to allow legislators to be given the opportunity to sign on as co-sponsors on any prefiled bills, if permission is granted to do so by the Chief Sponsor.

Representative Last reported that his committee had waited upon the Senate and formally notified them that the House was organized and ready to do business.

Representative Greenwood reported that his committee had met with a like committee from the Senate and waited upon the Governor to inform His Excellency that the Legislature was organized and ready for any communication he may have to offer. He will address the citizens of the state at a Joint Convention of the Legislature on Wednesday, January 25, 2012 at 6:30 p.m. in the House Chamber.

MISCELLANEOUS BUSINESS

Speaker Lockhart introduced the following Legislative Interns, fulltime House staff, and House session employees.

INTRODUCTION OF HOUSE INTERNS

Representative

Johnny Anderson
 Stewart Barlow
 Roger E. Barrus
 Jim Bird
 Derek E. Brown
 Melvin R. Brown
 David G. Butterfield
 LaVar Christensen
 Fred C. Cox
 Bradley M. Daw
 Brad L. Dee
 John Dougall
 Jack R. Draxler
 James A. Dunnigan
 Rebecca P. Edwards
 Steve Eliason
 Craig A. Frank
 Gage Froerer
 Brad J. Galvez
 Francis D. Gibson
 Richard A. Greenwood
 Keith Grover
 Stephen G. Handy
 Wayne A. Harper
 Christopher N. Herrod

Intern

Michael Creer
 Lauren Petty
 Jared Bangerter
 Michael Creer
 Blake Barcus
 Brandon H Riches
 Troy Wilson
 Matthew Beck
 Zach Manwill
 Lauren Petty
 Sasha Seegmiller
 Troy Dougall
 Troy Wilson
 Ashlyn Little
 Ryan Spille
 Andrew Christensen
 Carlos J. Diamond
 Ben Curdy
 David W. May
 Tiffany Peterson
 David W. May
 Eric Seegmiller
 Natalie Pyle
 Tyler Williams
 Carlos J. Diamond

Gregory H. Hughes	Jessa Allen
Eric K. Hutchings	Cade Whitney
Don L. Ipson	Alex Wood
Ken Ivory	Wyatt Pearson
Todd E. Kiser	Christopher Neuffer
Bradley G. Last	Henrie Walton
Rebecca D. Lockhart	Emily Lockhart
John G. Mathis	Jonathan Garcia
Daniel McCay	Matthew Beck
Kay L. McIff	Josh Harding
Ronda Rudd Menlove	Danielle Lloyd
Michael T. Morley	Legislative Aide
Merlynn T. Newbold	Zach Slagowski
Jim Nielson	Wyatt Pearson
Michael E. Noel	Christopher Heaton
Curtis Oda	Luke Bell
Patrick Painter	Josh Harding
Lee B. Perry	Zach Manwill
Jeremy A. Peterson	Alexandra Peterson
Val L. Peterson	Tiffany Peterson
Dixon M. Pitcher	Ben Curdy
Kraig Powell	Ryan Spille
Paul Ray	Cade Whitney
Douglas Sagers	Eric Seegmiller
Stephen E. Sandstrom	Andrew Christensen
Dean Sanpei	Natalie Pyle
V. Lowry Snow	Henrie Walton
Kenneth W. Sumsion	Luke Bell
Evan J. Vickers	Alex Wood
R. Curt Webb	Jonathan Garcia
Ryan D. Wilcox	Alexandra Peterson
Brad R. Wilson	Blake Barcus
Bill Wright	Katie Blake

INTRODUCTION OF HOUSE FULL-TIME STAFF

CHIEF CLERK OF THE HOUSE	Sandy D. Tenney
CHIEF DEPUTY OF THE HOUSE	Joe Pyrah

	Loralei Holt Nedra Johnson Sue Kemp Sherlyn Lewis Jewel Nelson
THIRD HOUSE STAFF	Cindy Peterson Evelyn Luce
KITCHEN STAFF	Birgitte Peterson Jeannie Nay Rhonda Chesley
SESSION RECEPTIONIST	Judy Nielsen
TELEPHONE OPERATORS	Linda Grygla Dorothy Nielsen Barbara Robinson
SERGEANT AT ARMS	Mike Mitchell
ASSISTANT SERGEANT AT ARMS	Joe Pepper
SECURITY	Steven Bishop Don Bradford Richard Buchi Larry Burningham Jerry Campbell Lyle Glover Eric Gruendell Bob Grygla Wayne Lawrence Larry Nielsen Richard Nielsen Keith Olsen Arman Peterson Gary Service Lynn Strong Richard Van Wagenen
COPY AND SUPPLY ROOM STAFF	Sherle Campbell
HOUSE IT STAFF	Cindy Hardman Scott Wunderlich Peter Musser

WEST BUILDING RECEPTIONIST

Shauna Dopp

TOUR LIAISON/WEST
BUILDING RECEPTIONIST

Derena Bell

INTRODUCTION OF BILLS

H.B. 4, Higher Education Base Budget (M. Morley), was read the first time by short title and referred to the Rules Committee.

H.B. 5, Natural Resources, Agriculture, and Environmental Quality Base Budget (J. Mathis), was read the first time by short title and referred to the Rules Committee.

H.B. 6, Retirement and Independent Entities Base Budget (D. Ipson), was read the first time by short title and referred to the Rules Committee.

H.B. 10, Department of Corrections Amendments (E. Hutchings), was read the first time by short title and referred to the Rules Committee.

H.B. 11, Grand Jury Amendments (K. McIff), was read the first time by short title and referred to the Rules Committee.

H.B. 12, Corrections Education Amendments (B. Wright), was read the first time by short title and referred to the Rules Committee.

H.B. 13, Offender Registry Review (J. Draxler), was read the first time by short title and referred to the Rules Committee.

H.B. 14, Civil Commitment Amendments (B. Daw), was read the first time by short title and referred to the Rules Committee.

H.B. 15, Statewide Adaptive Testing (G. Hughes), was read the first time by short title and referred to the Rules Committee.

H.B. 16, Driver License Revisions (S. Barlow), was read the first time by short title and referred to the Rules Committee.

H.B. 17, Sex Offender Registry Chapter (J. Draxler), was read the first time by short title and referred to the Rules Committee.

H.B. 18, Kidnapping Offender Amendments (F. Cox), was read the first time by short title and referred to the Rules Committee.

H.B. 19, State Issued Identification Numbers (W. Harper), was read the first time by short title and referred to the Rules Committee.

H.B. 20, Election Law Amendments (R. C. Webb), was read the first time by short title and referred to the Rules Committee.

H.B. 21, Driver License Emergency Contact Database (M. Poulson), was read the first time by short title and referred to the Rules Committee.

H.B. 22, Centralized New Hire Registry Act Amendments (J. Peterson), was read the first time by short title and referred to the Rules Committee.

H.B. 23, Special Administrative Expense Account Amendments (J. Peterson), was read the first time by short title and referred to the Rules Committee.

H.B. 24, Health Insurance for School Districts (J. Bird), was read the first time by short title and referred to the Rules Committee.

H.B. 25, Patient Identity Validation (S. Barlow), was read the first time by short title and referred to the Rules Committee.

H.B. 26, Purchasing from Community Rehabilitation Programs Amendments (M. Poulson), was read the first time by short title and referred to the Rules Committee.

H.B. 27, General Building Contractor Amendments (J. Dunnigan), was read the first time by short title and referred to the Rules Committee.

H.B. 28, Economic Development Task Force (B. Wilson), was read the first time by short title and referred to the Rules Committee.

H.B. 29, Insurance Amendments (J. Dunnigan), was read the first time by short title and referred to the Rules Committee.

H.B. 30, Unemployment Insurance Amendments (J. Peterson), was read the first time by short title and referred to the Rules Committee.

H.B. 31, Taxes and Fees on Emergency Medical Aircraft (P. Painter), was read the first time by short title and referred to the Rules Committee.

H.B. 32, Peace Officer Standards and Training Council Amendments (R. Greenwood), was read the first time by short title and referred to the Rules Committee.

H.B. 33, Fireworks Amendments (J. Dunnigan), was read the first time by short title and referred to the Rules Committee.

H.B. 34, Sales and Use Tax Act Revisions (W. Harper), was read the first time by short title and referred to the Rules Committee.

H.B. 35, Extension of Recycling Market Development Zone Tax Credits (W. Harper), was read the first time by short title and referred to the Rules Committee.

H.B. 36, Sales and Use Tax – Computer Software and Other Tangible Personal Property Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

H.B. 37, Child Support Guidelines Advisory Committee Amendments (C. Oda), was read the first time by short title and referred to the Rules Committee.

H.B. 38, Competency to Stand Trial Amendments (K. McIff), was read the first time by short title and referred to the Rules Committee.

H.B. 39, Amendment to Utah Optometry Practice Act (J. Dunnigan), was read the first time by short title and referred to the Rules Committee.

H.B. 40, Gambling Amendments (D. Ipson), was read the first time by short title and referred to the Rules Committee.

H.B. 41, Property Taxation of Business Personal Property (P. Painter), was read the first time by short title and referred to the Rules Committee.

H.B. 42, Permanent Community Impact Fund Board Grants (P. Painter), was read the first time by short title and referred to the Rules Committee.

H.B. 43, Barber, Cosmetologist, Esthetician, Electrologist, and Nail Technician Act Amendments (J. Dunnigan), was read the first time by short title and referred to the Rules Committee.

H.B. 44, Theft Amendments (P. Ray), was read the first time by short title and referred to the Rules Committee.

H.B. 45, State Fire Code Amendments (J. Dunnigan), was read the first time by short title and referred to the Rules Committee.

H.B. 46, Electronic Personal Medical Records (R. Menlove), was read the first time by short title and referred to the Rules Committee.

H.B. 47, Reporting Abuse of a Vulnerable Adult (C. Moss), was read the first time by short title and referred to the Rules Committee.

H.B. 48, Coalition of Energy Producing States (R. Barrus), was read the first time by short title and referred to the Rules Committee.

H.B. 49, Firearms Revisions (P. Ray), was read the first time by short title and referred to the Rules Committee.

H.B. 50, Repeal of Election Campaign Fund and Related Tax Return Designation (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.B. 51, Medical Speciality Practice Act Amendments (E. Vickers), was read the first time by short title and referred to the Rules Committee.

H.B. 52, Victims' Rights (R. C. Webb), was read the first time by short title and referred to the Rules Committee.

H.B. 53, Utah Education Network Amendments (R. Menlove), was read the first time by short title and referred to the Rules Committee.

H.B. 54, Prescription Drug Access in Rural Areas (D. Pitcher), was read the first time by short title and referred to the Rules Committee.

H.B. 55, Health Care Associated Infections (J. Draxler), was read the first time by short title and referred to the Rules Committee.

H.B. 56, Condominium Amendments (D. Litvack), was read the first time by short title and referred to the Rules Committee.

H.B. 57, Age Difference in Sexual Offenses (R. Greenwood), was read the first time by short title and referred to the Rules Committee.

H.B. 58, Changes to Amendments Incorporated into State Construction Code (J. Peterson), was read the first time by short title and referred to the Rules Committee.

H.B. 59, Alcoholic Beverage Control Act – Liquor Revenues for Public Education (J. Bird), was read the first time by short title and referred to the Rules Committee.

H.B. 60, Proceeds from Federal Grants for Miners' Hospital (C. Watkins), was read the first time by short title and referred to the Rules Committee.

H.B. 61, Portable Electronics Insurance Related Amendments (T. Kiser), was read the first time by short title and referred to the Rules Committee.

H.B. 62, Provisions Regarding School Supplies (K. Powell), was read the first time by short title and referred to the Rules Committee.

H.B. 63, Mobile Home Park Residency Act Amendments (Janice Fisher), was read the first time by short title and referred to the Rules Committee.

H.B. 64, Amendments to Public Employee Health Care (B. Doughty), was read the first time by short title and referred to the Rules Committee.

H.B. 65, College and Career Counseling for High School Students (P. Arent), was read the first time by short title and referred to the Rules Committee.

H.B. 66, Deferred Deposit Lending Amendments (B. Daw), was read the first time by short title and referred to the Rules Committee.

H.B. 67, Stormwater Capture Amendments (F. Cox), was read the first time by short title and referred to the Rules Committee.

H.B. 69, Insurance Coverage for Autism Spectrum Disorders (R. Menlove), was read the first time by short title and referred to the Rules Committee.

H.B. 70, Air Quality Task Force (P. Arent), was read the first time by short title and referred to the Rules Committee.

H.B. 71, Vehicle Window Tint Amendments (D. Butterfield), was read the first time by short title and referred to the Rules Committee.

H.B. 72, Waste Tire Amendments (N. Hendrickson), was read the first time by short title and referred to the Rules Committee.

H.B. 73, Preneed Funeral Insurance Filings (S. Barlow), was read the first time by short title and referred to the Rules Committee.

H.B. 74, Eminent Domain Amendments (M. Noel), was read the first time by short title and referred to the Rules Committee.

H.B. 75, Property Taxation of Low-income Housing (J. Draxler), was read the first time by short title and referred to the Rules Committee.

H.B. 76, Pharmacy Audit Rights (E. Vickers), was read the first time by short title and referred to the Rules Committee.

H.B. 77, Construction Procurement Using Construction Manager/general Contractor (S. Sandstrom), was read the first time by short title and referred to the Rules Committee.

H.B. 78, Utah Division of Consumer Protection Amendments (D. Brown), was read the first time by short title and referred to the Rules Committee.

H.B. 79, Enticing a Minor Amendments (R. C. Webb), was read the first time by short title and referred to the Rules Committee.

H.B. 199, Elimination of Daylight Saving Time (J. Nielson), was read the first time by short title and referred to the Rules Committee.

H.B. 200, Individual Income Tax Credit for Use Tax Liability (J. Nielson), was read the first time by short title and referred to the Rules Committee.

H.B. 201, Utah State Winter Sports (S. Eliason), was read the first time by short title and referred to the Rules Committee.

H.B. 202, Child Protection Amendments (C. Watkins), was read the first time by short title and referred to the Rules Committee.

H.B. 203, Parental Rights Revisions (C. Watkins), was read the first time by short title and referred to the Rules Committee.

H.B. 204, Expedited Jury Trial Act Amendments (B. King), was read the first time by short title and referred to the Rules Committee.

H.B. 205, Check Cashing and Deferred Deposit Lending Registration Act Amendments (J. Nielson), was read the first time by short title and referred to the Rules Committee.

H.B. 206, Curriculum Options for Secondary School Students (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.B. 207, Requirements to Create School Districts (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.B. 208, Limits on Landowner Liability for Public Recreation (R. Barrus), was read the first time by short title and referred to the Rules Committee.

H.B. 209, Utah Lands Protection Act (F. Cox), was read the first time by short title and referred to the Rules Committee.

H.B. 210, Severance Tax Amendments (J. Nielson), was read the first time by short title and referred to the Rules Committee.

H.B. 211, Insurance Coverage for Amino Acid–based Formula (C. Moss), was read the first time by short title and referred to the Rules Committee.

H.B. 212, Dividing School Districts (J. Bird), was read the first time by short title and referred to the Rules Committee.

H.B. 213, School Community Council Member Qualifications (L. Perry), was read the first time by short title and referred to the Rules Committee.

H.B. 214, Professional Employer Organization Licensing Act Amendments (J. Dunnigan), was read the first time by short title and referred to the Rules Committee.

H.B. 215, Labor Related Amendments (M. Morley), was read the first time by short title and referred to the Rules Committee.

H.B. 241, Foster Care and Kinship Placement Amendments (C. Watkins), was read the first time by short title and referred to the Rules Committee.

H.B. 242, Insurance Billing for Athletic Trainers (P. Ray), was read the first time by short title and referred to the Rules Committee.

H.B. 243, Municipal Election Revisions (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.B. 244, Alcoholic Beverage Enforcement and Treatment Restricted Account Distribution Amendments (P. Ray), was read the first time by short title and referred to the Rules Committee.

H.B. 245, Amendment to Definition of Smoking in Utah Indoor Clean Air Act (B. Last), was read the first time by short title and referred to the Rules Committee.

H.B. 246, County Correctional Facilities Funding Amendments (M. Noel), was read the first time by short title and referred to the Rules Committee.

H.B. 247, Cost Sharing for Smokers Enrolled in Medicaid (P. Ray), was read the first time by short title and referred to the Rules Committee.

H.B. 248, Contract Cancellation Option on Purchase of Used Vehicle (J. Bird), was read the first time by short title and referred to the Rules Committee.

H.B. 249, Single Family Zoning Designation (D. Sanpei), was read the first time by short title and referred to the Rules Committee.

H.B. 250, Tax Credit for Dependent with a Disability (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.B. 251, Utah State Personnel Management Act Amendments (B. Daw), was read the first time by short title and referred to the Rules Committee.

H.B. 252, POST Certification Waivers (R. Greenwood), was read the first time by short title and referred to the Rules Committee.

H.B. 253, Voter Registration Amendments (K. Powell), was read the first time by short title and referred to the Rules Committee.

H.B. 254, Controlled Substances Amendments (G. Froerer), was read the first time by short title and referred to the Rules Committee.

H.B. 255, Motor Vehicle Business Regulation Penalties (D. Ipson), was read the first time by short title and referred to the Rules Committee.

H.B. 256, Retirement Modifications (D. Ipson), was read the first time by short title and referred to the Rules Committee.

H.B. 257, Controlled Substance Database Amendments (B. Daw), was read the first time by short title and referred to the Rules Committee.

H.B. 258, Education Funding Amendments (K. Powell), was read the first time by short title and referred to the Rules Committee.

H.B. 259, Municipal Administrative Proceedings Amendments (K. Powell), was read the first time by short title and referred to the Rules Committee.

H.B. 260, Pedestrians on Highways (L. Perry), was read the first time by short title and referred to the Rules Committee.

H.B. 261, Dividing of School Districts Amendments (K. Sumsion), was read the first time by short title and referred to the Rules Committee.

H.B. 262, Building Code Amendments (F. Cox), was read the first time by short title and referred to the Rules Committee.

H.B. 263, Unemployment Benefits for Military Spouse (L. Hemingway), was read the first time by short title and referred to the Rules Committee.

H.B. 264, High Occupancy Vehicle Lane Amendments (K. Sumsion), was read the first time by short title and referred to the Rules Committee.

H.B. 265, Public Employee's Long-term Disability Act Amendments (B. King), was read the first time by short title and referred to the Rules Committee.

H.B. 266, Driver Education Amendments (B. Daw), was read the first time by short title and referred to the Rules Committee.

H.B. 267, Vintage Travel Trailers (L. Perry), was read the first time by short title and referred to the Rules Committee.

H.B. 268, Driver License Amendments (V. Peterson), was read the first time by short title and referred to the Rules Committee.

H.B. 269, Utah National Guard – Officer Appointment Amendments (V. Peterson), was read the first time by short title and referred to the Rules Committee.

H.B. 270, Alcoholic Beverage Control License Amendments (G. Froerer), was read the first time by short title and referred to the Rules Committee.

H.B. 271, Public School Seismic Safety Committee (L. Wiley), was read the first time by short title and referred to the Rules Committee.

H.B. 272, Pilot Program for Insurance Coverage for Autism Spectrum Disorders (R. Menlove), was read the first time by short title and referred to the Rules Committee.

H.B. 273, Municipal and County Development Standards (B. Wilson), was read the first time by short title and referred to the Rules Committee.

H.B. 274, Adoption Amendments (R. Chavez-Houck), was read the first time by short title and referred to the Rules Committee.

H.B. 275, Seismic Requirements for Condominium Conversion Projects (L. Wiley), was read the first time by short title and referred to the Rules Committee.

H.B. 276, Aiding Sexual Solicitation (P. Ray), was read the first time by short title and referred to the Rules Committee.

H.B. 277, Graffiti Paraphernalia (J. Nielson), was read the first time by short title and referred to the Rules Committee.

H.B. 278, Arrested Persons' Health Insurance Provisions (B. Daw), was read the first time by short title and referred to the Rules Committee.

H.B. 279, Utah Schools Seismic Hazard Inventory (L. Wiley), was read the first time by short title and referred to the Rules Committee.

H.B. 280, Foreclosure Notice Provisions on Residential Rental Property (W. Harper), was read the first time by short title and referred to the Rules Committee.

H.B. 281, Human Services License Extensions (B. Last), was read the first time by short title and referred to the Rules Committee.

H.B. 282, Criminal Offense Amendments (P. Ray), was read the first time by short title and referred to the Rules Committee.

H.B. 283, State Stores Pilot Program for Days of Sale of Liquor (P. Arent), was read the first time by short title and referred to the Rules Committee.

H.B. 284, Higher Education Governance (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.B. 285, Repeal of Higher Education Tuition Assistance Program (S. Eliason), was read the first time by short title and referred to the Rules Committee.

H.J.R. 1, Green Schools Joint Resolution (M. Wheatley), was read the first time by short title and referred to the Rules Committee.

H.J.R. 6, Joint Resolution on Severance Tax (J. Nielson), was read the first time by short title and referred to the Rules Committee.

H.J.R. 10, Joint Resolution on Legislator Eligibility (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.J.R. 11, Joint Resolution on Motor Vehicle Taxes and Fees (J. Dougall), was read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORT

Madam Speaker:

January 23, 2012

The House Rules Committee recommends that the following bills and resolutions be lifted from Rules, considered read for the second time, and placed on the Third Reading Calendar:

- H.B. 10** Department of Corrections Amendments
(Rep. E. Hutchings)
- H.B. 11** Grand Jury Amendments (Rep. K. McIff)
- H.B. 12** Corrections Education Amendments (Rep. B. Wright)
- H.B. 20** Election Law Amendments (Rep. R. C. Webb)
- H.B. 21** Driver License Emergency Contact Database
(Rep. M. Poulson)
- H.B. 22** Centralized New Hire Registry Act Amendments
(Rep. J. Peterson)
- H.B. 23** Special Administrative Expense Account Amendments
(Rep. J. Peterson)
- H.B. 24** Health Insurance for School Districts (Rep. J. Bird)
- H.B. 25** Patient Identity Validation (Rep. S. Barlow)
- H.B. 27** General Building Contractor Amendments
(Rep. J. Dunnigan)
- H.B. 32** Peace Officer Standards and Training Council
Amendments (Rep. R. Greenwood)
- H.B. 34** Sales and Use Tax Act Revisions (Rep. W. Harper)
- H.B. 36** Sales and Use Tax – Computer Software and Other
Tangible Personal Property Amendments
(Rep. W. Harper)
- H.B. 37** Child Support Guidelines Advisory Committee
Amendments (Rep. C. Oda)
- H.B. 43** Barber, Cosmetologist, Esthetician, Electrologist, and
Nail Technician Act Amendments (Rep. J. Dunnigan)
- H.B. 45** State Fire Code Amendments (Rep. J. Dunnigan)
- H.B. 47** Reporting Abuse of a Vulnerable Adult (Rep. C. Moss)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted. The Speaker assigned the bills to the Third Reading Calendar

RULES COMMITTEE REPORT

Madam Speaker:

January 23, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

- H.B. 26** Purchasing from Community Rehabilitation Programs
Amendments (Rep. M. Poulson)
- H.B. 29** Insurance Amendments (Rep. J. Dunnigan)

- H.B. 33** Fireworks Amendments (Rep. J. Dunnigan)
H.B. 39 Amendment to Utah Optometry Practice Act
(Rep. J. Dunnigan)
H.B. 54 Prescription Drug Access in Rural Areas (Rep. D. Pitcher)
H.B. 56 Condominium Amendments (Rep. D. Litvack)
H.B. 61 Portable Electronics Insurance Related Amendments
(Rep. T. Kiser)
H.B. 214 Professional Employer Organization Licensing Act
Amendments (Rep. J. Dunnigan)
H.B. 242 Insurance Billing for Athletic Trainers (Rep. P. Ray)

EDUCATION

- H.B. 15** Statewide Adaptive Testing (Rep. G. Hughes)
H.B. 53 Utah Education Network Amendments (Rep. R. Menlove)
H.B. 206 Curriculum Options for Secondary School Students
(Rep. J. Dougall)
H.B. 207 Requirements to Create School Districts (Rep. J. Dougall)
H.B. 212 Dividing School Districts (Rep. J. Bird)
H.B. 213 School Community Council Member Qualifications
(Rep. L. Perry)
H.B. 258 Education Funding Amendments (Rep. K. Powell)

GOVERNMENT OPERATIONS

- H.B. 215** Labor Related Amendments (Rep. M. Morley)
H.B. 244 Alcoholic Beverage Enforcement and Treatment
Restricted Account Distribution Amendments
(Rep. P. Ray)
H.B. 245 Amendment to Definition of Smoking in Utah Indoor
Clean Air Act (Rep. B. Last)
H.B. 247 Cost Sharing for Smokers Enrolled in Medicaid
(Rep. P. Ray)
H.B. 251 Utah State Personnel Management Act Amendments
(Rep. B. Daw)

HEALTH AND HUMAN SERVICES

- H.B. 46** Electronic Personal Medical Records (Rep. R. Menlove)
H.B. 51 Medical Speciality Practice Act Amendments
(Rep. E. Vickers)
H.B. 55 Health Care Associated Infections (Rep. J. Draxler)
H.B. 202 Child Protection Amendments (Rep. C. Watkins)
H.B. 203 Parental Rights Revisions (Rep. C. Watkins)

- H.B. 241** Foster Care and Kinship Placement Amendments
(Rep. C. Watkins)
- H.B. 254** Controlled Substances Amendments (Rep. G. Froerer)

JUDICIARY

- H.B. 13** Offender Registry Review (Rep. J. Draxler)
- H.B. 17** Sex Offender Registry Chapter (Rep. J. Draxler)
- H.B. 18** Kidnapping Offender Amendments (Rep. F. Cox)
- H.B. 38** Competency to Stand Trial Amendments (Rep. K. McIff)
- H.B. 52** Victims' Rights (Rep. R. C. Webb)
- H.B. 57** Age Difference in Sexual Offenses (Rep. R. Greenwood)
- H.B. 204** Expedited Jury Trial Act Amendments (Rep. B. King)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

- H.B. 14** Civil Commitment Amendments (Rep. B. Daw)
- H.B. 40** Gambling Amendments (Rep. D. Ipson)
- H.B. 44** Theft Amendments (Rep. P. Ray)
- H.B. 49** Firearms Revisions (Rep. P. Ray)
- H.B. 252** POST Certification Waivers (Rep. R. Greenwood)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

- H.B. 60** Proceeds from Federal Grants for Miners' Hospital
(Rep. C. Watkins)
- H.B. 208** Limits on Landowner Liability for Public Recreation
(Rep. R. Barrus)
- H.B. 209** Utah Lands Protection Act (Rep. F. Cox)
- H.B. 269** Utah National Guard – Officer Appointment Amendments
(Rep. V. Peterson)

POLITICAL SUBDIVISIONS

- H.B. 58** Changes to Amendments Incorporated into State
Construction Code (Rep. J. Peterson)
- H.B. 243** Municipal Election Revisions (Rep. J. Dougall)
- H.B. 246** County Correctional Facilities Funding Amendments
(Rep. M. Noel)
- H.B. 249** Single Family Zoning Designation (Rep. D. Sanpei)
- H.B. 253** Voter Registration Amendments (Rep. K. Powell)

PUBLIC UTILITIES AND TECHNOLOGY

- H.J.R. 1** Green Schools Joint Resolution (Rep. M. Wheatley)
- H.B. 48** Coalition of Energy Producing States (Rep. R. Barrus)

H.B. 67 Stormwater Capture Amendments (Rep. F. Cox)

RETIREMENT AND INDEPENDENT ENTITIES

H.B. 256 Retirement Modifications (Rep. D. Ipson)

REVENUE AND TAXATION

- H.B. 31** Taxes and Fees on Emergency Medical Aircraft
(Rep. P. Painter)
- H.B. 35** Extension of Recycling Market Development Zone Tax
Credits (Rep. W. Harper)
- H.B. 41** Property Taxation of Business Personal Property
(Rep. P. Painter)
- H.B. 42** Permanent Community Impact Fund Board Grants
(Rep. P. Painter)
- H.B. 50** Repeal of Election Campaign Fund and Related Tax
Return Designation (Rep. J. Dougall)
- H.B. 200** Individual Income Tax Credit for Use Tax Liability
(Rep. J. Nielson)
- H.B. 210** Severance Tax Amendments (Rep. J. Nielson)
- H.B. 250** Tax Credit for Dependent with a Disability
(Rep. J. Dougall)
- H.J.R. 6** Joint Resolution on Severance Tax (Rep. J. Nielson)

TRANSPORTATION

- H.B. 16** Driver License Revisions (Rep. S. Barlow)
- H.B. 68** Powersport Vehicle Franchise Act Amendments
(Rep. D. Sagers)
- H.B. 71** Vehicle Window Tint Amendments (Rep. D. Butterfield)
- H.B. 255** Motor Vehicle Business Regulation Penalties
(Rep. D. Ipson)

WORKFORCE SERVICES AND COMMUNITY & ECONOMIC DEVELOPMENT

- H.B. 28** Economic Development Task Force (Rep. B. Wilson)
- H.B. 201** Utah State Winter Sports (Rep. S. Eliason)
- H.B. 248** Contract Cancellation Option on Purchase of Used
Vehicle (Rep. J. Bird)
- H.B. 263** Unemployment Benefits for Military Spouse
(Rep. L. Hemingway)

H.B. 280 Foreclosure Notice Provisions on Residential Rental Property (Rep. W. Harper)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, the House voted to recess until 2:15 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Lockhart at 2:15 p.m.

COMMITTEE OF THE WHOLE

On motion of Representative Dee, the House resolved itself into a Committee of the Whole, with the Speaker as Chairwoman, for the purpose of hearing from Chief Justice Christine Durham.

On motion of Representative Dee, the Committee of the Whole was dissolved.

REMARKS BY CHIEF JUSTICE CHRISTINE M. DURHAM

Good afternoon. I offer thanks to the members and leaders of the Utah Legislature, particularly President Michael Waddoups and Speaker Becky Lockhart, for the invitation to speak to you today. I am, as in past years, accompanied by my colleagues on the Utah Supreme Court, and by the members of the Utah Judicial Council, the policy-making body responsible for the administration of Utah's courts, which has been conducting its regular monthly meeting this morning. We appreciate this opportunity to report to you and to the public on the circumstances of Utah's court system.

In short, we are doing remarkably well. I'm pleased to tell you that the judicial branch is delivering timely and high quality work, making responsible use of the funds entrusted to us, and working hard to ensure that everyone in our state has access to justice. That said, there is some important detail I would like to share.

This marks the tenth occasion I have made such a report, and a great deal has transpired during the past decade. In preparation for these remarks I looked through my previous addresses and noted that, particularly in recent years, I have talked a good deal about risks and challenges to the courts. But what really struck me was the collective number of accomplishments and achievements contained in

those reports. I would like to share just a few, many of which couldn't have been achieved without your support:

- Justice Court reform initiatives, including changes in selection and retention practices and compensation structures, operational standards, and the implementation of a statewide automated case management and records system. The changes have dramatically improved the ability of these courts to ensure fairness, accountability and public safety.

- The implementation and publication of performance measures and results. Last month an article in the prestigious National Law Journal noted that Utah's courts have the strongest program for performance transparency in the nation [Anna and Udell, "We Need a National Justice Index," The National Law Journal, December 5, 2011].

- The expansion of problem-solving courts statewide. We now have forty-six drug courts in our district and juvenile courts and mental health courts in four of eight judicial districts. Most importantly, we have developed and implemented certification requirements and review processes designed to ensure that we are using the best, evidence-based, practices.

- The enhancement of services to self-represented litigants with our on-line court assistance program, a self-help center, and on-line forms. Although we have done a good deal, we have much more to do, a point I will address later.

- Expansion of alternative dispute resolution programs, which now include mediation services for civil cases, child welfare matters, crime victims and offenders, and co-parenting, divorce and truancy cases.

- Dramatic improvements in access to interpreter services for those who need them in order to understand court proceedings.

- The transition from reliance on paper formats to an Electronic Record, which includes e-filing, e-warrants, e-payments, e-citations, e-documents and e-transcripts.

- The development and implementation of an entirely new state-wide juvenile information system, called CARE, one of the few comprehensive systems in the country.

- The Initiative on Utah Children in Foster Care, which has brought together leaders from all three branches of government, education, child welfare services, foster parent and kinship care organizations, medical and mental health providers, and the business and faith-based communities to address the critical needs of thousands of Utah's children endangered by distressed family situations. Its acronym is IOU, because we owe these children and their care-givers; we owe them access to appropriate education, adequate health care, and the support that every child requires to grow into productive adulthood; and finally,

- An examination of and substantive changes in how the courts deal with incapacitated adults in guardianship and conservatorship cases.

While we can be proud of such accomplishments, they mean little if they fail to produce results for the people we serve. This past July we conducted the third periodic Access and Fairness survey of people leaving all Utah courthouses to determine how they felt about their court experience. They were asked thirty-three questions, ranging from whether they felt safe in the courthouse to whether they were treated with courtesy and respect. On nearly all questions the favorable responses were in the 90% range, with many in the high 90s. (I invite you to visit the courts' web site and look at the detailed results for the courts in your communities.) I take away from this recent survey not only that our judges and staff are doing remarkable work despite having fewer resources to work with, but also that the programs we have put in place are producing measurable results.

In my very first state of the judiciary address I stated that “the single most significant challenge facing Utah’s court system, like all of state government, lies in maintaining the trust and confidence of the public we serve.” And, that “it is no longer sufficient merely to do our work; increasingly we must find ways to make the courts more accessible, more responsive, and more understandable, while at the same time preserving the core values and tasks that are our constitutional responsibility.” We have worked hard to do just that, and while much remains to be done, we have made considerable strides in addressing all these objectives.

It is worth emphasizing that much of this work has been done in the midst of challenging times; more than half of the years of my service as Chief Justice have seen major economic downturns and recession. I am inclined to think that, on occasion, a bad crisis is a terrible thing to waste – and Utah’s court system has used the stress of recent years as a catalyst for solving problems creatively and perhaps more quickly than we might have been able to do otherwise. Although we are twenty percent leaner in terms of personnel than we were ten years ago, our planning has allowed us to position ourselves for continuing excellence in the future.

While the national news is full of reports of grave risks to the capacity of state court systems to fulfill their basic functions, Utah courts have not closed or reduced hours, have not eliminated services, and have not permitted delay to betray the promise of access to justice. Three years ago, we set an entirely different course in our business model, seeking to ensure not only that we would not let budget losses impair access, but also that we could provide better service, better access, less delay and better performance. We completely re-tooled our business plan by 1) replacing a record-keeping system that has relied historically on processing tens of millions of pieces of paper filed every year with an electronic record; 2) increasing our attention to case-management performance and delay reduction measures, through innovative training and performance measurements, and 3) amending the rules governing litigation in civil cases in ways that promise

to reduce cost and delay. Our new rule is receiving national attention as a possible blueprint for other states and even for the federal courts. We have also implemented ways to make better use of existing resources, such as senior judges and court interpreters. In our juvenile courts we have measured our programs against the evidence of their effectiveness; where such evidence has been lacking we have replaced them with programs that have been evaluated and proven to work. We reorganized our clerks offices, moving to team management and competency-based advancement, and have adapted their work to the new electronic environment. In short, the way in which we do our day-to-day business has fundamentally changed.

I must admit that the pace of all this change has been daunting and challenging to the entire court family. However, given the economic and workload challenges we faced, changing how we do business was the only responsible option if we were going to protect access and ensure timely justice.

To quote Will Rogers, a master at stating the obvious:

“Even if you are on the right track, if you don’t keep moving, you’ll still get run over.”

The credit for all of the foregoing goes to the leadership, innovation and courage shown by the members of the Judicial Council, to our hard-working staff and judges throughout the state, and to the extraordinary professionalism and creativity of our Administrative Office of the Courts under the leadership of Dan Becker. Utah’s system is routinely held out as a model for other states in the national conversation about court reform and judicial administration, and this phenomenon has extended to our re-engineering efforts. The National Center for State Courts, which is the equivalent in the courts community of the National Conference of State Legislators, sent a team to Utah several months ago to study what we have done and how we have done it, so that our advancements can be shared with other court systems nationally.

Looking forward, and focusing for a moment on the approaching budget discussions, I am cautiously optimistic. The courts are not seeking any restoration of lost resources; we are prepared for the time being to function in what many describe as the “new normal.” With one modest exception, we are also not asking for any new resources. That exception is embodied in legislation to define and expand our self-help center. This will build on our extremely successful pilot program to support the tens of thousands of Utahns who find themselves in court with no access to legal services. This part of our workload in the courts has grown exponentially during the recession, as you might imagine.

If we sustain no further reductions, we are poised to complete the ambitious changes on which we have embarked, and we are grateful to you for the care and attention you have given to our fundamental needs over these difficult years. Our new business model is dependent on our current level of resources. It will permit us to manage growth and remain effective for many years to come.

As I have mentioned to you before, the state courts as opposed to the federal courts are responsible for more than 95% of all litigation in this country. In Utah alone, we have nearly three times the number of cases filed in one year than are filed in all of the nation's federal courts combined. Thus, when we speak of the rule of law as the core premise of our American system of government, we must understand that, for the average citizen, the protection of the rule of law translates directly to fair and efficient state and local courts.

While criminal cases grab headlines, the bulk of our work affects regular people – our neighbors, their children, and all the people working and doing business in our communities. To illustrate, those filing cases in Utah's courts last year included: more than 129,000 businesses large and small; 53,500 cases affecting families and children, including divorce, custody and support, child welfare and juvenile delinquency, and adoption; 461,000 plus people charged with traffic offenses; 76,600 cases brought by governmental agencies or people affected by them, including for example the Tax Commission, the Public Service Commission, the Office of Recovery Services, and Workforce Services; 215,200 private citizens seeking compensations for injuries and other civil wrongs, and; 117,300 criminal defendants, many with drug addiction and mental health problems.

Collectively these cases involve hundreds of millions dollars in criminal and traffic fines and fees, and billions of dollars in controversy in our civil courts. How our courts handle the work brought to us not only impacts public safety, children and families, and government, but also has a considerable impact on the state's business climate and economy.

If you or anyone you know has ever needed a court to resolve a dispute, answer a legal question, adjudicate a criminal charge, or intervene in a family matter, you know how critical it is that justice be impartial, timely, and beholden only to the constitution and the law, and not to the weight of public or political opinion.

You probably know, as I do, how difficult it is to navigate the complexities of the law and the procedural requirements that govern dispute resolution in our courts. Think about trying to recover for a breach of contract or a sophisticated scam targeting vulnerable victims, defend against a foreclosure proceeding,

figure out the consequences of a divorce settlement, get protection from an abusive partner, seek redress from a wrongfully discriminatory employment termination or denial of disability benefits, or any of a hundred other legal problems – all without the services of a lawyer. Most citizens are about as knowledgeable about the laws and the rules as I am about the inner workings of my automobile. When my car breaks, I need an expert. When people's lives break in ways that implicate the law, they frequently need an expert too.

Because of the impact of the recession and high unemployment rates, thousands of vulnerable Utahns find themselves at risk for serious loss and personal disaster. Utah's legal services community has struggled valiantly with the growing flood of need, at the same time other sources of funding have been drastically cut and staff has been lost. You have steadily responded in the past with some basic support for this need, and I hope that some way will be found to increase that support so that too many more people will not fall into poverty, homelessness, and personal despair for lack of legal advice and representation. The State Bar is addressing ways to increase free legal services, and the courts are doing all we can to help self-represented litigants. But the existence of fair and impartial courts means little to people who cannot adequately represent themselves; access means more than just getting in the door of the legal system; it must mean having a fair shot at getting relief, and more often than not, that means having a trained and dedicated legal advocate on your side when you need one.

The significance of what fair and impartial courts really mean was profoundly impressed on me shortly after I joined the supreme court, when I, along with then Justice Dallin Oaks, had the opportunity in the early 1980s to meet with a diplomatic delegation from the Soviet Union. Through translators, the lawyers, judges and politicians in the group listened to our explanations of the importance of the separation of powers to the rule of law and the protection of citizens' rights. Then Justice Oaks asked how it worked in their system. To my surprise (because I was pretty sure some in the room were KGB) one of the lawyers replied – "We do not have the rule of law in our courts; we have telephone justice." I had not heard the phrase before; he explained that it meant that in any given case a Soviet judge waited for a telephone call from a Communist party official to dictate the result. Throughout the world there are still nations whose people cannot rely on the law and on impartial judges to implement it; they are subject to courts influenced by corruption, religious and political control, and in many cases a complete lack of adequate resources. I am deeply grateful to live in a nation and state whose constitutions ensure the separation of powers and the rule of law, and to work in a judiciary that is free from corruption and strives for the highest degree of professionalism, public service, and transparency.

It has been my honor and privilege to lead Utah's judiciary through a challenging and productive decade. I am extremely proud to look back at all that we have accomplished, and look forward to all that we are poised to accomplish. It is time, however, for new leadership. Although I have no plans to leave the court, I will be stepping down as Chief Justice at the end of March of this year. The Court has unanimously selected Associate Chief Justice Matthew B. Durrant to begin a term as Chief Justice beginning April 1st, which will give us ample time for an orderly transition. Justice Durrant is blessed with great ability, a great intellect, and a great sense of humor; I know that he will provide superb leadership in the years to come.

In conclusion, I thank you again for the opportunity to address you today and in the past. It has been an honor to work as Chief Justice with three governors, the very capable leadership of the Utah House and the Senate, and with so many fine, dedicated legislators.

Thank you for the difficult work you do on behalf of our state and for your support of our courts.

INTRODUCTION OF BILLS

H.B. 1, Public Education Base Budget Amendments (M. Newbold), was read the first time by short title and referred to the Rules Committee.

H.B. 68, Powersport Vehicle Franchise Act Amendments (D. Sagers), was read the first time by short title and referred to the Rules Committee.

H.B. 80, Reorganization of Administrative Support Functions in State Agencies (W. Harper), was read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 2:45 p.m., the House voted to adjourn until January 24, 2012, at 10:00 a.m.

SECOND DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:10 a.m.

Roll call showed all members present except Representative Paul Ray, excused.

Prayer offered by Pastor Mac Edwards, First Baptist Church of Brigham City and Representative Lee Perry's guest. Pledge of Allegiance led by Representative James and Nick Perry, sons of Representative Lee Perry.

INTRODUCTION OF BILLS

H.B. 81, City or Town Option Sales and Use Tax Amendments (B. Dee), was read the first time by short title and referred to the Rules Committee.

H.B. 82, Architect's Licensing Revisions (J. Nielson), was read the first time by short title and referred to the Rules Committee.

H.B. 83, Reimbursement of Legal Fees and Costs to Officers and Employees Act Amendments (B. Dee), was read the first time by short title and referred to the Rules Committee.

H.B. 84, Teacher Licensing (G. Hughes), was read the first time by short title and referred to the Rules Committee.

H.B. 286, State House Boundary Amendments (K. Sumsion), was read the first time by short title and referred to the Rules Committee.

H.B. 287, State Board of Education Boundary Amendments (K. Sumsion), was read the first time by short title and referred to the Rules Committee.

H.B. 288, Impact Fee Amendments (M. Morley), was read the first time by short title and referred to the Rules Committee.

H.B. 289, Reauthorization of Corrections Education Programs (C. Watkins), was read the first time by short title and referred to the Rules Committee.

H.B. 290, Divorce Orientation Class (J. Nielson), was read the first time by short title and referred to the Rules Committee.

H.B. 291, Funding for Burying Utility Lines (J. Briscoe), was read the first time by short title and referred to the Rules Committee.

H.B. 292, Taxation of Variable Life Insurance (J. Bird), was read the first time by short title and referred to the Rules Committee.

H.B. 293, Amendments to Vehicle Oversize and Overweight Permits (W. Harper), was read the first time by short title and referred to the Rules Committee.

H.B. 294, Amendments to Mental Health Practices Licensing Laws (R. C. Webb), was read the first time by short title and referred to the Rules Committee.

H.C.R. 6, Navajo Electrification Demonstration Project Concurrent Resolution (C. Watkins), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

H.B. 10, DEPARTMENT OF CORRECTIONS AMENDMENTS, *Hutchings*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

Representatives Briscoe and Eliason commented.

H.B. 10 passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Edwards	Eliason	Fisher
Frank	Froerer	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown

Mathis	McCay	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Perry	Pitcher	Poulson
Powell	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Watkins	Webb	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Christensen	Dunnigan	Galvez	McIff
Painter	Ray	Vickers	Wheatley

H.B. 10 was transmitted to the Senate for its consideration.

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H.B. 11, GRAND JURY AMENDMENTS, *McIff*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Dee, the House voted to circle **H.B. 11**.

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H.B. 12, CORRECTIONS EDUCATION AMENDMENTS, *Wright*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

H.B. 12 passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	M Brown
Mathis	McCay	Menlove	Morley

Newbold	Nielson	Noel	Oda
Perry	Pitcher	Poulson	Powell
Sagers	Sandstrom	Snow	Sumsion
V Peterson	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Dunnigan	Greenwood	Litvack	McIff
Moss	Painter	Ray	Sanpei
Seelig	Vickers		

H.B. 12 was transmitted to the Senate for its consideration.

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H.B. 20, ELECTION LAW AMENDMENTS, *Webb*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

H.B. 20 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ivory	J Peterson
King	Kiser	Last	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Dee	Ipson	Litvack	Painter
Ray	Vickers		

H.B. 20 was transmitted to the Senate for its consideration.

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H.B. 21, DRIVER LICENSE EMERGENCY CONTACT DATABASE, *Poulson*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

H.B. 21 passed on the following roll call:

Yeas, 62; Nays, 7; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Dee
Dougall	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McIff	Menlove	Moss	Newbold
Nielson	Perry	Pitcher	Poulson
Powell	Sagers	Sanpei	Seelig
Snow	V Peterson	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Frank	McCay	Morley	Noel
Oda	Sandstrom	Sumsion	

Absent or not voting were: Representatives

Bird	Daw	Doughty	Painter
Ray	Vickers		

H.B. 21 was transmitted to the Senate for its consideration.

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H.B. 22, CENTRALIZED NEW HIRE REGISTRY ACT AMENDMENTS, *J. Peterson*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representatives Powell and Anderson commented.

H.B. 22 failed to pass on the following roll call:

Yeas, 18; Nays, 50; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Arent	Briscoe	Butterfield	Chavez–Houck
Doughty	Duckworth	Harper	J Peterson
King	Litvack	M Brown	McIff
Moss	Nielson	Pitcher	Seelig
Watkins	Wilcox		

Voting in the negative were: Representatives

Anderson	Barlow	Barrus	Bird
Christensen	Cosgrove	Cox	D Brown
Dee	Dougall	Draxler	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
Kiser	Last	Mathis	McCay
Menlove	Morley	Newbold	Noel
Oda	Perry	Poulson	Powell
Sagers	Sanpei	Snow	V Peterson
Webb	Wheatley	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Daw	Dunnigan	Painter	Ray
Sandstrom	Sumsion	Vickers	

H.B. 22 was filed.

* * *

H.B. 23, SPECIAL ADMINISTRATIVE EXPENSE ACCOUNT AMENDMENTS, *J. Peterson*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Ivory commented.

H.B. 23 passed on the following roll call:

Yeas, 59; Nays, 13; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Cosgrove	Cox	D Brown	Dee
Doughty	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Froerer
Galvez	Greenwood	Handy	Harper
Hemingway	Hendrickson	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
McIff	Menlove	Moss	Newbold
Nielson	Noel	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Christensen	Daw	Dougall	Frank
Gibson	Grover	Herrod	Mathis
McCay	Morley	Painter	Sumsion
V Peterson			

Absent or not voting were: Representatives

Oda	Ray	Vickers
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H.B. 23 was transmitted to the Senate for its consideration.

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H.B. 24, HEALTH INSURANCE FOR SCHOOL DISTRICTS, *Bird*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Bird, the House voted to circle **H.B. 24**.

* * *

H.B. 25, PATIENT IDENTITY VALIDATION, *Barlow*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

Representatives Sagers, Handy, Sanpei, Dougall, Gibson, King, Powell, Menlove, Vickers, Hemingway, and Herrod commented.

Representative Sanpei declared a conflict of interest because he works for Intermountain Health Care.

H.B. 25 passed on the following roll call:

Yeas, 51; Nays, 17; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Dee
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Froerer	Galvez	Gibson
Greenwood	Handy	Hemingway	Hendrickson
Herrod	Ipson	J Peterson	Kiser
Litvack	M Brown	Menlove	Nielson
Noel	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Webb	Wheatley	Wiley
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Briscoe	Daw	Dougall	Doughty
Fisher	Frank	Grover	Harper
Hughes	Hutchings	Ivory	King
McCay	Morley	Newbold	Oda
Sumsion			

Absent or not voting were: Representatives

Last	Mathis	McIff	Moss
Ray	Watkins	Wilcox	

H.B. 25 was transmitted to the Senate for its consideration.

RULES COMMITTEE REPORT

Madam Speaker:

January 24, 2012

The House Rules Committee recommends that the following bills and resolutions, under suspension of the rules, be lifted from Rules, considered read for the second time and placed on the Third Reading Calendar:

- H.B. 1** Public Education Base Budget Amendments
(Rep. M. Newbold)
- H.B. 4** Higher Education Base Budget (Rep. M. Morley)
- H.B. 5** Natural Resources, Agriculture, and Environmental
Quality Base Budget (Rep. J. Mathis)
- H.B. 6** Retirement and Independent Entities Base Budget
(Rep. D. Ipson)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Madam Speaker:

January 24, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

- H.B. 73** Preneed Funeral Insurance Filings (Rep. S. Barlow)
- H.B. 205** Check Cashing and Deferred Deposit Lending
Registration Act Amendments (Rep. J. Nielson)

EDUCATION

- H.B. 62** Provisions Regarding School Supplies (Rep. K. Powell)
- H.B. 65** College and Career Counseling for High School Students
(Rep. P. Arent)
- H.B. 261** Dividing of School Districts Amendments
(Rep. K. Sumsion)

GOVERNMENT OPERATIONS

- H.B. 270** Alcoholic Beverage Control License Amendments
(Rep. G. Froerer)
- H.B. 286** State House Boundary Amendments (Rep. K. Sumsion)
- H.B. 287** State Board of Education Boundary Amendments
(Rep. K. Sumsion)
- H.J.R. 10** Joint Resolution on Legislator Eligibility
(Rep. J. Dougall)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

- H.B. 276** Aiding Sexual Solicitation (Rep. P. Ray)
- H.B. 277** Graffiti Paraphernalia (Rep. J. Nielson)

POLITICAL SUBDIVISIONS

- H.B. 271** Public School Seismic Safety Committee (Rep. L. Wiley)
H.B. 273 Municipal and County Development Standards
 (Rep. B. Wilson)
H.B. 275 Seismic Requirements for Condominium Conversion
 Projects (Rep. L. Wiley)

PUBLIC UTILITIES AND TECHNOLOGY

- H.B. 70** Air Quality Task Force (Rep. P. Arent)
H.B. 72 Waste Tire Amendments (Rep. N. Hendrickson)

REVENUE AND TAXATION

- H.B. 75** Property Taxation of Low-income Housing
 (Rep. J. Draxler)
H.B. 267 Vintage Travel Trailers (Rep. L. Perry)

TRANSPORTATION

- H.B. 68** Powersport Vehicle Franchise Act Amendments
 (Rep. D. Sagers)
H.B. 260 Pedestrians on Highways (Rep. L. Perry)
H.B. 264 High Occupancy Vehicle Lane Amendments
 (Rep. K. Sumsion)
H.B. 266 Driver Education Amendments (Rep. B. Daw)
H.B. 268 Driver License Amendments (Rep. V. Peterson)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

REPORTS OF STANDING COMMITTEES

Madam Speaker:

January 23, 2012

The Government Operations Committee recommends **H.B. 251**, UTAH STATE PERSONNEL MANAGEMENT ACT AMENDMENTS, by Representative B. Daw, be replaced and favorably recommends **1st Sub. H.B. 251**, UTAH STATE PERSONNEL MANAGEMENT ACT AMENDMENTS

Kraig Powell, Chair

Report filed. On motion of Representative Powell, the report of the Government Operations committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

January 23, 2012

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 243**, MUNICIPAL ELECTION REVISIONS, by Representative J. Dougall; and

The Political Subdivisions Committee recommends **H.B. 249**, SINGLE FAMILY ZONING DESIGNATION, by Representative D. Sanpei, be replaced and favorably recommends **1st Sub. H.B. 249**, SINGLE FAMILY ZONING DESIGNATION; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 253**, VOTER REGISTRATION AMENDMENTS, by Representative K. Powell, with the following amendments:

1. Page 2, Line 58:

58 (g) the county clerk receives notice that a voter has been convicted of {~~a~~} any felony or a

R. Curt Webb, Chair

Reports filed. On motion of Representative Webb, the reports of the Political Subdivisions committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

January 24, 2012

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 31**, TAXES AND FEES ON EMERGENCY MEDICAL AIRCRAFT, by Representative P. Painter, with the following amendments:

1. Page 1, Lines 18 through 19:

18 Other Special Clauses:

19 This bill {~~takes effect on January 1, 2013.~~} provides an immediate effective date.
This bill has retrospective operation to January 1, 2012.

2. Page 4, Lines 92 through 93:

92 Section 2. Effective date.

(1) If approved by two-thirds of all the members elected to each house, this bill takes effect upon approval by the governor, or the day

following the constitutional time limit of Utah Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto, the date of veto override.

93 (2) This bill { ~~takes effect on~~ } has retrospective operation to January 1, { ~~2013,~~ } 2012; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 35**, EXTENSION OF RECYCLING MARKET DEVELOPMENT ZONE TAX CREDITS, by Representative W. Harper; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 42**, PERMANENT COMMUNITY IMPACT FUND BOARD GRANTS, by Representative P. Painter; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 50**, REPEAL OF ELECTION CAMPAIGN FUND AND RELATED TAX RETURN DESIGNATION, by Representative J. Dougall; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 250**, TAX CREDIT FOR DEPENDENT WITH A DISABILITY, by Representative J. Dougall.

Patrick Painter, Chair

Reports filed. On motion of Representative Painter, the reports of the Revenue and Taxation committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

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Madam Speaker:

January 23, 2012

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 28**, ECONOMIC DEVELOPMENT TASK FORCE, by Representative B. Wilson; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 201**, UTAH STATE WINTER SPORTS, by Representative S. Eliason; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 280**, FORECLOSURE NOTICE PROVISIONS ON RESIDENTIAL RENTAL PROPERTY, by Representative W. Harper.

Jim Bird, Chair

Reports filed. On motion of Representative Bird, the reports of the Workforce Services and Community and Economic Development committee were adopted

and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

THIRD READING CALENDAR

H.B. 27, GENERAL BUILDING CONTRACTOR AMENDMENTS, *Dunnigan*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

H.B. 27 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	Menlove
Morley	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Butterfield	Fisher	McIff	Moss
Ray			

H.B. 27 was transmitted to the Senate for its consideration.

* * *

H.B. 32, PEACE OFFICER STANDARDS AND TRAINING COUNCIL AMENDMENTS, *Greenwood*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

H.B. 32 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Butterfield	McIff	Ray
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H.B. 32 was transmitted to the Senate for its consideration.

* * *

H.B. 34, SALES AND USE TAX ACT REVISIONS, *Harper*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

H.B. 34 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barrus	Bird
Briscoe	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth

Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Barlow	Butterfield	Handy	McIff
Ray	Seelig	Vickers	

H.B. 34 was transmitted to the Senate for its consideration.

* * *

H.B. 36, SALES AND USE TAX – COMPUTER SOFTWARE AND OTHER TANGIBLE PERSONAL PROPERTY AMENDMENTS, *Harper*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

H.B. 36 passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dougall
Doughty	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	Menlove	Morley	Moss

Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Sagers	Sandstrom	Sanpei
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Lockhart	

Absent or not voting were: Representatives

Bird	Butterfield	Dee	Hendrickson
McIff	Ray	Seelig	Wright

H.B. 36 was transmitted to the Senate for its consideration.

* * *

H.B. 37, CHILD SUPPORT GUIDELINES ADVISORY COMMITTEE AMENDMENTS, *Oda*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

H.B. 37 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Butterfield	J Peterson	McIff	Ray
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H.B. 37 was transmitted to the Senate for its consideration.

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H.B. 43, BARBER, COSMETOLOGIST, ESTHETICIAN, ELECTROLOGIST, AND NAIL TECHNICIAN ACT AMENDMENTS, *Dunnigan*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

H.B. 43 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	Menlove
Morley	Moss	Newbold	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Butterfield	Froerer	McIff	Nielson
Ray			

H.B. 43 was transmitted to the Senate for its consideration.

* * *

H.B. 45, STATE FIRE CODE AMENDMENTS, *Dunnigan*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

Representatives Cox, Dougall, Hutchings, Hemingway, and Wright commented.

H.B. 45 passed on the following roll call:

Yeas, 69; Nays, 2; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dougall	Doughty	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Sagers
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Lockhart			

Voting in the negative were: Representatives

Sumsion Wright

Absent or not voting were: Representatives

Butterfield Dee Draxler Ray

H.B. 45 was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:05 p.m., the House voted to adjourn until January 25, 2012, at 10:00 a.m.

THIRD DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:00 a.m.

Roll call showed all members present except Representative Patrick Painter, excused.

Prayer and Pledge of Allegiance led by Representative Patrice Arent.

INTRODUCTION OF BILLS

H.B. 85, Forensic Phlebotomy (V. Peterson), was read the first time by short title and referred to the Rules Committee.

H.B. 86, Posting of Trespass (J. Mathis), was read the first time by short title and referred to the Rules Committee.

H.B. 87, Billboard Revisions (M. Brown), was read the first time by short title and referred to the Rules Committee.

H.B. 88, Custody Amendments (R. Wilcox), was read the first time by short title and referred to the Rules Committee.

H.B. 295, Trademark Renewal Revisions (B. King), was read the first time by short title and referred to the Rules Committee.

H.B. 296, Social Services – Employment First Priority (R. Menlove), was read the first time by short title and referred to the Rules Committee.

H.B. 297, Highway Barricade Amendments (L. Perry), was read the first time by short title and referred to the Rules Committee.

COMMITTEE OF THE WHOLE

On motion of Representative Dee, the House resolved itself into a Committee of the Whole, with the Speaker as Chairwoman, for the purpose of hearing from Carlton Christensen, Incoming President of the Utah League of Cities and Towns.

On motion of Representative Dee, the Committee of the Whole was dissolved.

MISCELLANEOUS BUSINESS

On motion of Representative Powell, the House voted to reconsider its action on **H.B. 22**.

RECONSIDERATION OF H.B. 22

H.B. 22, CENTRALIZED NEW HIRE REGISTRY ACT AMENDMENTS, was before the House for reconsideration. Representatives Powell, Dougall, Nielson, and Anderson commented.

H.B. 22 passed on the following roll call:

Yeas, 39; Nays, 33; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Arent	Briscoe	Butterfield	Chavez–Houck
Cosgrove	Cox	D Brown	Daw
Doughty	Duckworth	Edwards	Eliason
Galvez	Handy	Harper	Hemingway
Hendrickson	Hutchings	Ivory	J Peterson
King	Last	Litvack	M Brown
McIff	Nielson	Perry	Pitcher
Poulson	Powell	Sandstrom	Sanpei
Seelig	Watkins	Wheatley	Wilcox
Wiley	Wilson	Lockhart	

Voting in the negative were: Representatives

Anderson	Barlow	Barrus	Bird
Christensen	Dee	Dougall	Draxler
Dunnigan	Fisher	Frank	Froerer
Gibson	Greenwood	Grover	Herrod
Hughes	Ipson	Kiser	Mathis
McCay	Menlove	Morley	Newbold
Noel	Oda	Ray	Snow
Sumsion	V Peterson	Vickers	Webb
Wright			

Absent or not voting were: Representatives

Moss	Painter	Sagers
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H.B. 22 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 47, REPORTING ABUSE OF A VULNERABLE ADULT, *Moss*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Litvack, the House voted to circle **H.B. 47**.

* * *

H.B. 1, PUBLIC EDUCATION BASE BUDGET AMENDMENTS, *Newbold*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Hughes, the House voted to circle **H.B. 1**.

* * *

H.B. 4, HIGHER EDUCATION BASE BUDGET, *Morley*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Morley, the House voted to circle **H.B. 4**.

* * *

H.B. 5, NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENTAL QUALITY BASE BUDGET, *Mathis*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Dougall, the House voted to circle **H.B. 5**.

* * *

H.B. 6, RETIREMENT AND INDEPENDENT ENTITIES BASE BUDGET, *Mathis*, was read the third time by short title and placed on its final passage.

On motion of Representative Ipson, the House voted to circle **H.B. 6**.

* * *

1st Sub. H.B. 251, UTAH STATE PERSONNEL MANAGEMENT ACT AMENDMENTS, *Daw*, was read the third time by short title and placed on its final passage. Representatives Litvack and Cox commented.

1st Sub. H.B. 251 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
Menlove	Morley	Newbold	Nielson
Noel	Oda	Perry	Pitcher
Poulson	Powell	Ray	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Fisher	McIff	Moss	Painter
Sagers			

1st Sub. H.B. 251 was transmitted to the Senate for its consideration.

* * *

H.B. 243, MUNICIPAL ELECTION REVISIONS, *Dougall*, was read the third time by short title and placed on its final passage.

H.B. 243 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Butterfield	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth

Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	Menlove	Morley
Newbold	Nielson	Noel	Oda
Perry	Pitcher	Poulson	Powell
Ray	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Bird	Briscoe	Fisher	McIff
Moss	Painter	Sagers	

H.B. 243 was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 249, SINGLE FAMILY ZONING DESIGNATION, *Sanpei*, was read the third time by short title and placed on its final passage. Representative Butterfield commented.

1st Sub. H.B. 249 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley

Newbold	Nielson	Noel	Oda
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Moss Painter

1st Sub. H.B. 249 was transmitted to the Senate for its consideration.

* * *

H.B. 253, VOTER REGISTRATION AMENDMENTS, *Powell*, was read the third time by short title and placed on its final passage.

On motion of Representative Powell, the House voted to circle **H.B. 253**.

* * *

H.B. 31, TAXES AND FEES ON EMERGENCY MEDICAL AIRCRAFT, *Painter*, was read the third time by short title and placed on its final passage.

On motion of Representative Dee, the House voted to circle **H.B. 31**.

* * *

H.B. 35, EXTENSION OF RECYCLING MARKET DEVELOPMENT ZONE TAX CREDITS, *Harper*, was read the third time by short title and placed on its final passage. Representatives King, Ivory, Briscoe, Menlove, and Litvack commented.

Representative Litvack proposed the following voice amendment:

1. Page 1, Line 17:
Delete “2021” and insert “2017”
2. Page 2, Line 49:
Delete “2021” and insert “2017”
3. Page 2, Line 52:
Delete “2021” and insert “2017”

4. Page 2, Line 54:
Delete “2021” and insert “2017”
5. Page 3, Line 62:
Delete “2020” and insert “2016”

Representative Handy commented. Representative Litvack’s motion to amend failed on the following roll call:

Yeas, 34; Nays, 39; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
Chavez–Houck	Cosgrove	Cox	Doughty
Duckworth	Edwards	Eliason	Fisher
Froerer	Handy	Hemingway	Hendrickson
Hutchings	King	Litvack	McIff
Moss	Pitcher	Poulson	Powell
Sagers	Seelig	Snow	Sumsion
V Peterson	Watkins	Wheatley	Wilcox
Wiley	Wilson		

Voting in the negative were: Representatives

Anderson	Bird	Butterfield	Christensen
D Brown	Daw	Dee	Dougall
Draxler	Dunnigan	Frank	Galvez
Gibson	Greenwood	Grover	Harper
Herrod	Hughes	Ipson	Ivory
J Peterson	Kiser	Last	Mathis
McCay	Menlove	Morley	Newbold
Nielson	Noel	Oda	Perry
Ray	Sandstrom	Sanpei	Vickers
Webb	Wright	Lockhart	

Absent or not voting were: Representatives

M Brown	Painter
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Representatives Eliason, Sumsion, and Butterfield commented.

H.B. 35 passed on the following roll call:

Yeas, 59; Nays, 11; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cosgrove	Cox

D Brown	Daw	Dee	Dougall
Draxler	Duckworth	Dunnigan	Edwards
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Harper
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	Kiser
Litvack	Mathis	McCay	McIff
Menlove	Morley	Newbold	Nielson
Noel	Oda	Perry	Pitcher
Powell	Ray	Sagers	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Webb	Wheatley	Wilcox
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Briscoe	Chavez–Houck	Doughty	Eliason
Handy	Hemingway	King	Moss
Poulson	Seelig	Wiley	

Absent or not voting were: Representatives

Arent	Last	M Brown	Painter
Watkins			

H.B. 35 was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Moss, the House voted to uncircle **H.B. 47**.

H.B. 47, REPORTING ABUSE OF A VULNERABLE ADULT, *Moss*, was before the House on its final passage. Representative Gibson commented.

H.B. 47 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover

Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
J Peterson	King	Kiser	Last
Litvack	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Ivory M Brown Painter

H.B. 47 was transmitted to the Senate for its consideration.

REPORTS OF STANDING COMMITTEES

Madam Speaker:

January 24, 2012

The Business and Labor Committee recommends **H.B. 29**, INSURANCE AMENDMENTS, by Representative J. Dunnigan, be replaced and favorably recommends **1st Sub. H.B. 29**, INSURANCE AMENDMENTS; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 33**, FIREWORKS AMENDMENTS, by Representative J. Dunnigan, with the following amendments:

1. Page 1, Line 26 through Page 2, Line 42:

26 53–7–225. Times for sale and discharge of fireworks.

27 (1) A person may sell Class C common state approved explosives [~~may be: (1) sold~~

28 each year] in the state as follows:

29 (a) beginning on June [26] 23 and ending on July [26] 27;

30 (b) beginning on December [26] { 30 } 29 and ending on {~~January 1~~} December 31 ; and

31 (c) [~~three~~] two days before and on the Chinese New {~~Year~~} Year's eve [~~; and~~].

32 (2) [~~discharged each year~~] A person may discharge Class C common state approved

- 33 explosives in the state as follows:
- 34 (a) between the hours of 11 a.m. and 11 p.m.:
- 35 [(a)] (i) beginning on [June 26] July 1 and ending on July [26;] 7;
and
- 36 (ii) beginning on July 21 and ending on July 27;
- 37 (b) beginning at 11 a.m. on December 31 and ending at 1 a.m. on
the following day;
- 38 and
- 39 (c) beginning at 11 a.m. on the Chinese New { Year } Year's
eve and ending at 1 a.m. on the
- 40 following day.
- 41 [(b) on January 1 and December 31; and]
- 42 [(c) the day before and on the Chinese New Year.]; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 39**, AMENDMENT TO UTAH OPTOMETRY PRACTICE ACT, by Representative J. Dunnigan, with the following amendments:

1. Page 1, Line 12:

12 circumstances to sell {~~eyeglasses~~} an ophthalmic lens
 without being licensed under the chapter.
2. Page 1, Lines 15 through 19:

15 ► allows a person in certain circumstances to sell, fit,
 adjust, and dispense {~~eyeglasses~~

16 ~~or spectacles~~} an ophthalmic lens without being licensed
 under the chapter;

17 ► requires a prescription for {~~eyeglasses~~} an
ophthalmic lens ; and

18 ► specifies the activities that the unlicensed person may
 engage in regarding the sale

19 or dispensing of {~~eyeglasses~~~~or~~~~spectacles~~} an
ophthalmic lens .
3. Page 3, Line 88:

88 (3) selling or providing contact lenses { ~~eyeglasses, or~~
~~spectacles~~ } or an ophthalmic lens in a manner

4. Page 4, Lines 94 through 95:

94 Part 8. Contact Lenses and {~~Eyeglasses~~} Ophthalmic Lenses

95 58-16a-801. Contact lens and {~~eyeglass~~} ophthalmic lens seller or provider.

5. Page 5, Lines 124 through 126:

124 (i) provides the {~~eyeglasses or spectacles~~} ophthalmic lens consistent with and in accordance with {~~an eyeglass~~} an unexpired prescription from a licensed physician or optometrist:

126 (ii) dispenses the {~~eyeglasses or spectacles~~} ophthalmic lenses within or from the state;

6. Page 5, Lines 134 through 136:

134 (i) sell, reproduce, or dispense {~~eyeglasses or spectacles~~} ophthalmic lenses ;

135 (ii) fit or adjust {~~eyeglasses, spectacles,~~} ophthalmic lenses or frames;

136 (iii) assist with the selection of frames for {~~eyeglasses or spectacles~~} ophthalmic lenses ;

7. Page 5, Line 139:

139 multi-focal ophthalmic lenses.

8. Page 5, Line 142:

142 accordance with Subsection (1), or to sell {~~eyeglasses or spectacles~~} ophthalmic lenses in accordance with

James A. Dunnigan, Chair

Reports filed. On motion of Representative Dunnigan, the reports of the Business and Labor committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

January 24, 2012

The Education Committee reports a favorable recommendation on **H.B. 15**, STATEWIDE ADAPTIVE TESTING, by Representative G. Hughes, with the following amendments:

1. Page 2, Lines 46 through 47:

46 (2) "Common core" means { ~~a~~ } the core set of
English language arts and mathematics
 47 standards developed { ~~by states~~ } and adopted by the State
Board of Education which define the ; and

The Education Committee recommends **H.B. 53**, UTAH EDUCATION NETWORK AMENDMENTS, by Representative R. Menlove, be replaced and reports a favorable recommendation on **1st Sub. H.B. 53**, UTAH EDUCATION NETWORK AMENDMENTS with the following amendments:

1. Page 2, Lines 36 through 37:

36 (i) coordinate and support the telecommunications needs of
 public and higher
 37 education, public libraries, and { ~~other state~~ } entities
affiliated with the state systems of public and higher education as
approved by the Utah Education Network Board , including the
statewide

2. Page 4, Line 116:

116 (f) { ~~may~~ } shall establish an advisory council to
assist the Utah Education Network Board in

Francis D. Gibson, Chair

Reports filed. On motion of Representative Gibson, the reports of the Education committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

January 24, 2012

The Health and Human Services Committee recommends **H.B. 46**, ELECTRONIC PERSONAL MEDICAL RECORDS, by Representative R. Menlove, be replaced and reports a favorable recommendation on **1st Sub. H.B. 46**, ELECTRONIC PERSONAL MEDICAL RECORDS with the following amendments:

1. Page 1, Lines 9 through 10:

9 This bill facilitates the enrollment of Medicaid beneficiaries,
 { ~~Children~~ } Children's Health Insurance Program

10 enrollees, and ~~{-public-}~~ state employees and their dependents into the electronic exchange of clinical health records.

2. Page 1, Lines 18 through 19:

18 ► amends the duties of the Public Employees Health Program to enroll ~~{-members-}~~ state employees and their dependents in

19 the electronic exchange of clinical health records unless the individual opts out.

3. Page 8, Line 242 through Page 9, Line 243:

242 (t) require ~~{-a member }~~ state employees and their dependents to participate in the electronic exchange of clinical health records

243 in accordance with Section 26-1-37 unless the enrollee opts out of participation. ; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 51**, MEDICAL SPECIALITY PRACTICE ACT AMENDMENTS, by Representative E. Vickers, with the following amendments:

1. Page 2, Line 55:

55 (xi) Chapter 70a, Physician Assistant Act ;
 (xii) Chapter 71, Naturopathic Physician Practice Act; and
 (xiii) Chapter 73, Chiropractic Physician Practice Act . ; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 55**, HEALTH CARE ASSOCIATED INFECTIONS, by Representative J. Draxler, with the following amendments:

1. Page 1, Line 17:

17 ► requires an ambulatory surgical facility, a general acute hospital, an end stage renal disease facility, and a specialty

2. Page 1, Line 27 through Page 2, Line 28:

27 ► states that the report ~~{-shall-}~~ may not be used as evidence in a criminal, civil, or

28 administrative proceeding; and

3. Page 3, Line 66:
66 [~~(5)~~] (6) “End stage renal disease facility” is as defined in Section 26–21–2.
 (7) “Epidemic” means the occurrence or outbreak in a community or region of
4. Page 3, Lines 73 through 74:
73 { ~~(7)~~ } (8) “General acute hospital” is as defined in Section 26–21–2.
74 [~~(6)~~] { (8) } (9) “Incubation period” means the time interval between exposure to an infectious
5. Page 3, Line 76:
76 [~~(7)~~] { ~~(9)~~ } (10) “Infected individual” means an individual who harbors an infectious agent and
6. Page 3, Line 79:
79 [~~(8)~~] { ~~(10)~~ } (11) “Infection” means the entry and development or multiplication of an
7. Page 3, Line 84:
84 [~~(9)~~] { ~~(11)~~ } (12) “Infectious agent” means an organism such as a virus, rickettsia, bacteria,
8. Page 3, Lines 86 through 88:
86 [~~(10)~~] { ~~(12)~~ } (13) “Infectious disease” means a disease of man or animals resulting from an
87 infection.
88 [~~(11)~~] { ~~(13)~~ } (14) “Isolation” means the separation, for the period of communicability, of
9. Page 4, Line 92:
92 [~~(12)~~] { ~~(14)~~ } (15) “Quarantine” means the restriction of the activities of well individuals or
10. Page 4, Line 95:
95 [~~(13)~~] { ~~(15)~~ } (16) “School” means a public, private, or parochial nursery school, licensed or
11. Page 4, Line 98:
98 [~~(14)~~] { ~~(16)~~ } (17) “Sexually transmitted disease” means those diseases transmitted through

12. Page 4, Line 100:

100 { ~~(17)~~ } (18) “Specialty hospital” is as defined in
Section 26-21-2.

13. Page 6, Lines 160 through 165:

160 (1) An ambulatory surgical facility, a general acute hospital,
{ and } a specialty hospital, an end stage renal disease facility,
and other facilities as required by rules of the Center for Medicare and
Medicaid Services

161 shall give the department access to the facility’s data on the
incidence and rate of health care

162 associated infections that the facility submits to the National
Healthcare Safety Network in the

163 Center for Disease Control pursuant to the Center for Medicare and
Medicaid Services rules for

164 infection reporting { under the Inpatient Prospective Payment
System } . Access to data under this

165 Subsection (1) may include data sharing through the National
Healthcare Safety Network.

Paul Ray, Chair

Reports filed. On motion of Representative Ray, the reports of the Health and Human Services committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

January 24, 2012

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 48**, COALITION OF ENERGY PRODUCING STATES, by Representative R. Barrus, with the following amendments:

1. Page 2, Line 30:

After “appoint” reinstate “two members,”

2. Page 2, Line 31:

Delete “one member” and insert “two members”

3. Page 2, Line 50:
After “Committee” reinstate “and the Public Utilities and Technology Interim Committee”

Michael E. Noel, Chair

Report filed. On motion of Representative Noel, the report of the Public Utilities and Technology committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

INTRODUCTION OF BILL

H.B. 89, Open Political Caucus Meetings (K. Powell), was read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 11:55 a.m., the House voted to adjourn until January 26, 2012, at 10:00 a.m.

JOINT CONVENTION

President Michael Waddoups called the Joint Convention to order at 6:20 p.m., in the Chamber of the Utah House of Representatives and recognized Rebecca Lockhart, Speaker of the House.

President Waddoups announced that a quorum of the House of Representatives and the Senate was present.

President Waddoups appointed a Joint Committee comprised of Senators Scott Jenkins, Wayne Niederhauser, and Ross Romero, and Representatives Brad Dee, Greg Hughes, and David Litvack to notify Governor Gary R. Herbert that the 2012 General Session of the Fifty–ninth Legislature is in Joint Convention and ready to hear his State–of–the–State address.

President Waddoups acknowledged special guests and elected and appointed officials in attendance at the Joint Convention.

Senator Scott Jenkins made a motion that the Legislature resolve into a Joint Convention and Committee of the Whole for the purpose of hearing Governor Herbert’s State–of–the–State address.

The Joint Committee escorted Governor Gary R. Herbert and First Lady Jeanette Herbert to the House rostrum.

**STATE-OF-THE-STATE ADDRESS
GOVERNOR GARY R. HERBERT**

Lt. Governor and Mrs. Bell; President Waddoups; Speaker Lockhart; members of the Utah Legislature; members of my Cabinet; Justices of the Utah Supreme Court; Utah's First Lady, my beautiful wife, Jeanette; and my fellow Utahns:

It is an honor and a privilege to address you this evening. As we assemble in this beautiful and historic chamber, let us take time to acknowledge those who protect our freedoms and keep our homeland safe.

This past August, I traveled to Iraq and Afghanistan to meet with some of our deployed Utah servicemen and women. It was a humbling experience. Our liberty – the free exercise of our God-given rights – is preserved by the men and women of our Armed Forces who willingly put themselves in harm's way for God, family and country. This past year, in the span of just over a month, we lost six Utah soldiers, sailors and marines in Afghanistan. These brave servicemen made the ultimate sacrifice in defense of this nation and the ideals which make it great. We also acknowledge the loss of Agent Jared Francom, tragically killed in the Ogden shooting incident just a few short weeks ago.

Tonight, we have as honored guests in the gallery, family members of those we have lost at home and abroad. As they stand, please join with me to acknowledge them, and thank them for their loved one's service and sacrifice.

As Governor of the great State of Utah, I am pleased to report that the state of our State is strong – and growing stronger. I want you to know I am very optimistic about Utah's future. While our national economy continues to struggle, the economy in Utah surges ahead. Our unemployment rate continues to steadily fall. We currently have the second-fastest rate of job creation in the nation. Every sector in our economy is growing again, except one. And I'm proud to say the sector that is not growing is state government.

Utah's success is not only consistently recognized, it is increasingly praised by those outside our borders. Now, some people have said I talk about our rankings a little too much – and it may be a fair observation. But I hope you are as proud of Utah as I am. We have a great state, we have a great message and we are making great progress. I believe Utah's Governor should be the State's chief advocate and champion, and I am simply not going to stop touting Utah's accomplishments.

I should point out that our accolades have less to do with "me" and everything to do with "we." Indeed, they reflect the efforts of individuals here in this room and many others across the state. Some of our recent recognitions include being named the state with the best economic outlook and the most dynamic economy. And, for the second consecutive year, Utah has been named the best state for business by Forbes Magazine. These rankings speak to Utah's economic strength. But this is not just about rankings; it is about economic recovery for the people

of Utah. My focus is on growing the economy because I know a strong economy fosters healthy communities and prosperous families.

While recognition is nice, the underlying reasons for that recognition are what are most important. Forbes wrote: “No state can match the consistent performance of Utah. It is the only state that ranks among the top 15 states in each of the six main categories [on which] we rate the states.” Those six categories are economic climate, growth prospects, labor supply, business costs, regulatory environment and quality of life. Tonight, I will use the criteria of those economic experts to highlight Utah’s progress and our prospects.

Let’s start with our current economic climate. In 2011, we added more than 36,000 jobs to our economy. Our unemployment rate has dropped from 7.5% to 6.0% today – a full 2.5% lower than the national average. Gross domestic product, personal income and business income continue to steadily rise. Utah still leads the nation in export growth. You might remember in last year’s State of the State, I challenged our business community to further increase our export growth – and they have responded with vigor. In 2011, we saw a 41% increase in exports, breaking records we set in 2009 and 2010.

Utah’s economic climate is healthy, but we must not relent in our efforts to improve. I recognize there are many people who are still hurting financially. I have met with many of you throughout the state. I want you to know, I am committed to working for all of you. There are, in fact, approximately 80,000 Utahns who are looking for work, and I will not rest – and I know that you in the Legislature will not rest – until every Utahn who wants a job can find a job.

My goal is to accelerate private sector job creation of 100,000 jobs in 1,000 days (www.utahjobsplan.com). I emphasize private sector, because it is the private sector – not government – that creates wealth, creates jobs and creates opportunities for Utah’s citizens. Government must create an environment where free enterprise can succeed and then get out of the way.

Let me give just one of many examples where business is thriving in Utah’s fertile field. Started 25 years ago in a garage, Lifetime Products now employs more than 1,300 people in Utah and was recently courted by many other domestic and international locations for a planned expansion. Ultimately, Lifetime determined that its home state of Utah was the best place to invest. This story is repeating itself hundreds of times across our state.

Utah’s steady job growth reaches far beyond the Wasatch Front. Last year, I visited 28 of Utah’s 29 counties – and don’t worry, Daggett County, I am headed your way soon! In my travels, I have been amazed at the creativity and ingenuity of our rural employers. For example, in the tiny town of Grouse Creek, I met Heather Warr, who is here with her family tonight. To supplement her family’s ranching income, Heather started an e-commerce business, selling western apparel and footwear online. Her company, standupranchers.com, now employs seven people – making Heather a major employer in a community of 100

residents. From fiber optic communications providers, to hay exporters, to composite manufacturers, to online retailers – people are finding unique opportunities and advantages in rural Utah. And Heather Warr exemplifies the innovation and initiative inherent in Utah’s people.

The second criterion is growth prospects. Utah is a fertile field in which to grow a new company, or to relocate or expand an existing company. This past September, I went to New York to meet with executives from L-3 Communications – a \$16 billion high-technology company with locations in 30 states and 20 countries. The purpose of my visit was to convince them to expand their Utah operations. And, I’ve got to admit, it wasn’t much of a “hard sell.” L-3 told me they love doing business in Utah. In fact, their Salt Lake City unit is one of their most successful and fastest-growing divisions. Not by coincidence, last month, L-3 announced it would be concentrating its growth here in Utah, building new office space and hiring hundreds of new employees. In the past year, expansions and new jobs have been announced not only by L-3, but by other international companies like eBay, Boeing, Morgan Stanley, IM Flash, and Pepperidge Farms, just to name a few.

I’m delighted to say something that not many Governors can say: Our state is growing now, and as we look to the horizon, Utah’s growth prospects are truly bright. Anyone who understands the free market knows that there are few things that hinder growth more than onerous taxation. As I did last year, and the year before that, in order to sustain our successful economic recovery, I say to you today and to the people of Utah – no new taxes!

And, in fact, I want to go one step further. Due to our wise trust fund management – and our nation-leading record of helping people move from unemployment back into the workforce – Utah is in a position to reduce our unemployment insurance tax rates. I call upon you, the Legislature, to support Senate Bill 129, sponsored by Senator Curt Bramble and Representative Jeremy Peterson, to provide this timely tax cut to all of Utah’s 85,000 employers, and allow them to create more jobs and hire more people.

The third criterion is labor supply, or, more aptly put, a skilled and educated workforce. I have said before – Utah is the best state for business because we have the best people for business. Utah has natural advantages with our young, fast-growing, tech-savvy, highly-educated, bilingual and industrious workforce. Utah is also a proud right-to-work state, and we are going to keep it that way. In today’s global marketplace, educating and graduating job-ready students is an economic imperative.

With the help of Representative Mel Brown and Senator Lyle Hillyard, we have expanded early intervention programs for our at-risk students, programs empirically proven to help reach our critical goal of reading proficiency by the end of the third grade. We will soon introduce additional online college courses, providing another avenue for high school students to earn college credit before

graduation. We are also expanding utahfutures.org, which provides students with online career counseling to ensure the education they receive today will get them a job tomorrow. My message to students is simple: “If you want a good job, get a good education.” Now, it is up to us – assembled here – to make sure they can! My top legislative priority is to fund the growth and continued innovation in our education system. My budget calls for maintaining base funding and for \$111 million in NEW money for our public schools, including a modest, but well-deserved, pay increase for our teachers. Post-secondary education is also increasingly becoming a necessity in today’s global marketplace, so I have set a goal that 66% of Utah adults will have a degree or professional certification by the year 2020. This is an ambitious goal, but an essential one – remember 66 by 2020! And working together, we will reach it!

The fourth criterion the economic experts considered is the cost of doing business, particularly the cost of energy. Because Utah’s electricity costs are an impressive 31 percent below the national average, we have a major competitive advantage over other states. In order to protect that advantage for the future, we must secure Utah’s supply of stable, low-cost energy, and we must do it now.

With Utah’s first 10-Year Strategic Energy Plan that I put in place last year, we are creating the framework to secure our energy independence. My administration is aggressively promoting responsible energy development in Utah. We have demonstrated, in the Uintah Basin and elsewhere, that developing our energy resources and being good stewards of the environment are not mutually exclusive propositions. One of the major challenges for energy development is that many of Utah’s natural resources must be extracted from federally-managed public lands. While we have made progress in persuading the federal government to site and permit oil and gas wells, there remain great challenges ahead. We cannot – and we will not – let the federal government halt responsible energy development in Utah.

And because we owe it to our children and their children, we must also innovate safer and cleaner ways to extract natural resources and utilize energy. As Governor, I am calling on the private sector and our major universities to lead out! Our goal is to create an “energy research triangle” that launches Utah into a new era of energy technology innovation! I firmly believe that all solutions and all opportunities must be based upon principles of free markets and free enterprise.

Therefore, we will partner with industry and caring citizens to tackle one of the greatest challenges we have with energy development in our state – the issue of air quality. We cannot control the weather, but neither can we ignore the human and economic consequences of poor air quality. I am taking the lead on this issue by building partnerships with Utah industries and households to set achievable and vital air quality goals. I will be announcing the details of my plan in the coming weeks. I can promise you this: The solutions to our unique Utah

challenges with air quality will come from Utah. Together, we can all do something to improve Utah's air.

The fifth category is state regulatory environment. Before they invest precious capital, entrepreneurs want a stable and predictable environment, and a responsible government. Utah boasts a long history of fiscally prudent governance. In contrast to the federal government, Utah has made the tough decisions to keep our fiscal house in order. We balance our budget and we save taxpayers millions every year by protecting our AAA credit rating. In addition, my budget proposal eliminates our remaining structural imbalance and calls for no additional borrowing. Those decisions provide the stable and steady environment the marketplace seeks and needs in order to thrive.

In my travels around the state, one of the most common concerns business owners share with me is the cost, complexity and uncertainty created by excessive government regulation. In last year's State of the State address, you will remember I ordered a review of all of Utah's business rules and regulations. It resulted in 368 proposed rule changes to improve Utah's already laudable regulatory environment – and we will work with you, the Legislature, to modify or repeal those rules that no longer serve a compelling public interest.

Now, frankly, the vast majority of regulations causing the most harm to Utah business come from Washington, D.C. – part of the regulatory colossus created by an overreaching, out-of-control, and out-of-touch federal government. I am firmly resolved to work with our Congressional delegation and my fellow Governors to tell the Washington bureaucrats to get out of the way of Utah's economic recovery, and stop the senseless flow of onerous and misguided regulation from our nation's capitol.

The last category by which Forbes judged Utah the best state for business is our quality of life. We are truly blessed to live in the Beehive State. Not only are we surrounded by unsurpassed natural beauty, we also enjoy the beauty of strong communities, strong families, and a culture of caring and service. Two months ago, a devastating wind storm tore through Davis and Weber counties leaving tons of debris and millions of dollars of damage in its wake. With a second storm threatening, local leaders were concerned debris could become airborne and cause even further damage. Tens of thousands of citizens sprang into action and fanned out across neighborhoods to assist in clean-up efforts. Volunteer crews accomplished in days what would have taken city and county crews months to do. It was a stunning and moving example of the spirit of volunteerism and love of neighbor which permeates Utah, and which contributes so greatly to Utah's outstanding quality of life.

It is also an impressive example of another Utah trait – our self-sufficiency. In Utah, we do not expect others to solve our problems. As a sovereign state, we not only have an obligation to find Utah solutions to Utah problems, we have a

right to do so. We will not capitulate to a federal government that refuses to be constrained by its proper and Constitutionally-limited role.

Whether fighting the federal government on ownership and control of our RS 2477 roads, restoring our mule deer population, defending multiple use of our public lands, ending the budget-busting drain of Medicaid, or challenging the constitutionality of mandatory nationalized healthcare in the Supreme Court, be assured that this Governor is firmly resolved to fortify our state as a bulwark against federal overreach.

Last October, in a one-room schoolhouse in Grouse Creek, Utah, I met a young boy named Heston. He told me that he had been taking piano lessons for one year and two months, and that he was going to play something for me after we had lunch.

I asked Heston if he was named after Charlton Heston, the actor.

One of his classmates helpfully piped up and said, “No, he was named after the tractor.”

After lunch, Heston made his way to the piano. Frankly, I was expecting a simple diddy like “Chopsticks.” Instead, I got Beethoven—dynamic and intricate music emanating from an old upright piano in a town two hours from the nearest stop light.

After young Heston finished his piece, I asked one of his classmates, “Are you sure he’s only been playing for one year and two months?”

She assured me that was the case, adding, “He’s what they call a prodigy.”

And, by the way, this young prodigy will be playing for us in the Rotunda after my address.

Utah is a state full of gems like Heston. Gems that, when polished and made to sparkle through hard work and the desire to succeed, add brilliance to our landscape. In every corner of our state, Utah’s source of richness and strength is its people. I am optimistic about Utah’s future because I believe in Utah’s people. Utah’s best days still lie ahead because Utahns are willing to work hard to be the architects of our own destiny. Utah is leading the way and setting the example for the rest of the nation to follow. In the darkest days of the economic crisis, Utah stood true to the founding principles of our great nation, and we now see the fruits of our determination.

I have spoken tonight of some of my goals and plans for the state. Having these goals and plans is important, but frankly writing things down on paper is the easy part. Making it work – the implementation and the execution – is what counts. Hard work demands dedication, determination, and discipline. Everything I do as Governor is examined through the lens of whether it helps grow the economy and create opportunity for Utah’s citizens.

That continues to be my commitment to you. I will keep my eye on the ball, and I will fight for sound and correct principles of fiscal prudence, limited

government, and individual liberty, coupled with personal responsibility. Whether preparing a household budget or a state budget, whether you are the Governor or a small business owner – and I have been both – the principles are the same. By adhering to sound principles now, we will build a bright future for tomorrow. Not only will Utah be the best state for business, we will continue to be a place where communities and families will thrive and prosper.

The State of our State is strong. I am committed to making it stronger. I am honored to serve as your Governor.

May God continue to bless you, our great nation, and the Great State of Utah.

* * *

On motion of Representative Dee, the House voted to print the complete text of the Governor's State-of-the-State address upon the pages of the Senate and House Journals.

On motion of Representative Dee, the Committee of the Whole and Joint Convention were dissolved and the Legislature adjourned until January 26, 2012.

FOURTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:15 a.m.

Roll call showed all members present except Representative Janice Fisher, excused.

Prayer offered by Dennis Wildman. Pledge of Allegiance led by Representative David Butterfield's daughters Reagan and Adrian Butterfield.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: January 25, 2012

The Senate passed **S.B. 10**, COLLEGE AND CAREER READINESS ASSESSMENT, by Senator M. Dayton, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 11**, DEPARTMENT OF ENVIRONMENTAL QUALITY BOARDS ADJUDICATIVE PROCEEDINGS, by Senator M. Dayton, and it is transmitted for consideration; and

The Senate passed **S.B. 13**, MEDICAL EXAMINER AMENDMENTS, by Senator A. Christensen, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 14**, TRANSPORTATION CORRIDOR PRESERVATION REVOLVING LOAN FUND AMENDMENTS, by Senator P. Knudson, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 15**, OFF-HIGHWAY VEHICLES AMENDMENTS, by Senator R. Okerlund, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 16**, BALLOT PROPOSITION AMENDMENTS, by Senator S. Jenkins, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 17**, CANDIDATE VACANCY AMENDMENTS, by Senator P. Knudson, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 18**, GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT – VOTER REGISTRATION RECORDS, by Senator M. Dayton, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 23**, LIFE SCIENCE AND TECHNOLOGY TAX CREDIT AMENDMENTS, by Senator C. Bramble, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 24**, RESEARCH TAX CREDIT AMENDMENTS, by Senator J. Valentine, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 26**, DISPOSITION OF REALIGNED HIGHWAYS REVISIONS, by Senator J. S. Adams, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 28**, STATE CONSTRUCTION CODE AMENDMENTS, by Senator J. Valentine, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 29**, STATE HIGHWAY SYSTEM MODIFICATIONS, by Senator K. Van Tassell, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 104**, REVISOR'S STATUTE, by Senator S. Jenkins, et al, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Madam Speaker: January 24, 2012

The Judiciary Committee reports a favorable recommendation on **H.B. 13**, OFFENDER REGISTRY REVIEW, by Representative J. Draxler, with the following amendments:

1. Page 1, Lines 18 through 20:
 - 18 • unlawful sexual conduct with a 16 or 17 year old; or
 - 19 • unlawful sexual activity with a minor; {~~or~~
 - 20 • a misdemeanor violation of voyeurism; }
2. Page 16, Lines 466 through 469:
 - 466 (a) the offender was convicted of:

467 (i) Section 76-5- { 40 } 401 , unlawful sexual activity with a minor:

468 (ii) Section 76-5-401.2, unlawful sexual conduct with a 16 or 17 year old; or

469 (iii) {-a misdemeanor violation of Section 76-9-702.7, voyeurism } any offense substantially equivalent to an offense listed in Subsection (a)(i) or (a)(ii) and is required to register under Subsection (1)(p)(ii), or (1)(p)(iv) : ; and

The Judiciary Committee recommends **H.B. 17**, SEX OFFENDER REGISTRY CHAPTER, by Representative J. Draxler, be replaced and favorably recommends **1st Sub. H.B. 17**, SEX OFFENDER REGISTRY CHAPTER; and

The Judiciary Committee reports a favorable recommendation on **H.B. 18**, KIDNAPPING OFFENDER AMENDMENTS, by Representative F. Cox; and

The Judiciary Committee reports a favorable recommendation on **H.B. 38**, COMPETENCY TO STAND TRIAL AMENDMENTS, by Representative K. McIff; and

The Judiciary Committee reports a favorable recommendation on **H.B. 204**, EXPEDITED JURY TRIAL ACT AMENDMENTS, by Representative B. King.

Kay McIff, Chair

Reports filed. On motion of Representative McIff, the reports of the Judiciary committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

January 24, 2012

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 14**, CIVIL COMMITMENT AMENDMENTS, by Representative B. Daw, with the following amendments:

1. Page 2, Line 57:

57 mouth { -of } or anus of either individual, regardless of the gender of either participant; or; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 40**, GAMBLING AMENDMENTS, by Representative D. Ipson.

Curt Oda, Chair

Reports filed. On motion of Representative Oda, the reports of the Law Enforcement and Criminal Justice committee were adopted and the bills were

considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker: January 24, 2012

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 60**, PROCEEDS FROM FEDERAL GRANTS FOR MINERS' HOSPITAL, by Representative C. Watkins; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 208**, LIMITS ON LANDOWNER LIABILITY FOR PUBLIC RECREATION, by Representative R. Barrus; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 269**, UTAH NATIONAL GUARD – OFFICER APPOINTMENT AMENDMENTS, by Representative V. Peterson.

Roger Barrus, Chair

Reports filed. On motion of Representative Barrus, the reports of the Natural Resources, Agriculture, and Environment committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker: January 24, 2012

The Transportation Committee reports a favorable recommendation on **H.B. 16**, DRIVER LICENSE REVISIONS, by Representative S. Barlow; and

The Transportation Committee reports a favorable recommendation on **H.B. 255**, MOTOR VEHICLE BUSINESS REGULATION PENALTIES, by Representative D. Ipson.

Brad Daw, Chair

Reports filed. On motion of Representative Daw, the reports of the Transportation committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

INTRODUCTION OF BILLS

H.B. 90, Public Meetings During Party Caucuses (K. Powell), was read the first time by short title and referred to the Rules Committee.

H.B. 91, Utah Enabling Act Litigation (K. Sumsion), was read the first time by short title and referred to the Rules Committee.

H.B. 92, Boating Revisions (R. Greenwood), was read the first time by short title and referred to the Rules Committee.

H.B. 93, Child Support – Health Insurance for Children with Disabilities (R. Edwards), was read the first time by short title and referred to the Rules Committee.

H.B. 94, Government Competition with Private Enterprise (J. Anderson), was read the first time by short title and referred to the Rules Committee.

H.B. 95, Retail Sale of Tobacco Products (P. Ray), was read the first time by short title and referred to the Rules Committee.

H.B. 299, Tax Revisions (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.B. 301, National Guard – Nonjudicial Punishment (V. Peterson), was read the first time by short title and referred to the Rules Committee.

H.B. 302, Land Use Penalties (M. Morley), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

H.B. 42, PERMANENT COMMUNITY IMPACT FUND BOARD GRANTS, *Painter*, was read the third time by short title and placed on its final passage. Representatives King and Watkins commented.

H.B. 42 passed on the following roll call:

Yeas, 68; Nays, 3; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Ipson	J Peterson

King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McCliff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Butterfield Ivory Sumsion

Absent or not voting were: Representatives

Draxler Fisher Hughes Hutchings

H.B. 42 was transmitted to the Senate for its consideration.

REPORTS OF STANDING COMMITTEES

Madam Speaker:

January 25, 2012

The Government Operations Committee reports a favorable recommendation on **H.B. 286**, STATE HOUSE BOUNDARY AMENDMENTS, by Representative K. Sumsion, with the following amendments:

1. Page 3, Lines 63 through 66:

63 490050003001057, 490050003001058, 490050003001059,
490050003001061, and

64 490050003001063 { ~~and 490050003002005~~ } .

65 { ~~(d) The following census blocks from the 2010 Census are placed into House District 4~~

66 and removed from House District 5: 490050012013039 and 490050012013040. }

2. Page 5, Lines 140 through 141:

140 (aa) The following census { ~~block~~ } blocks from the 2010 Census { ~~is~~ } are placed into House District 57

141 and removed from House District 27: 490490005052051,
490490005052052, 490490005052055, 490490005052057,
490490005052058, 490490005053017, 490490005053018,

490490005053022. 490490005053023. 490490005053024.
490490005053025. 490490005053026. 490490005053027.
490490005053028. 490490005053029. 490490005053030.
490490005053031. 490490005053032. 490490005053033.
490490005053034. 490490005053035. 490490005053036.
490490005053037. 490490005053038. 490490005053039.
490490005053040. 490490005053041. 490490005053042.
490490005053043. 490490005053044. 490490005053045.
490490005053046. 490490005053047. 490490005053048.
490490005053049. 490490005053050. 490490005053051.
490490005053052. 490490005053053. 490490005053054.
490490005053055. 490490005053056. 490490005053057.
490490005053058. 490490005053059. 490490005053060.
490490005053061. 490490005053062. 490490005053065.
490490005071018. 490490005071019. 490490005071020.
490490005071025. 490490005071026. 490490005071031.
490490005071032. 490490005071033. and 490490102101066.

3. Page 6, Lines 158 through 160:

158 (gg) The following census blocks from the 2010 Census are placed into House District

159 67 and removed from House District 66: 490490104112001, 490490104112002.

160 490490104112006, 490490104112007, 490490104112015, 490490104113161, 490490104113166, {-and } 490490104113267, 490490104113290 .

4. Page 8, Line 217:

217 Hills Drive.

(uu) The following census block from the 2010 Census is placed into House District 5 and removed from House District 4: 490050003003118.

(vv) The boundary of House District 3 is changed to follow the Trenton City municipal boundary so that all of Trenton City is within House District 3.

(ww) The boundary between House District 33 and House District 39 is changed to follow the West Valley City municipal boundary from the intersection of the West Valley City municipal boundary with 4000 West, west to the point where 4685 West in West Valley City, projected south, intersects with the West Valley City municipal boundary.

(xx) The boundary between House District 30 and House District 39 is changed to follow the West Valley City municipal boundary from the point where 4685 West in West Valley City, projected south, intersects with the West Valley City municipal boundary, west to the intersection of the municipal boundary with 4725 West.

(yy) The boundary between House District 30 and House District 38 is changed to follow the West Valley City municipal boundary from the intersection of the municipal boundary with 4725 West west to the intersection of the municipal boundary with 4800 West. ; and

The Government Operations Committee reports a favorable recommendation on **H.B. 287**, STATE BOARD OF EDUCATION BOUNDARY AMENDMENTS, by Representative K. Sumsion, with the following amendments:

1. Page 3, Line 89 through Page 4, Line 91:

89 (j) The following census blocks from the 2010 Census are placed into State Board of

90 Education District 12 and removed from State Board of Education District 9:

91 490490022011002, 490490022011003,
{-490490022011099, } and 490490101122121.

2. Page 5, Lines 121 through 122:

121 intersection of the Lehi municipal boundary with State Highway 68.

(q) The following census block from the 2010 Census is placed into State Board of Education District 12 and removed from State Board of Education District 13: 490490022011099.

Kraig Powell, Chair

Reports filed. On motion of Representative Powell, the reports of the Government Operations committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

THIRD READING CALENDAR

H.B. 50, REPEAL OF ELECTION CAMPAIGN FUND AND RELATED TAX RETURN DESIGNATION, *Dougall*, was read the third time by short title and placed on its final passage. Representatives Briscoe, Nielson, Sagers, McCay, Hemingway, Christensen, Cox, Briscoe, and Harper commented.

H.B. 50 passed on the following roll call:

Yeas, 51; Nays, 20; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Daw	Dee	Dougall	Draxler
Dunnigan	Eliason	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Herrod	Hutchings
Ipson	Ivory	J Peterson	Kiser
M Brown	Mathis	McCay	McIff
Menlove	Morley	Newbold	Noel
Oda	Perry	Ray	Sagers
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Webb	Wilcox
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Duckworth	Edwards	Hemingway
Hendrickson	King	Last	Litvack
Moss	Nielson	Pitcher	Poulson
Powell	Watkins	Wheatley	Wiley

Absent or not voting were: Representatives

Fisher	Hughes	Painter	Seelig
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H.B. 50 was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Harper, under suspension of the rules, the House voted to lift **H.B. 286** and **H.B. 287** from their place on the Third Reading Calendar and place them at the top of the Third Reading Calendar.

REPORTS OF STANDING COMMITTEES

Madam Speaker:

January 25, 2012

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 246**, COUNTY CORRECTIONAL FACILITIES FUNDING AMENDMENTS, by Representative M. Noel; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 273**, MUNICIPAL AND COUNTY DEVELOPMENT STANDARDS, by Representative B. Wilson, with the following amendments:

1. Page 1, Lines 13 through 15:

13 ▶ ~~{prohibits}~~ requires that a municipality or
 county ~~{from adopting}~~ that adopts an amendment to a
 specification

14 for a public improvement ~~{unless the municipality or county
 holds a public hearing~~

15 ~~and gives notices}~~ give notice ;

2. Page 2, Lines 37 through 45:

37 { ~~(1) A municipality may not adopt an amendment to a
 specification for a public~~

38 ~~improvement that applies to a subdivision or development unless
 the municipality:~~

39 ~~(a) holds a public hearing; and~~

40 ~~(b) gives notice of the hearing date, time, and place as provided
 in Subsection (2).~~

41 ~~(2) At least 30 days before the day of the public hearing
 described in Subsection (1)(a),~~

42 ~~a municipality shall:~~

43 ~~(a) mail notice to a person who requests with the municipality to
 receive notice of a~~

44 ~~proposed amendment to a public improvement specification; and~~

45 ~~(b) publish notice on the Utah Public Notice Website created in
 Section 63F-1-701. }~~ Prior to implementing an amendment to
 adopted specifications for public improvements that apply to subdivision
 or development, a municipality shall give 30 days mailed notice and an
 opportunity to comment to anyone who has requested the notice in
 writing.

3. Page 6, Lines 157 through 165:

157 { ~~(1) A county may not adopt an amendment to a
 specification for a public improvement~~

158 that applies to a subdivision or development unless the county:

159 (a) holds a public hearing; and

160 (b) gives notice of the hearing date, time, and place as provided in Subsection (2).

161 (2) At least 30 days before the day of the public hearing described in Subsection (1)(a),

162 a county shall:

163 (a) mail notice to a person who requests with the county to receive notice of a proposed

164 amendment to a public improvement specification; and

165 (b) publish notice on the Utah Public Notice Website created in Section 63F-1-701. } Prior to implementing an amendment to adopted specifications for public improvements that apply to subdivision or development, a county shall give 30 days mailed notice and an opportunity to comment to anyone who has requested the notice in writing.

Curt Webb, Chair

Reports filed. On motion of Representative Webb, the reports of the Political Subdivisions committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

January 25, 2012

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 210**, SEVERANCE TAX AMENDMENTS, by Representative J. Nielson, with the following amendments:

- 1. Page 5, Lines 146 through 148:

146 Section 7. Effective date.

(1) This bill takes effect on January 1, 2013.

147 (2) This bill { takes effect for } applies to a payment due for a taxable year beginning on or after January

148 1, 2013.; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.J.R. 6**, JOINT RESOLUTION ON SEVERANCE TAX, by Representative J. Nielson.

Patrick Painter, Chair

Reports filed. On motion of Representative Butterfield, the reports of the Revenue and Taxation committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker: January 25, 2012

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 263**, UNEMPLOYMENT BENEFITS FOR MILITARY SPOUSE, by Representative L. Hemingway.

Jim Bird, Chair

Report filed. On motion of Representative Sanpei, the report of the Workforce Services committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: January 26, 2012

The Senate passed **S.B. 20**, PETITIONS BY CANDIDATES OR POLITICAL PARTIES, by Senator P. Knudson, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 19**, VOTER INFORMATION PAMPHLETS, by Senator P. Knudson, et al, and it is transmitted for consideration.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

H.B. 286, STATE HOUSE BOUNDARY AMENDMENTS, *Sumsion*, was read the third time by short title and placed on its final passage. Representatives Cox and Frank commented.

H.B. 286, as amended, passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Fisher	Powell
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H.B. 286, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 287, STATE BOARD OF EDUCATION BOUNDARY AMENDMENTS, *Sumsion*, was read the third time by short title and placed on its final passage.

H.B. 287, as amended, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty

Draxler	Duckworth	Dunnigan	Edwards
Eliason	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Oda	Painter	Perry	Pitcher
Poulson	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Fisher	Harper	M Brown	Noel
Powell			

H.B. 287, as amended, was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Painter, the House voted to uncircle **H.B. 31**.

H.B. 31, TAXES AND FEES ON EMERGENCY MEDICAL AIRCRAFT, *Painter*, was before the House on its final passage.

H.B. 31, as amended, passed on the following roll call:

Yeas, 70; Nays, 1; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Ipson	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis

McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative was: Representative Anderson

Absent or not voting were: Representatives Fisher Hutchings Ivory Powell

H.B. 31, as amended, was transmitted to the Senate for its consideration.

RULES COMMITTEE REPORT

Madam Speaker: January 26, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

H.B. 63 Mobile Home Park Residency Act Amendments
(Rep. Janice Fisher)

EDUCATION

S.B. 10 College and Career Readiness Assessment
(Sen. M. Dayton) (Rep. K. Grover)

GOVERNMENT OPERATIONS

- S.B. 16** Ballot Proposition Amendments (Sen. S. Jenkins)
(Rep. B. Galvez)
- S.B. 17** Candidate Vacancy Amendments (Sen. P. Knudson)
(Rep. R. C. Webb)
- S.B. 18** Government Records Access and Management Act –
Voter Registration Records (Sen. M. Dayton)
(Rep. K. Grover)

HEALTH AND HUMAN SERVICES

H.B. 294 Amendments to Mental Health Practices Licensing Laws
(Rep. R. C. Webb)

S.B. 13 Medical Examiner Amendments (Sen. A. Christensen)
(Rep. P. Ray)

JUDICIARY

H.B. 74 Eminent Domain Amendments (Rep. M. Noel)

S.B. 11 Department of Environmental Quality Boards
Adjudicative Proceedings (Sen. M. Dayton)
(Rep. B. Wright)

S.B. 104 Revisor's Statute (Sen. S. Jenkins) (Rep. J. Peterson)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

H.B. 79 Enticing a Minor Amendments (Rep. R. C. Webb)

H.B. 282 Criminal Offense Amendments (Rep. P. Ray)

H.B. 289 Reauthorization of Corrections Education Programs
(Rep. C. Watkins)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

H.B. 86 Posting of Trespass (Rep. J. Mathis)

S.B. 15 Off-highway Vehicles Amendments (Sen. R. Okerlund)
(Rep. J. Draxler)

POLITICAL SUBDIVISIONS

H.B. 82 Architect's Licensing Revisions (Rep. J. Nielson)

H.B. 279 Utah Schools Seismic Hazard Inventory (Rep. L. Wiley)

PUBLIC UTILITIES AND TECHNOLOGY

H.C.R. 6 Navajo Electrification Demonstration Project Concurrent
Resolution (Rep. C. Watkins)

S.B. 28 State Construction Code Amendments (Sen. J. Valentine)
(Rep. K. Sumsion)

RETIREMENT AND INDEPENDENT ENTITIES

H.B. 265 Public Employee's Long-term Disability Act
Amendments (Rep. B. King)

REVENUE AND TAXATION

H.J.R. 11 Joint Resolution on Motor Vehicle Taxes and Fees
(Rep. J. Dougall)

S.B. 23 Life Science and Technology Tax Credit Amendments
(Sen. C. Bramble) (Rep. P. Painter)

S.B. 24 Research Tax Credit Amendments (Sen. J. Valentine)
(Rep. M. Newbold)

TRANSPORTATION

S.B. 14 Transportation Corridor Preservation Revolving Loan
Fund Amendments (Sen. P. Knudson) (Rep. R. C. Webb)

S.B. 26 Disposition of Realigned Highways Revisions
(Sen. J. S. Adams) (Rep. G. Froerer)

S.B. 29 State Highway System Modifications
(Sen. K. Van Tassell) (Rep. B. Daw)

WORKFORCE SERVICES AND COMMUNITY & ECONOMIC DEVELOPMENT

H.B. 78 Utah Division of Consumer Protection Amendments
(Rep. D. Brown)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

INTRODUCTION OF BILLS

H.B. 303, Insurance Coverage for Children with Hearing Impairments (R. Edwards), was read the first time by short title and referred to the Rules Committee.

H.B. 304, Access to Voter Date of Birth Records (R. Edwards), was read the first time by short title and referred to the Rules Committee.

H.J.R. 12, Joint Resolution on Property Tax Exemption for Certain Military Personnel (S. Sandstrom), was read the first time by short title and referred to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Madam Speaker:

January 25, 2012

The Business and Labor Committee reports a favorable recommendation on **H.B. 73, PRENEED FUNERAL INSURANCE FILINGS**, by Representative S. Barlow, and recommends it be placed on the Consent Calendar.

James Dunnigan, Chair

Report filed. On motion of Representative Dunnigan, the report of the Business and Labor committee was adopted and the bill was considered read the second time by short title and placed on the Consent Calendar.

* * *

Madam Speaker:

January 25, 2012

The Education Committee reports a favorable recommendation on **H.B. 62**, PROVISIONS REGARDING SCHOOL SUPPLIES, by Representative K. Powell, with the following amendments:

1. Page 2, Lines 44 through 49:

44 “NOTICE: FURNISHING THE ITEMS ON THIS LIST
 { ARE } IS OPTIONAL. NO ELEMENTARY
 45 SCHOOL STUDENT MAY BE REQUIRED TO BRING ANY OF
 THESE SUPPLIES TO
 46 SCHOOL. THIS LIST IS COMPILED SOLELY TO PROVIDE
 INFORMATION TO
 47 PARENTS OR GUARDIANS WHO WISH TO VOLUNTARILY
 FURNISH SUPPLIES FOR
 48 STUDENT USE. {~~EQUIVALENT~~} SUPPLIES WILL BE
 FURNISHED AS NECESSARY BY THE SCHOOL TO
 49 ALL STUDENTS FREE OF CHARGE { AS
 NECESSARY } .”

Francis Gibson, Chair

Report filed. On motion of Representative Gibson, the report of the Education committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

January 25, 2012

The Health and Human Services Committee reports a favorable recommendation on **H.B. 241**, FOSTER CARE AND KINSHIP PLACEMENT AMENDMENTS, by Representative C. Watkins.

Paul Ray, Chair

Report filed. On motion of Representative Vickers, the report of the Health and Human Services committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

January 25, 2012

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 70**, AIR QUALITY TASK FORCE, by Representative P. Arent, et al.

Michael Noel, Chair

Report filed. On motion of Representative Handy, the report of the Public Utilities and Technology committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 11:45 a.m., the House voted to adjourn until January 27, 2012, at 10:00 a.m.

FIFTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:10 a.m.

Roll call showed all members present except Representatives Janice Fisher and Daniel McCay, excused.

Prayer offered by Representative Dixon Pitcher. Pledge of Allegiance led by Representative Pitcher's granddaughter, Lynn Pitcher.

The Kanab High School singing group, "Express," sang, "The Star Spangled Banner."

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

January 26, 2012

The Senate passed **S.B. 30**, ADMINISTRATIVE RULES REAUTHORIZATION, by Senator H. Stephenson, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 125**, STATE SENATE BOUNDARY AMENDMENTS, by Senator R. Okerlund, et al, and it is transmitted for consideration.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILLS

H.B. 96, Prohibition of Sale or Use of Certain Software Programs (P. Arent), was read the first time by short title and referred to the Rules Committee.

H.B. 98, Continuous Eligibility for Medicaid (D. Sanpei), was read the first time by short title and referred to the Rules Committee.

H.B. 99, Background Check Fee Exemption for Firearm Purchase (B. Galvez), was read the first time by short title and referred to the Rules Committee.

H.B. 300, Illegal Alien Related Amendments (C. Herrod), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

H.B. 250, TAX CREDIT FOR DEPENDENT WITH A DISABILITY, *Dougall*, was read the third time by short title and placed on its final passage. Representatives Butterfield commented.

H.B. 250 passed on the following roll call:

Yeas, 47; Nays, 21; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
Butterfield	Chavez–Houck	Cosgrove	Cox
D Brown	Dee	Dougall	Doughty
Draxler	Duckworth	Edwards	Eliason
Gibson	Handy	Hemingway	Hendrickson
Herrod	Ipson	Ivory	King
Kiser	Litvack	McIff	Menlove
Moss	Newbold	Nielson	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Seelig	Snow	V Peterson
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Lockhart	

Voting in the negative were: Representatives

Anderson	Bird	Christensen	Daw
Dunnigan	Frank	Froerer	Galvez
Greenwood	Grover	Harper	Hughes
J Peterson	Last	Mathis	Morley
Oda	Sandstrom	Sanpei	Sumsion
Vickers			

Absent or not voting were: Representatives

Fisher	Hutchings	M Brown	McCay
Noel	Painter	Wright	

H.B. 250 was transmitted to the Senate for its consideration.

* * *

H.B. 28, ECONOMIC DEVELOPMENT TASK FORCE, *Wilson*, was read the third time by short title and placed on its final passage.

Representative Menlove proposed Amendment 1:

1. Page 2, Line 33

33 two of whom may be from the same political party , and including at least one member representing a rural area of the state :

2. Page 2, Line 35:

35 House of Representatives, no more than four of whom may be from the same political party , and including at least one member representing a rural area of the state :

Representative Menlove's motion to amend passed on a voice vote.

Representative Greenwood commented.

H.B. 28, as amended, passed on the following roll call:

Yeas, 63; Nays, 7; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Froerer	Galvez	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	McIff	Menlove	Moss
Newbold	Nielson	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	V Peterson	Vickers
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Anderson	Frank	Gibson	Herrod
Mathis	Morley	Sumsion	

Absent or not voting were: Representatives

Fisher	M Brown	McCay	Noel
Watkins			

H.B. 28, as amended, was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Bird, the House voted to uncircle **H.B. 24**.

H.B. 24, HEALTH INSURANCE FOR SCHOOL DISTRICTS, *Bird*, was before the House on its final passage.

On motion of Representative Bird, the House voted to delete **H.B. 24** in title and body and insert **1st Sub. H.B. 24**, HEALTH INSURANCE FOR SCHOOLS, in lieu thereof and consider it read the first, second, and third time by short title due to the title change.

Representative Christensen proposed Amendment 1:

1. Page 2, Line 47

47 (2) (a) A local school board may provide health care benefits to
 { ~~its~~ } the school district's employees.

2. Page 2, Line 49:

49 provide health care benefits to { ~~its~~ } the school
 district's employees.

3. Page 2, Lines 51 through 52:

51 health care benefits to { ~~its~~ } the school district's
 employees, or a group of local school boards joining together to

52 provide health care benefits to { ~~its~~ } the school
 district's employees shall, in accordance with Subsection (4), issue a

4. Page 2, Line 55:

55 (b) A local school board that awards a contract for health care
 benefits for { ~~its~~ } the school district's

5. Page 3, Line 59:

59 (c) If a local school board issued a request for proposal for
 health care benefits for { ~~its~~ } the school district's

Representative Christensen's motion to amend passed on a voice vote.

Representatives Litvack, Ivory, and Moss commented.

###

Representative V. Peterson proposed a voice amendment as follows:

1. Page 1, Line 17:
Delete “three” and insert “five”
2. Page 1, Line 20:
Delete “three” and insert “five”
3. Page 4, Line 98:
Delete “three” and insert “five”

Representative Eliason commented. Representative V. Peterson’s motion to amend passed on the following roll call:

Yeas, 43; Nays, 20; Absent or not voting, 12.

Voting in the affirmative were: Representatives

Arent	Barrus	Briscoe	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Frank
Gibson	Grover	Handy	Hemingway
Hendrickson	Hughes	Ipson	J Peterson
King	Litvack	M Brown	Mathis
McIff	Menlove	Moss	Newbold
Nielson	Poulson	Powell	Ray
Sandstrom	Sanpei	Seelig	Sumsion
V Peterson	Vickers	Wilcox	

Voting in the negative were: Representatives

Anderson	Barlow	Bird	Butterfield
Draxler	Froerer	Galvez	Greenwood
Harper	Ivory	Kiser	Oda
Perry	Pitcher	Sagers	Webb
Wheatley	Wiley	Wilson	Lockhart

Absent or not voting were: Representatives

Dougall	Fisher	Herrod	Hutchings
Last	McCay	Morley	Noel
Painter	Snow	Watkins	Wright

###

Representatives Briscoe, Sagers, Oda, and Eliason commented.

On motion of Representative Dunnigan, the House voted to circle **1st Sub. H.B. 24**.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, under suspension of the rules, the House voted to lift **S.B. 125** from the Rules Committee, consider it read the second time by short title and place it at the top of the Senate Third Reading Calendar.

On motion of Representative Dee, the House voted to move to the Senate Third Reading Calendar.

THIRD READING CALENDAR

S.B. 125 STATE SENATE BOUNDARY AMENDMENTS, *Okerlund*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Sumsion explained the bill.

S.B. 125 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Frank	Froerer	Galvez
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Fisher	Gibson	Hutchings	McCay
Morley	Snow		

S.B. 125 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

RULES COMMITTEE REPORT

Madam Speaker:

January 27, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

H.B. 288	Impact Fee Amendments (Rep. M. Morley)
H.B. 302	Land Use Penalties (Rep. M. Morley)

EDUCATION

H.B. 84	Teacher Licensing (Rep. G. Hughes)
H.B. 284	Higher Education Governance (Rep. J. Dougall)

GOVERNMENT OPERATIONS

H.B. 281	Human Services License Extensions (Rep. B. Last)
S.B. 19	Voter Information Pamphlets (Sen. P. Knudson) (Rep. K. Powell)
S.B. 20	Petitions by Candidates or Political Parties (Sen. P. Knudson) (Rep. K. Powell)

HEALTH AND HUMAN SERVICES

H.B. 76	Pharmacy Audit Rights (Rep. E. Vickers)
H.B. 85	Forensic Phlebotomy (Rep. V. Peterson)

JUDICIARY

H.B. 295	Trademark Renewal Revisions (Rep. B. King)
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LAW ENFORCEMENT AND CRIMINAL JUSTICE

H.B. 257	Controlled Substance Database Amendments (Rep. B. Daw)
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POLITICAL SUBDIVISIONS

H.B. 83	Reimbursement of Legal Fees and Costs to Officers and Employees Act Amendments (Rep. B. Dee)
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REVENUE AND TAXATION

H.B. 81 City or Town Option Sales and Use Tax Amendments
(Rep. B. Dee)

WORKFORCE SERVICES AND COMMUNITY & ECONOMIC DEVELOPMENT

S.B. 30 Administrative Rules Reauthorization
(Sen. H. Stephenson) (Rep. C. Oda)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

THIRD READING CALENDAR

H.B. 201, UTAH STATE WINTER SPORTS, *Eliason*, was read the third time by short title and placed on its final passage. Representative Cox commented.

H.B. 201 passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Frank	Froerer	Galvez	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McIff	Menlove	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Dougall	Fisher	Gibson	Hutchings
McCay	Morley	Painter	Snow

H.B. 201 was transmitted to the Senate for its consideration.

* * *

H.B. 280, FORECLOSURE NOTICE PROVISIONS ON RESIDENTIAL RENTAL PROPERTY, *Harper*, was read the third time by short title and placed on its final passage.

H.B. 280 passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Doughty	Draxler	Dunnigan
Edwards	Eliason	Frank	Froerer
Galvez	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Moss	Newbold	Nielson	Noel
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Dee	Dougall	Duckworth	Fisher
Gibson	Hutchings	McCay	Morley
Painter	Snow		

H.B. 280 was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 29, INSURANCE AMENDMENTS, *Dunnigan*, was read the third time by short title and placed on its final passage.

Representative Dunnigan proposed Amendment 3:

1. Page 38, Line 1172 through Page 39, Line 1179
 - 1172 (v) Chapter 14, Foreign Insurers; {~~or~~}
 - 1173 (e) a person:
 - 1174 (i) licensed or exempt from licensing under:
 - 1175 (A) Chapter 23a, Insurance Marketing – Licensing Producers, Consultants, and
 - 1176 Reinsurance Intermediaries; or
 - 1177 (B) Chapter 26, Insurance Adjusters; and
 - 1178 (ii) whose activities are limited to those authorized under the license the person holds
 - 1179 or for which the person is exempt {~~or~~} ; or
(f) an institution, bank, or financial institution:
(i) that is:
(A) an institution whose deposits and accounts are to any extent insured by a federal deposit insurance agency, including the Federal Deposit Insurance Corporation or National Credit Union Administration; or
(B) a bank or other financial institution that is subject to supervision or examination by a federal or state banking authority; and
(ii) that does not adjust claims without a third party administrator license.
2. Page 109, Line 3373 through Page 110, Line 3376:
 - 3373 (b) “Insurance fraud provisions” means:
 - 3374 (i) this chapter;
 - 3375 (ii) Section { ~~31A-2-110~~ } ~~34A-2-110~~ ; and
 - 3376 (iii) Section ~~76-6-521~~.

Representative Dunnigan’s motion to amend passed on a voice vote.

Representative King commented.

1st Sub. H.B. 29 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Moss	Newbold	Nielson	Noel
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Butterfield	Fisher	McCay	Morley
Painter			

1st Sub. H.B. 29 was transmitted to the Senate for its consideration.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

January 27, 2012

The Senate passed, **H.B. 286**, STATE HOUSE BOUNDARY AMENDMENTS, by Representative K. Sumsion, et al, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 287**, STATE BOARD OF EDUCATION BOUNDARY AMENDMENTS, by Representative K. Sumsion, et al, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: January 27, 2012

The Senate passed, as amended, **S.B. 39**, GUBERNATORIAL AUTHORITY OVER HIGHER EDUCATION OFFICIALS, by Senator S. Reid, et al, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was read the first time by short title and referred to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Madam Speaker: January 26, 2012

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 44**, THEFT AMENDMENTS, by Representative P. Ray; and

The Law Enforcement and Criminal Justice Committee recommends **H.B. 252**, POST CERTIFICATION WAIVERS, by Representative R. Greenwood, be replaced and favorably recommends **1st Sub. H.B. 252**, PEACE OFFICER STANDARDS AND TRAINING AMENDMENTS and, because of a change in the short title, consider it read for the first time; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 276**, AIDING SEXUAL SOLICITATION, by Representative P. Ray, with the following amendments:

- 1. Page 2, Line 29:

29 association with another, to be used for prostitution or the promotion of prostitution; ~~{-}~~ or ~~{-}~~

(iv) provides any service or commits any act that enables another person to commit a violation of this Subsection (1)(a) or facilitates another person’s ability to commit any violation of this Subsection (1)(a); or

- 2. Page 2, Lines 31 through 34:

31 of the acts prohibited by ~~[this subsection.]~~ Subsection (1)(a) ~~{-}~~
or }

32 ~~{-(c) provides any service or commits any act that enables another person to commit a~~

33 ~~violation of Subsection (1)(a) or facilitates another person's ability to commit a violation of~~

34 ~~Subsection (1).~~ } ; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 277**, GRAFFITI PARAPHERNALIA, by Representative J. Nielson.

Curtis Oda, Chair

Reports filed. On motion of Representative Hughes, the reports of the Law Enforcement and Criminal Justice committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

NOTICE OF BILL RETURNED TO RULES

Madam Speaker:

January 26, 2012

The Transportation Committee has returned **H.B. 264**, HIGH OCCUPANCY VEHICLE LANE AMENDMENTS, by Representative K. Sumsion, to the Rules Committee to be referred for interim study.

Bradley M. Daw, Chair

Report filed.

REPORTS OF STANDING COMMITTEES

Madam Speaker:

January 26, 2012

The Transportation Committee reports a favorable recommendation on **H.B. 266**, DRIVER EDUCATION AMENDMENTS, by Representative B. Daw, with the following amendments:

1. Page 1, Lines 23 through 24:

23 Other Special Clauses:

24 {~~None~~} This bill takes effect on July 1, 2012.

2. Page 13, Line 374:

374 that the applicant meets the requirements of 49 C.F.R., Part 383.77.

Section 5. Effective date.

This bill takes effect on July 1, 2012.

3. Page 1, Lines 13 through 14:

13 ► provides that the Driver License Division may not
license a person who is { 18 } 19 years

14 of age or older unless the person:

4. Page 2, Lines 35 through 39:

35 (1) (a) The division may not license a person who:

36 (i) is younger than 16 years of age;

37 (ii) if the person is { 17 } 18 years of age or younger,
has not completed a course in driver

38 training approved by the commissioner;

39 (iii) if the person is { 18 } 19 years of age or older has
not completed:

5. Page 11, Lines 320 through 322:

320 (c) An applicant is exempt from the requirement under
Subsection (6)(a)(i) if the

321 applicant:

322 (i) is { 18 } 19 years of age or older; and ; and

The Transportation Committee reports a favorable recommendation on **H.B. 268**, DRIVER LICENSE AMENDMENTS, by Representative V. Peterson, with the following amendments:

1. Page 1, Line 26:

26 {~~None~~} This bill takes effect on July 1, 2012.

2. Page 8, Line 232:

232 Subsection (8)(a)(vii) is guilty of a class A misdemeanor.

Section 2. Effective date.

This bill takes effect on July 1, 2012.

Bradley M. Daw, Chair

Reports filed. On motion of Representative Daw, the reports of the Transportation committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

January 26, 2012

The Government Operations Committee reports a favorable recommendation on **H.B. 215**, LABOR RELATED AMENDMENTS, by Representative M. Morley.

Kraig Powell, Chair

Report filed. On motion of Representative Powell, the report of the Government Operations committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

INTRODUCTION OF BILLS

H.B. 100, Social Worker Examination Amendments (D. Litvack), was read the first time by short title and referred to the Rules Committee.

H.B. 101, Tax Credits for Employing a Homeless Person (B. King), was read the first time by short title and referred to the Rules Committee.

H.B. 305, Construction Code Revisions (G. Froerer), was read the first time by short title and referred to the Rules Committee.

H.B. 307, Factual Innocence Amendments (B. Dee), was read the first time by short title and referred to the Rules Committee.

H.C.R. 7, Concurrent Resolution Designating Veterans Memorial Highway (C. Herrod), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

H.B. 33, FIREWORKS AMENDMENTS, *Dunnigan*, was read the third time by short title and placed on its final passage. Representatives Poulson, V. Peterson, and Doughty commented.

H.B. 33, as amended, passed on the following roll call:

Yeas, 60; Nays, 10; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Christensen
Cosgrove	Cox	D Brown	Daw

Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
McIff	Menlove	Newbold	Nielson
Noel	Oda	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Snow	Sumsion
Vickers	Watkins	Webb	Wheatley
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Chavez–Houck	Dougall	Gibson	Grover
M Brown	Mathis	Moss	Seelig
V Peterson	Wilcox		

Absent or not voting were: Representatives

Fisher	Greenwood	McCay	Morley
Painter			

H.B. 33, as amended, was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:00 p.m., the House voted to adjourn until January 30, 2012, at 10:00 a.m.

EIGHTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:00 a.m.

Roll call showed all members present.

Prayer offered by Sasha Seegmiller, Representative Brad Dee's intern. Pledge of Allegiance led by Boston Preisler, Representative Dee's grandson.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: January 30, 2012

The Senate passed, as amended, **S.B. 33**, TRESPASSING ON STATE LANDS, by Senator M. Dayton, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 93**, SCHOOL CONSTRUCTION REVISIONS, by Senator S. Jenkins, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 105**, UTAH FALLEN HEROES COMMEMORATION, by Senator W. Niederhauser, et al, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 106**, TOBACCO SETTLEMENT ACCOUNT AMENDMENTS, by Senator L. Hillyard, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 118**, TRANSFERABLE DEVELOPMENT RIGHTS AMENDMENTS, by Senator W. Niederhauser, et al, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILLS

H.B. 97, Racketeering Amendment (J. Seelig), was read the first time by short title and referred to the Rules Committee.

H.B. 102, Blasting Regulations (R. Edwards), was read the first time by short title and referred to the Rules Committee.

H.B. 103, Theft by Deception Amendment (C. Oda), was read the first time by short title and referred to the Rules Committee.

H.B. 104, Local Highway Authority Regulatory Powers (W. Harper), was read the first time by short title and referred to the Rules Committee.

H.B. 219, Use of Public Buildings (J. Nielson), was read the first time by short title and referred to the Rules Committee.

H.B. 220, Classification of Counties (R. Menlove), was read the first time by short title and referred to the Rules Committee.

H.B. 221, Sexual Trafficking (K. Grover), was read the first time by short title and referred to the Rules Committee.

H.B. 222, Escort Services Licensing Amendments (P. Ray), was read the first time by short title and referred to the Rules Committee.

H.B. 223, Retention of Evidence Amendments (B. Wilson), was read the first time by short title and referred to the Rules Committee.

H.B. 224, Political Subdivisions – Report of Receipts of Federal Money (K. Ivory), was read the first time by short title and referred to the Rules Committee.

H.B. 225, Child and Family Service Providers (C. Watkins), was read the first time by short title and referred to the Rules Committee.

H.B. 226, Closed Meeting Amendments (K. Powell), was read the first time by short title and referred to the Rules Committee.

H.B. 227, Sex Trafficking – Penalties (K. Grover), was read the first time by short title and referred to the Rules Committee.

H.B. 298, Motor Vehicle Safety Inspection Amendments (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.B. 306, Disposal of Unused Prescription Drugs (B. Daw), was read the first time by short title and referred to the Rules Committee.

H.B. 308, Parental Rights of Biological Fathers (C. Watkins), was read the first time by short title and referred to the Rules Committee.

H.B. 309, Distribution of Property by Chance (K. Powell), was read the first time by short title and referred to the Rules Committee.

H.C.R. 2, Concurrent Resolution Recognizing Historic and Economic Relationships Between Canada, the United States, and Utah (S. Handy), was read the first time by short title and referred to the Rules Committee.

H.C.R. 5, Concurrent Resolution Designating February 18, 2012 Congressional Gold Medal Day for Certain Veterans (C. Oda), was read the first time by short title and referred to the Rules Committee.

H.C.R. 8, Concurrent Resolution Recognizing the 100th Anniversary of the Girl Scouts of the USA (R. Chavez–Houck), was read the first time by short title and referred to the Rules Committee.

H.J.R. 2, Joint Resolution on World Class Curriculum (M. Poulson), was read the first time by short title and referred to the Rules Committee.

H.J.R. 8, Joint Resolution Applying for an Article V Amendments Convention (B. Daw), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 73, PRENEED FUNERAL INSURANCE FILINGS, *Barlow*, was read the third time by short title and placed on its final passage.

H.B. 73 passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Handy	Harper	Hemingway
Hendrickson	Hughes	Ipson	Ivory
J Peterson	Kiser	Last	Litvack
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry

Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Anderson	Draxler	Grover	Herrod
Hutchings	King	M Brown	Seelig
Wilcox			

H.B. 73 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 39, AMENDMENT TO UTAH OPTOMETRY PRACTICE ACT, *Dunnigan*, was read the third time by short title and placed on its final passage.

On motion of Representative Dunnigan, the House voted to circle **H.B. 39**.

* * *

H.B. 15, STATEWIDE ADAPTIVE TESTING, *Hughes*, was read the third time by short title and placed on its final passage. Representatives Briscoe and Sanpei commented.

Representative Wright proposed Amendment 1:

- 1. Page 6, Line 161

161 testing and evidence that the money was used to implement computer adaptive testing.

(8) The State Board of Education shall assure that computer adaptive tests are administered in compliance with the requirements of Chapter 13, Part 3, Utah Family Educational Rights and Privacy Act.

Representative Wright’s motion to amend passed on a voice vote.

Representative McIff commented.

H.B. 15, as amended, passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen

Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Anderson Hutchings Morley

H.B. 15, as amended, was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 53, UTAH EDUCATION NETWORK AMENDMENTS, *Menlove*, was read the third time by short title and placed on its final passage.

Representative Menlove proposed Amendment 2:

1. Page 3, Lines 68 through 69

68 (i) (A) The { ~~state superintendent of public instruction~~ }
 State Board of Education shall appoint four members to
 69 represent the state system of public education.

2. Page 3, Lines 70 through 71:

70 (B) In selecting members to represent the state system of public
 education, the { state
 71 superintendent of public instruction } State Board of
 Education shall select members from different regions of the state and

3. Page 3, Line 86:

86 (d) The governor, { ~~state superintendent of public~~
 instruction } State Board of Education . and commissioner of

Representative Menlove’s motion to amend passed on a voice vote.

1st Sub. H.B. 53, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Anderson	Hutchings	Ivory	Seelig
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1st Sub. H.B. 53, as amended, was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 46, ELECTRONIC PERSONAL MEDICAL RECORDS, *Menlove*, was read the third time by short title and placed on its final passage.

Representative Menlove proposed Amendment 1:

1. Page 1, Line 17
House Committee Amendments 1–25–2012

17 health records unless the individual opts out; {~~and~~}

2. Page 1, Line 19

House Committee Amendments 1–25–2012:

19 the electronic exchange of clinical health records unless the individual opts out. and

“ provides notice to individuals regarding the enrollment in the electronic exchange of clinical health records and the option to opt out of enrollment at any time;

3. Page 2, Line 47:

47 (iv) a requirement that ;

(A) a person receiving Medicaid services shall participate in the

4. Page 2, Line 49:

49 unless the individual opts out of participation ;

(B) prior to enrollment in the electronic exchange of clinical health records the enrollee shall receive notice of enrollment in the electronic exchange of clinical health records and the right to opt out of participation at any time; and

(C) beginning July 1, 2012, each time the program sends a written document to the enrollee and each time the enrollee logs onto the program’s website, the enrollee shall receive notice of the right to opt out of the electronic exchange of clinical health records .

5. Page 7, Line 190:

190 (vi) a requirement that ;

(A) enrollees in the program shall participate in the electronic

6. Page 7, Line 192:

192 enrollee opts out of participation ;

(B) prior to enrollment in the electronic exchange of clinical health records the enrollee shall receive notice of the enrollment in the electronic exchange of clinical health records and the right to opt out of participation at any time; and

(C) beginning July 1, 2012, each time the program sends a written document to the enrollee and each time the enrollee logs onto the program’s website, the enrollee shall receive notice of the right to opt out of the electronic exchange of clinical health records .

- 7. Page 8, Line 242
House Committee Amendments 1–25–2012:

242 (t) (i) require ~~H~~ → [a member] state employees and their dependents ← ~~H~~ to participate in

- 8. Page 9, Line 243:

243 in accordance with Section 26–1–37 unless the enrollee opts out of participation; and

(ii) prior to enrolling the state employee, each time the state employee logs onto the program’s website, and each time the enrollee receives written enrollment information from the program, provide notice to the enrollee of the enrollee’s participation in the electronic exchange of clinical health records and the option to opt out of participation at any time.

Representatives Sanpei and Dunnigan commented. Representative Menlove’s motion to amend passed on a voice vote.

Representative Litvack commented.

1st Sub. H.B. 46, as amended, passed on the following roll call:

Yeas, 66; Nays, 7; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Froerer	Galvez	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	V Peterson	Vickers	Watkins
Webb	Wheatley	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Fisher	Frank	Gibson	Herrod
Morley	Sumsion	Wilcox	

Absent or not voting were: Representatives

Dougall	Hutchings
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1st Sub. H.B. 46, as amended, was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Dunnigan, the House voted to uncircle **H.B. 39**.

H.B. 39, AMENDMENT TO UTAH OPTOMETRY PRACTICE ACT, *Dunnigan*, was before the House on its final passage.

On motion of Representative Dunnigan, the House voted to delete **H.B. 39** in title and body and insert **1st Sub. H.B. 39** in lieu thereof.

Representative Arent commented.

1st Sub. H.B. 39 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative Hutchings

1st Sub. H.B. 39 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 51, MEDICAL SPECIALITY PRACTICE ACT AMENDMENTS, Vickers, was read the third time by short title and placed on its final passage.

Representative Vickers proposed Amendment 5:

- 1. Page 2, Lines 56 through 57
House Committee Amendments 1–25–2012

56 (b) (i) A person shall submit a proposed amendment to a practice act listed in

57 Subsection (3)(a) to the board that represents the occupation or profession that will be { effected } affected

- 2. Page 3, Lines 60 through 61:

60 regarding the proposed amendment to the { Legislature } appropriate legislative committee .

61 (iii) { This } Subsection {-(3)} (1)(g) does not ;

(A) require a board’s approval to amend a practice act ; and (B) apply to technical or clarifying amendments to a practice act .

Representative Vickers’ motion to amend passed on a voice vote.

Representatives Daw, Nielson, McCay, and Cox commented.

H.B. 51, as amended, passed on the following roll call:

Yeas, 40; Nays, 31; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Barlow	Briscoe	Chavez–Houck
Cosgrove	D Brown	Daw	Doughty
Duckworth	Edwards	Eliason	Fisher
Froerer	Grover	Handy	Hemingway
Hendrickson	Ipson	King	Kiser
Last	Litvack	M Brown	McCliff

Menlove	Moss	Noel	Pitcher
Poulson	Sagers	Sandstrom	Sanpei
Seelig	Snow	Vickers	Watkins
Wheatley	Wiley	Wilson	Lockhart

Voting in the negative were: Representatives

Anderson	Barrus	Bird	Butterfield
Christensen	Cox	Dee	Dougall
Draxler	Dunnigan	Frank	Galvez
Gibson	Greenwood	Harper	Herrod
Hughes	Ivory	J Peterson	McCay
Morley	Newbold	Nielson	Oda
Perry	Powell	Sumsion	V Peterson
Webb	Wilcox	Wright	

Absent or not voting were: Representatives

Hutchings	Mathis	Painter	Ray
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H.B. 51, as amended, was transmitted to the Senate for its consideration.

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H.B. 55, HEALTH CARE ASSOCIATED INFECTIONS, *Draxler*, was read the third time by short title and placed on its final passage.

On motion of Representative Draxler, the House voted to circle **H.B. 55**.

* * *

H.B. 48, COALITION OF ENERGY PRODUCING STATES, *Barrus*, was read the third time by short title and placed on its final passage.

Representative Barrus proposed a voice amendment as follows:

1. Page 2, Line 31:
Refer to the standing committee report dated January 24, 2012 item 2
Delete "two members"

Representative Litvack proposed a substitute voice amendment to include Representative Barrus' amendment and to reinstate the language on lines 30 and 31.

Representative Litvack's substitute motion to amend failed on the following roll call:

Yeas, 25; Nays, 46; Absent or not voting, 4.**Voting in the affirmative were:** Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Cox	Doughty	Duckworth	Fisher
Handy	Hemingway	Hendrickson	J Peterson
King	Kiser	Litvack	Moss
Nielson	Pitcher	Poulson	Powell
Seelig	Watkins	Wheatley	Wiley
Lockhart			

Voting in the negative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	D Brown	Daw
Dee	Dougall	Draxler	Edwards
Eliason	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Harper
Herrod	Hughes	Ivory	Last
M Brown	McCay	McIff	Menlove
Morley	Newbold	Noel	Oda
Painter	Perry	Ray	Sagers
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Webb	Wilcox
Wilson	Wright		

Absent or not voting were: Representatives

Dunnigan	Hutchings	Ipson	Mathis
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Representative Barrus' motion to amend passed on a voice vote.

Representatives Powell, Arent, Hemingway, and Handy commented.

H.B. 48, as amended, passed on the following roll call:

Yeas, 57; Nays, 16; Absent or not voting, 2.**Voting in the affirmative were:** Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Daw	Dee	Dougall	Draxler
Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Herrod

Hughes	Ipson	Ivory	J Peterson
Kiser	Last	M Brown	Mathis
McCay	McIff	Menlove	Morley
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Ray
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wilcox	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Duckworth	Fisher	Hemingway
King	Litvack	Moss	Poulson
Powell	Seelig	Wheatley	Wiley

Absent or not voting were: Representatives

Hendrickson	Hutchings
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H.B. 48, as amended, was transmitted to the Senate for its consideration.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

January 30, 2012

The Senate passed **S.B. 36**, UTAH REVISED BUSINESS CORPORATION ACT AMENDMENTS RELATED TO TRANSFER OF CORPORATIONS, by Senator G. Davis, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 37**, INTERGENERATIONAL POVERTY PROVISIONS, by Senator S. Reid, et al, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 38**, WILDLAND FIRE AMENDMENTS, by Senator M. Dayton, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 89**, MUNICIPAL ELECTION AMENDMENTS, by Senator M. Dayton, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 90**, SECURITIES FRAUD REPORTING PROGRAM ACT AMENDMENTS, by Senator B. McAdams, et al, and it is transmitted for consideration; and

The Senate passed **1st Sub. S.B. 92**, DEPARTMENT OF COMMERCE LICENSE RELATED AMENDMENTS, by Senator K. Mayne, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 108**, FINANCIAL INSTITUTION AMENDMENTS, by Senator C. Bramble, et al, and it is transmitted for consideration; and

The Senate passed **S.B. 121**, WORKERS' COMPENSATION WAIVER AMENDMENTS, by Senator K. Mayne, et al, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORT

Madam Speaker: January 30, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

H.B. 306 Disposal of Unused Prescription Drugs (Rep. B. Daw)

EDUCATION

S.B. 39 Gubernatorial Authority over Higher Education Officials
(Sen. S. Reid)

S.B. 93 School Construction Revisions (Sen. S. Jenkins)

GOVERNMENT OPERATIONS

H.B. 296 Social Services – Employment First Priority
(Rep. R. Menlove)

HEALTH AND HUMAN SERVICES

H.B. 290 Divorce Orientation Class (Rep. J. Nielson)

1st Sub. S.B. 106 Tobacco Settlement Account Amendments
(Sen. L. Hillyard)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

H.B. 88 Custody Amendments (Rep. R. Wilcox)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

S.B. 33 Trespassing on State Lands (Sen. M. Dayton)

POLITICAL SUBDIVISIONS

S.B. 118 Transferable Development Rights Amendments
(Sen. W. Niederhauser)

PUBLIC UTILITIES AND TECHNOLOGY

H.B. 293 Amendments to Vehicle Oversize and Overweight Permits
(Rep. W. Harper)

TRANSPORTATION

H.B. 87 Billboard Revisions (Rep. M. Brown)

WORKFORCE SERVICES AND COMMUNITY & ECONOMIC DEVELOPMENT

S.B. 105 Utah Fallen Heroes Commemoration
(Sen. W. Niederhauser)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

REPORTS OF STANDING COMMITTEES

Madam Speaker: January 27, 2012

The Business and Labor Committee recommends **H.B. 61, PORTABLE ELECTRONICS INSURANCE RELATED AMENDMENTS**, by Representative T. Kiser, be replaced and favorably recommends **1st Sub. H.B. 61, PORTABLE ELECTRONICS INSURANCE RELATED AMENDMENTS**; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 214, PROFESSIONAL EMPLOYER ORGANIZATION LICENSING ACT AMENDMENTS**, by Representative J. Dunnigan, and recommends it be placed on the Consent Calendar.

James A. Dunnigan, Chair

Reports filed. On motion of Representative Dunnigan, the reports of the Business and Labor committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker: January 27, 2012

The Education Committee reports a favorable recommendation on **H.B. 65, COLLEGE AND CAREER COUNSELING FOR HIGH SCHOOL STUDENTS**, by Representative P. Arent; and

The Education Committee reports a favorable recommendation on **H.B. 261**, DIVIDING OF SCHOOL DISTRICTS AMENDMENTS, by Representative K. Sumsion, and recommends it be placed on the Consent Calendar; and

The Education Committee reports a favorable recommendation on **S.B. 10**, COLLEGE AND CAREER READINESS ASSESSMENT, by Senator M. Dayton, and, due to fiscal impact, recommends it be referred to the Rules Committee for prioritization.

Francis D. Gibson, Chair

Reports filed. On motion of Representative Gibson, the reports of the Education committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar, Consent Calendar, and returned to Rules due to fiscal impact.

* * *

Madam Speaker:

January 27, 2012

The Health and Human Services Committee recommends **H.B. 294**, AMENDMENTS TO MENTAL HEALTH PRACTICES LICENSING LAWS, by Representative R. C. Webb, be replaced and favorably recommends **1st Sub. H.B. 294**, AMENDMENTS TO MENTAL HEALTH PRACTICES LICENSING LAWS; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 13**, MEDICAL EXAMINER AMENDMENTS, by Senator A. Christensen, and, due to fiscal impact, recommends it be referred to the Rules Committee for prioritization.

Paul Ray, Chair

ReportS filed. On motion of Representative Ray, the reports of the Health and Human Services committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and returned to the Rules Committee due to fiscal impact.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:10 p.m., the House voted to adjourn until January 31, 2012, at 10:00 a.m.

NINTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:10 a.m.

Roll call showed all members present.

Prayer offered by Representative Fred Cox. Pledge of Allegiance led by Aleta Cox, Representative Cox's wife.

INTRODUCTION OF BILLS

H.B. 105, Official Voter Register Amendments (M. Newbold), was read the first time by short title and referred to the Rules Committee.

H.B. 106, Limitation on Collective Bargaining (K. Grover), was read the first time by short title and referred to the Rules Committee.

H.B. 107, Joint Custody Modifications (G. Froerer), was read the first time by short title and referred to the Rules Committee.

H.B. 108, Internet Gambling (S. Sandstrom), was read the first time by short title and referred to the Rules Committee.

H.B. 109, Use of Controlled Substances in Research (D. Sanpei), was read the first time by short title and referred to the Rules Committee.

H.B. 110, Utah Fit Premises Act Amendments (L. Hemingway), was read the first time by short title and referred to the Rules Committee.

H.B. 111, Amendments to Open and Public Meetings Act (C. Frank), was read the first time by short title and referred to the Rules Committee.

H.B. 112, Adoption Tax Credit Amendments (F. Gibson), was read the first time by short title and referred to the Rules Committee.

H.B. 113, High Risk Insurance Pool Amendments (J. Dunnigan), was read the first time by short title and referred to the Rules Committee.

H.B. 114, Massage Therapy Act Amendments (T. Cosgrove), was read the first time by short title and referred to the Rules Committee.

H.B. 115, Peer Assistance and Review Pilot Program (C. Moss), was read the first time by short title and referred to the Rules Committee.

H.B. 228, Criminal Gang Amendments (C. Oda), was read the first time by short title and referred to the Rules Committee.

H.B. 229, Constables Amendments (L. Perry), was read the first time by short title and referred to the Rules Committee.

H.B. 230, Utah Schools for the Deaf and the Blind Amendments (J. Seelig), was read the first time by short title and referred to the Rules Committee.

H.B. 231, Guardianship Amendments (K. Powell), was read the first time by short title and referred to the Rules Committee.

H.B. 232, Abuse, Neglect, and Division Definitions (C. Watkins), was read the first time by short title and referred to the Rules Committee.

H.B. 233, Political Party Registration Amendments (J. Nielson), was read the first time by short title and referred to the Rules Committee.

H.B. 234, Credit Reporting Amendments (J. Nielson), was read the first time by short title and referred to the Rules Committee.

H.B. 235, Offer of Judgment in Civil Cases (K. Ivory), was read the first time by short title and referred to the Rules Committee.

H.B. 236, Alimony Modifications (S. Sandstrom), was read the first time by short title and referred to the Rules Committee.

H.B. 237, Child Welfare Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

H.B. 238, Expunged Records Amendments (R. Greenwood), was read the first time by short title and referred to the Rules Committee.

H.B. 239, Pawnshop Record Amendments (R. Greenwood), was read the first time by short title and referred to the Rules Committee.

H.C.R. 9, Concurrent Resolution Recognizing 75th Anniversary of Ducks Unlimited (C. Oda), was read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, under suspension of the rules, the House voted to waive the 3 reading requirement on the base budget bills.

UNFINISHED BUSINESS

On motion of Representative Newbold, the House voted to uncircle **H.B. 1**.

H.B. 1, PUBLIC EDUCATION BASE BUDGET AMENDMENTS, *Newbold*, was before the House on its final passage.

H.B. 1 passed on the following roll call:

Yeas, 69; Nays, 2; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Powell Watkins

Absent or not voting were: Representatives

Anderson Herrod Painter Webb

H.B. 1 was transmitted to the Senate for its consideration.

* * *

On motion of Representative Morley, the House voted to uncircle **H.B. 4.**

H.B. 4, HIGHER EDUCATION BASE BUDGET, *Morley*, was before the House on its final passage.

H.B. 4 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative Painter

H.B. 4 was transmitted to the Senate for its consideration.

* * *

On motion of Representative Mathis, the House voted to uncircle **H.B. 5.**

H.B. 5, NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENTAL QUALITY BASE BUDGET, *Mathis*, was before the House on its final passage.

H.B. 5 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Painter

H.B. 5 was transmitted to the Senate for its consideration.

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On motion of Representative Ipson, the House voted to uncircle **H.B. 6**.

H.B. 6, RETIREMENT AND INDEPENDENT ENTITIES BASE BUDGET, *Ipson*, was before the House on its final passage.

H.B. 6 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck

Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
Painter

H.B. 6 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 13, OFFENDER REGISTRY REVIEW, *Draxler*, was read the third time by short title and placed on its final passage.

On motion of Representative Draxler, the House voted to circle **H.B. 13**.

* * *

1st Sub. H.B. 17, SEX OFFENDER REGISTRY CHAPTER, *Draxler*, was read the third time by short title and placed on its final passage.

1st Sub. H.B. 17 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty

Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
Painter

1st Sub. H.B. 17 was transmitted to the Senate for its consideration.

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H.B. 18, KIDNAPPING OFFENDER AMENDMENTS, Cox, was read the third time by short title and placed on its final passage. Representative Hemingway commented.

H.B. 18 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay

McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Grover	Painter	Sandstrom
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H.B. 18 was transmitted to the Senate for its consideration.

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H.B. 38, COMPETENCY TO STAND TRIAL AMENDMENTS, *McIff*, was read the third time by short title and placed on its final passage.

H.B. 38 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Dougall	Last	Painter
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H.B. 38 was transmitted to the Senate for its consideration.

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H.B. 204, EXPEDITED JURY TRIAL ACT AMENDMENTS, *King*, was read the third time by short title and placed on its final passage.

H.B. 204 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Dunnigan	Painter
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H.B. 204 was transmitted to the Senate for its consideration.

* * *

H.B. 14, CIVIL COMMITMENT AMENDMENTS, *Daw*, was read the third time by short title and placed on its final passage. Representative Hutchings commented.

On motion of Representative Dee, the House voted to circle **H.B. 14**.

* * *

H.B. 40, GAMBLING AMENDMENTS, *Ipson*, was read the third time by short title and placed on its final passage.

H.B. 40 passed on the following roll call:

Yeas, 72; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative was: Representative
Gibson

Absent or not voting were: Representatives
Hughes Painter

H.B. 40 was transmitted to the Senate for its consideration.

* * *

H.B. 60, PROCEEDS FROM FEDERAL GRANTS FOR MINERS’ HOSPITAL, *Watkins*, was read the third time by short title and placed on its final passage.

H.B. 60 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Moss
Newbold	Nielson	Noel	Oda
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Morley	Painter	Vickers
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H.B. 60 was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Bird, the House voted to uncircle **1st Sub. H.B. 24**.

1st Sub. H.B. 24, HEALTH INSURANCE FOR SCHOOL DISTRICTS, *Bird*, was before the House on its final passage.

Representative Bird made a motion to delete **1st Sub. H.B. 24** in title and body and insert **2nd Sub. H.B. 24** in lieu thereof. Representatives Ipson, Litvack, and Eliason commented.

Representative Bird's motion to substitute passed on a voice vote.

Representatives Dunnigan, Ivory, and Dee commented.

2nd Sub. H.B. 24, as amended, failed to pass on the following roll call:

Yeas, 25; Nays, 49; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Barrus	Bird	Christensen
Dougall	Duckworth	Eliason	Greenwood
Harper	Hemingway	Hughes	Hutchings
King	Kiser	Mathis	Morley
Newbold	Noel	Oda	Painter
Ray	Wilcox	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Arent	Barlow	Briscoe	Butterfield
Chavez–Houck	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Dunnigan	Edwards	Fisher	Frank
Froerer	Galvez	Gibson	Grover
Handy	Hendrickson	Herrod	Ipson
Ivory	J Peterson	Last	Litvack
M Brown	McCay	McIff	Menlove
Moss	Nielson	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Watkins	Webb	Wheatley
Wiley			

Absent or not voting was: Representative
Vickers

2nd Sub. H.B. 24 was filed.

* * *

On motion of Representative Daw, the House voted to uncircle **H.B. 14**.

H.B. 14, CIVIL COMMITMENT AMENDMENTS, *Daw*, was before the House on its final passage.

H.B. 14 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck

Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Dougall	Hughes	Last
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H.B. 14 was transmitted to the Senate for its consideration.

* * *

On motion of Representative Draxler, the House voted to uncircle **H.B. 55**.

H.B. 55, HEALTHCARE ASSOCIATED INFECTIONS, *Draxler*, was before the House on its final passage.

Representative Draxler proposed Amendment 2:

1. Page 2, Line 33

33 { None } This bill takes effect July 1, 2012.

2. Page 15, Line 431:

431 and rules adopted under this chapter.

Section 6. Effective Date

This bill takes effect July 1, 2012.

Representative Draxler's motion to amend passed on a voice vote.

Representatives Sumsion, Sagers, Barrus, Gibson, and Briscoe commented.

H.B. 55, as amended, passed on the following roll call:

Yeas, 48; Nays, 22; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Chavez–Houck	Christensen	Cosgrove
D Brown	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hendrickson	Hughes
Ipson	J Peterson	King	Kiser
Last	Litvack	M Brown	McIff
Menlove	Moss	Nielson	Noel
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sanpei	Seelig
Watkins	Wheatley	Wiley	Lockhart

Voting in the negative were: Representatives

Anderson	Butterfield	Cox	Dee
Dougall	Fisher	Frank	Hemingway
Herrod	Mathis	McCay	Morley
Newbold	Oda	Painter	Sandstrom
Snow	Sumsion	V Peterson	Webb
Wilcox	Wilson		

Absent or not voting were: Representatives

Daw	Hutchings	Ivory	Vickers
Wright			

H.B. 55, as amended, was transmitted to the Senate for its consideration.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

January 31, 2012

The Senate passed **S.B. 4**, BUSINESS, ECONOMIC DEVELOPMENT, AND LABOR BASE BUDGET, by Senator J. Stevenson, and it is transmitted for consideration; and

The Senate passed **S.B. 5**, EXECUTIVE OFFICES AND CRIMINAL JUSTICE BASE BUDGET, by Senator D. Thatcher, and it is transmitted for consideration; and

The Senate passed **S.B. 6**, INFRASTRUCTURE AND GENERAL GOVERNMENT BASE BUDGET, by Senator J. S. Adams, and it is transmitted for consideration; and

The Senate passed **S.B. 7**, NATIONAL GUARD, VETERANS' AFFAIRS, AND LEGISLATURE BASE BUDGET, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed **S.B. 8**, SOCIAL SERVICES BASE BUDGET, by Senator A. Christensen, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 32**, BREAST CANCER PREVENTION AMENDMENTS, by Senator K. Mayne, and it is transmitted for consideration; and

The Senate passed **S.B. 123**, PHARMACY PRACTICE ACT AMENDMENTS, by Senator P. Knudson, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORT

Madam Speaker: January 31, 2012

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 19**, State Issued Identification Numbers (Rep. W. Harper), be lifted from Rules and replaced with **1st Sub. H.B. 19**, State Issued Identification Numbers (Rep. W. Harper), and further recommends it be assigned to the House Government Operations Standing Committee.

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Madam Speaker: January 31, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

H.B. 305 Construction Code Revisions (Rep. G. Froerer)

- S.B. 36** Utah Revised Business Corporation Act Amendments Related to Transfer of Corporations (Sen. G. Davis)
- S.B. 90** Securities Fraud Reporting Program Act Amendments (Sen. B. McAdams)
- 1st Sub. S.B. 92** Department of Commerce License Related Amendments (Sen. K. Mayne)
- S.B. 108** Financial Institution Amendments (Sen. C. Bramble)

GOVERNMENT OPERATIONS

- H.B. 304** Access to Voter Date of Birth Records (Rep. R. Edwards)

HEALTH AND HUMAN SERVICES

- H.B. 100** Social Worker Examination Amendments (Rep. D. Litvack)

JUDICIARY

- H.B. 301** National Guard – Nonjudicial Punishment (Rep. V. Peterson)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

- H.B. 97** Racketeering Amendment (Rep. J. Seelig)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

- S.B. 38** Wildland Fire Amendments (Sen. M. Dayton)

POLITICAL SUBDIVISIONS

- H.B. 95** Retail Sale of Tobacco Products (Rep. P. Ray)
- S.B. 89** Municipal Election Amendments (Sen. M. Dayton)

TRANSPORTATION

- H.B. 92** Boating Revisions (Rep. R. Greenwood)
- H.C.R. 7** Concurrent Resolution Designating Veterans Memorial Highway (Rep. C. Herrod)

WORKFORCE SERVICES AND COMMUNITY & ECONOMIC DEVELOPMENT

- S.B. 37** Intergenerational Poverty Provisions (Sen. S. Reid)

S.B. 121 Workers' Compensation Waiver Amendments
(Sen. K. Mayne)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

REPORTS OF STANDING COMMITTEES

Madam Speaker: January 30, 2012

The Judiciary Committee reports a favorable recommendation on **H.B. 295**, TRADEMARK RENEWAL REVISIONS, by Representative B. King, with the following amendments:

1. Page 2, Line 42:

42 (I) within ~~{six months before the expiration of the registration}~~ the time prescribed in Subsection (2)(a)(i) ; and

The Judiciary Committee reports a favorable recommendation on **S.B. 11**, DEPARTMENT OF ENVIRONMENTAL QUALITY BOARDS ADJUDICATIVE PROCEEDINGS, by Senator M. Dayton; and

The Judiciary Committee reports a favorable recommendation on **S.B. 104**, REVISOR'S STATUTE, by Senator S. Jenkins.

Kay L. McIff, Chair

Reports filed. On motion of Representative McIff, the reports of the Judiciary committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker: January 30, 2012

The Law Enforcement and Criminal Justice Committee recommends **H.B. 49**, FIREARMS REVISIONS, by Representative P. Ray, be replaced and favorably recommends **1st Sub. H.B. 49**, FIREARMS REVISIONS; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 282**, CRIMINAL OFFENSE AMENDMENTS, by Representative P. Ray; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 289**, REAUTHORIZATION OF CORRECTIONS

EDUCATION PROGRAMS, by Representative C. Watkins, and recommends it be placed on the Consent Calendar.

Curtis Oda, Chair

Reports filed. On motion of Representative Oda, the reports of the Law Enforcement and Criminal Justice committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker:

January 30, 2012

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 86**, POSTING OF TRESPASS, by Representative J. Mathis, with the following amendments:

- 1. Page 1, Line 13:

- 13 This bill:
 - ▶ modifies the definition of “properly posted”;

- 2. Page 2, Lines 43 through 46:

- 43 (d) “Properly posted” means that { ~~“No Trespassing”~~ }
 - signs prohibiting trespass or { ~~a minimum of 100 square~~
 - 44 ~~inches of~~ } bright yellow, bright orange, or fluorescent paint
 - are clearly displayed ;
 - (i) at all corners, fishing

- 45 streams crossing property lines, roads, gates, and rights-of-way
 - entering the land { ~~.If metal~~

- 46 ~~fence posts are used, the entire exterior side shall be~~
 - ~~painted.~~ } ;or
 - (ii) in a manner that would reasonably be expected to be seen by a person
 - in the area.

- 3. Page 3, Lines 59 through 65:

- 59 (B) the owner’s employee; or

- 60 (C) a person with apparent authority to act for the owner; or

- 61 (ii) the land is fenced or otherwise enclosed in a manner that a
 - reasonable person

- 62 would recognize as intended to exclude intruders { ~~;~~
- 63 (iii) signs or markers are posted on the land that:
- 64 (A) indicate a property boundary or prohibit entry; and
- 65 (B) would reasonably be expected to be seen by a person in the
area. } ~~;~~

Roger E. Barrus, Chair

Report filed. On motion of Representative Barrus, the report of the Natural Resources, Agriculture, and Environment committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker: January 30, 2012

The Transportation Committee reports a favorable recommendation on **H.B. 68**, POWERSPORT VEHICLE FRANCHISE ACT AMENDMENTS, by Representative D. Sagers; and

The Transportation Committee reports a favorable recommendation on **S.B. 14**, TRANSPORTATION CORRIDOR PRESERVATION REVOLVING LOAN FUND AMENDMENTS, by Senator P. Knudson; and

The Transportation Committee reports a favorable recommendation on **S.B. 26**, DISPOSITION OF REALIGNED HIGHWAYS REVISIONS, by Senator J. S. Adams; and

The Transportation Committee reports a favorable recommendation on **S.B. 29**, STATE HIGHWAY SYSTEM MODIFICATIONS, by Senator K. Van Tassell.

Bradley M. Daw, Chair

Reports filed. On motion of Representative Daw, the reports of the Transportation committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker: January 30, 2012

The Government Operations Committee reports a favorable recommendation on **H.B. 281**, HUMAN SERVICES LICENSE EXTENSIONS, by Representative B. Last, and recommends it be placed on the Consent Calendar; and

The Government Operations Committee reports a favorable recommendation on **S.B. 17**, CANDIDATE VACANCY AMENDMENTS, by Senator P. Knudson.

Kraig Powell, Chair

Reports filed. On motion of Representative Powell, the reports of the Government Operations committee were adopted and the bills were considered read the second time by short title and placed on the Consent Calendar and Third Reading Calendar.

NOTICE OF BILL RETURNED TO RULES

Madam Speaker:

January 30, 2012

The Government Operations Committee has returned **H.J.R. 10**, JOINT RESOLUTION ON LEGISLATOR ELIGIBILITY, by Representative J. Dougall, to the Rules Committee and recommends that it be referred to the Constitutional Revision Commission for study.

Kraig Powell, Chair

Report filed. The bill was returned to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Madam Speaker:

January 30, 2012

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 82**, ARCHITECT'S LICENSING REVISIONS, by Representative J. Nielson.

R. Curt Webb, Chair

Report filed. On motion of Representative Webb, the report of the Political Subdivisions committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

January 30, 2012

The Revenue and Taxation Committee recommends **H.B. 75**, PROPERTY TAXATION OF LOW-INCOME HOUSING, by Representative J. Draxler, be replaced and favorably recommends **1st Sub. H.B. 75**, PROPERTY TAXATION OF LOW-INCOME HOUSING; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 81**, CITY OR TOWN OPTION SALES AND USE TAX AMENDMENTS, by Representative B. Dee, with the following amendments:

1. Page 1, Lines 10 through 16:

10 This bill amends the City or Town Option Sales and Use Tax Act
to address the imposition or repeal { an

11 ~~expiration date for~~ } of the tax.

12 Highlighted Provisions:

13 This bill:

14 ► amends the City or Town Option Sales and Use Tax Act
to address the imposition or repeal { ~~the June 30,~~

15 ~~2016, expiration date for~~ } of the tax beginning on July 1,
2016 ; and

16 ► makes technical and conforming changes.

2. Page 2, Lines 30 through 35:

30 (1) (a) Subject to the other provisions of this section and except
as provided in

31 Subsection (2) or (3) , {~~—~~} beginning on January 1, 2009
and ending on June 30, 2016, {~~—~~} if a city or town

32 receives a distribution for the 12 consecutive months of fiscal year
2005–06 because the city or

33 town would have received a tax revenue distribution of less than
.75% of the taxable sales

34 within the boundaries of the city or town but for Subsection
59–12–205(4)(a), the city or town

35 legislative body may impose a sales and use tax of up to .20% on the
transactions:

3. Page 2, Lines 52 through 53:

52 (3) (a) {~~—~~} Beginning on January 1, 2009 and
ending on June 30, 2016, to impose a tax under this part, a city or town
legislative body shall obtain

53 approval from a majority of the members of the city or town
legislative body.

(b) If, on June 30, 2016, a city or town is not imposing a tax under
this part, the city or town legislative body may not impose a tax under this

part beginning on or after July 1, 2016.

(c) If, on June 30, 2016, a city or town imposes a tax under this part, the city or town shall repeal the tax on July 1, 2016, unless, on or after April 1, {~~2016~~} 2012 but on or before June 30, 2016, the city or town legislative body obtains approval from a majority vote of the members of the city or town legislative body to continue to impose the tax. ; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 267**, VINTAGE TRAVEL TRAILERS, by Representative L. Perry, and recommends it be placed on the Consent Calendar.

Patrick Painter, Chair

Reports filed. On motion of Representative Painter, the reports of the Revenue and Taxation committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, under suspension of the rules, the House voted to lift **S.B. 4, S.B. 5, S.B. 6, S.B. 7, and S.B. 8** from the Rules Committee, consider them read the second time and place them on the Senate Third Reading Calendar.

* * *

On motion of Representative Dee, and at 12:00 noon, the House voted to adjourn until February 1, 2012, at 10:00 a.m.

TENTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:10 a.m.

Roll call showed all members present.

Prayer offered by Reverend Rob Bruendl, Pastor, Trinity United Methodist Church in Kearns and a guest of Representative Jennifer Seelig. Pledge of Allegiance led by Representative Seelig's intern, Heather McGee.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

January 31, 2012

The Senate passed, as amended, **S.B. 91**, UTAH UNIFORM SECURITIES ACT AMENDMENTS AND CIVIL ACTIONS, by Senator B. McAdams, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 97**, GRANTS FOR ONLINE TESTING, by Senator A. Osmond, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 129**, UNEMPLOYMENT INSURANCE MODIFICATIONS, by Senator C. Bramble, and it is transmitted for consideration.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILLS

H.B. 116, Probate Code Amendments (V. L. Snow), was read the first time by short title and referred to the Rules Committee.

H.B. 117, Firearm Modifications (K. Ivory), was read the first time by short title and referred to the Rules Committee.

H.B. 118, Storage of Electronic Records (B. Daw), was read the first time by short title and referred to the Rules Committee.

H.B. 119, Study on Signing Petitions Online (R. Chavez–Houck), was read the first time by short title and referred to the Rules Committee.

H.B. 120, Information Technology Cost–savings Incentive (L. Perry), was read the first time by short title and referred to the Rules Committee.

H.B. 121, Disabled Law Enforcement Officer Amendments (L. Perry), was read the first time by short title and referred to the Rules Committee.

H.B. 122, E–prescribing Amendments (E. Vickers), was read the first time by short title and referred to the Rules Committee.

H.B. 123, Education Savings Accounts (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.B. 218, Local School Board Business Administrator (D. McCay), was read the first time by short title and referred to the Rules Committee.

H.B. 240, Medical Retainer Agreements (K. Ivory), was read the first time by short title and referred to the Rules Committee.

H.B. 310, State and Political Subdivision Employment Amendments (D. McCay), was read the first time by short title and referred to the Rules Committee.

H.B. 311, Electronic Meetings for Charter School (B. Daw), was read the first time by short title and referred to the Rules Committee.

H.B. 312, Veteran Employment Tax Credit (D. Ipson), was read the first time by short title and referred to the Rules Committee.

H.B. 313, Local Health Regulation (J. Anderson), was read the first time by short title and referred to the Rules Committee.

H.B. 314, Wage Reporting Amendments (V. Peterson), was read the first time by short title and referred to the Rules Committee.

H.R. 1, Rules Resolution Requiring Notice of Request to Hold Bill (N. Hendrickson), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 214, PROFESSIONAL EMPLOYER ORGANIZATION LICENSING ACT AMENDMENTS, *Dunnigan*, was read the third time by short title and placed on its final passage.

H.B. 214 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Anderson	Edwards	Fisher	Seelig
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H.B. 214 was transmitted to the Senate for its consideration.

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H.B. 261, DIVIDING OF SCHOOL DISTRICTS AMENDMENTS, *Sumsion*, was read the third time by short title and placed on its final passage.

H.B. 261 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Eliason

Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Morley	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Edwards	Menlove	Painter
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H.B. 261 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

S.B. 4, BUSINESS, ECONOMIC DEVELOPMENT, AND LABOR BASE BUDGET, *Senator Stevenson*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Kiser explained the bill.

S.B. 4 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley

Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
Sumsion

S.B. 4 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 5, EXECUTIVE OFFICES AND CRIMINAL JUSTICE BASE BUDGET, *Senator Thatcher*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Hutchings explained the bill.

S.B. 5 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson

Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

McIff	Sumsion
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S.B. 5 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 6, INFRASTRUCTURE AND GENERAL GOVERNMENT BASE BUDGET, *Senator Adams*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Froerer explained the bill.

S.B. 6 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

McIff	Sumsion
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S.B. 6 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 7, NATIONAL GUARD, VETERANS' AFFAIRS, AND LEGISLATURE BASE BUDGET, *Senator Hillyard*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative M. Brown explained the bill.

S.B. 7 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
Sumsion

S.B. 7 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 8, SOCIAL SERVICES BASE BUDGET, *Senator Christensen*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Wright explained the bill.

S.B. 8 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative Sumsion

S.B. 8 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 11, DEPARTMENT OF ENVIRONMENTAL QUALITY BOARDS ADJUDICATIVE PROCEEDINGS, *Senator Dayton*, was read the third time by short title and placed on its final passage. Representative Wright explained the bill. Representatives King and Briscoe commented.

S.B. 11 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Hemingway	Kiser
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S.B. 11 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 104, REVISOR'S STATUTE, *Senator Jenkins*, was read the third time by short title and placed on its final passage. Representative J. Peterson explained the bill.

S.B. 104 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck

Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Edwards	Hemingway	M Brown
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S.B. 104 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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S.B. 14, TRANSPORTATION CORRIDOR PRESERVATION REVOLVING LOAN FUND AMENDMENTS, *Senator Knudson*, was read the third time by short title and placed on its final passage. Representative Webb explained the bill.

S.B. 14 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson

Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
M Brown

S.B. 14 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 26, DISPOSITION OF REALIGNED HIGHWAYS REVISIONS, *Senator Adams*, was read the third time by short title and placed on its final passage. Representative Froerer explained the bill.

S.B. 26 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray

Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Lockhart	

Absent or not voting were: Representatives

Edwards	M Brown	McCay	Wright
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S.B. 26 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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S.B. 29, STATE HIGHWAY SYSTEM MODIFICATIONS, *Senator Van Tassell*, was read the third time by short title and placed on its final passage. Representative Daw explained the bill.

S.B. 29 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Ipson	Ivory	King	Kiser
Last	Litvack	Mathis	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Dunnigan	Hughes	Hutchings	J Peterson
M Brown	McCay	Sanpei	

S.B. 29 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 17, CANDIDATE VACANCY AMENDMENTS, *Senator Knudson*, was read the third time by short title and placed on its final passage. Representative Webb explained the bill.

S.B. 17 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Dunnigan M Brown

S.B. 17 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

REPORTS OF STANDING COMMITTEES

Madam Speaker:

January 31, 2012

The Government Operations Committee reports a favorable recommendation on **S.B. 18**, GOVERNMENT RECORDS ACCESS AND

MANAGEMENT ACT – VOTER REGISTRATION RECORDS, by Senator M. Dayton, with the following amendments:

- 1. Page 3, Lines 80 through 86:

80 (h) that part of a record indicating a person’s Social Security number or federal

81 employer identification number if provided under Section 31A–23a–104, 31A–25–202,

82 31A–26–202, 58–1–301, 58–55–302, 61–1–4, or 61–2f–203;

83 (i) that part of a voter registration record identifying a voter’s;

84 (i) driver license or identification card number[~~];~~];

85 (ii) Social Security number, or last four digits of the Social Security number; {~~or~~ }

86 (iii) email address; or
(iv) birth date;

Kraig Powell, Chair

Report filed. On motion of Representative Galvez, the report of the Government Operations committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

January 31, 2012

The Business and Labor Committee reports a favorable recommendation on **H.B. 288**, IMPACT FEE AMENDMENTS, by Representative M. Morley; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 302**, LAND USE PENALTIES, by Representative M. Morley, with the following amendments:

- 1. Page 2, Lines 41 through 45:

41 (a) written notice, by mail or hand delivery, of each ordinance violation to the address

42 of the:

43 (i) owner of record on file in the office of the county recorder; or

44 (ii) person designated, in writing, by the owner of
{~~recorder~~ } record as the owner’s agent for the

45 purpose of receiving notice of an ordinance violation;

2. Page 3, Lines 63 through 65:

63 (i) owner of record on file in the office of the county recorder; or

64 (ii) person designated, in writing, by the owner of
 {~~recorder~~} record as the owner's agent for the

65 purpose of receiving notice of an ordinance violation; ; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 306**, DISPOSAL OF UNUSED PRESCRIPTION DRUGS, by Representative B. Daw, with the following amendments:

1. Page 1, Line 9:

9 This bill amends the Pharmacy Practice Act to require the
 {~~pharmacy board~~} division to adopt

2. Page 1, Line 14:

14 ► enacts a requirement that the {~~pharmacy~~
 board-} division allow a pharmacy to take back unused

3. Page 1, Line 16:

16 ► requires the {~~pharmacy board~~} division to
 enact administrative rules regarding unused drug

4. Page 2, Lines 31 through 32:

31 administrative rules adopted by the {~~board~~} division .

32 (2) The {~~board~~} division shall adopt administrative
rules regarding a pharmacy accepting unused

James A. Dunnigan, Chair

Reports filed. On motion of Representative Pitcher, the reports of the Business and Labor committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

January 31, 2012

The Education Committee reports a favorable recommendation on **H.B. 206**, CURRICULUM OPTIONS FOR SECONDARY SCHOOL STUDENTS, by Representative J. Dougall, with the following amendments:

- 1. Page 2, Lines 29 through 30:

29 If a [~~school district~~] secondary student { ~~-or~~ } and the
secondary student's parent or guardian.

30 { ~~-determines-~~} determine that [a] the secondary
 student's career and technical education goals are better; and

The Education Committee reports a favorable recommendation on **H.B. 258**, EDUCATION FUNDING AMENDMENTS, by Representative K. Powell; and

The Education Committee recommends **S.B. 39**, GUBERNATORIAL AUTHORITY OVER HIGHER EDUCATION OFFICIALS, by Senator S. Reid; and

The Education Committee recommends **S.B. 93**, SCHOOL CONSTRUCTION REVISIONS, by Senator S. Jenkins, be replaced, reports a favorable recommendation on **1st Sub. S.B. 93**, RETENTION PROCEEDS REVISIONS, with the following amendments, and, due to unknown fiscal impact, recommends the substitute be referred to the Rules Committee pending completion of a fiscal note.

- 1. Page 7, Lines 199 through 200:

199 (6) (a) A local school board may require in the proposed
 contract that [~~at least 10%~~] { up

200 ~~to~~ } at least 5% of the contract price be withheld until the
 project is completed and accepted by the

Francis D. Gibson, Chair

Reports filed. On motion of Representative Gibson, the reports of the Education committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

1st Sub. S.B. 93 was read the first and second times by short title and referred to the Rules Committee.

* * *

Madam Speaker:

January 31, 2012

The Health and Human Services Committee reports a favorable recommendation on **1st Sub. S.B. 106**, TOBACCO SETTLEMENT ACCOUNT AMENDMENTS, by Senator L. Hillyard; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 85**, FORENSIC PHLEBOTOMY, by Representative V. Peterson, and recommends it be placed on the Consent Calendar.

Paul Ray, Chair

Reports filed. On motion of Representative Dee, the reports of the Health and Human Services committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker:

January 31, 2012

The Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 28**, STATE CONSTRUCTION CODE AMENDMENTS, by Senator J. Valentine, with the following amendments:

1. Page 1, Line 15:

15 2011 edition;

▶ modifies an adopted amendment to the National Electrical Code;

2. Page 10, Lines 235 through 237:

235 (1) ~~{During the period of time when the adopted IRC has not yet incorporated the latest~~

236 ~~residential electrical provisions contained in the adopted NEC, the}~~ The IRC provisions ~~{shall prevail~~

237 ~~as the}~~ are adopted as the residential electrical standards applicable to installations applicable under the; and

The Public Utilities and Technology Committee reports a favorable recommendation on **H.C.R. 6**, NAVAJO ELECTRIFICATION DEMONSTRATION PROJECT CONCURRENT RESOLUTION, by Representative C. Watkins, and recommends it be placed on the Consent Calendar; and

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 293**, AMENDMENTS TO VEHICLE OVERSIZE AND OVERWEIGHT PERMITS, by Representative W. Harper, and recommends it be placed on the Consent Calendar.

Michael E. Noel, Chair

Reports filed. On motion of Representative Handy, the reports of the Public Utilities and Technology committee were adopted and the bills were considered

read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker: January 31, 2012
 The Law Enforcement and Criminal Justice Committee has returned **H.B. 79**, ENTICING A MINOR AMENDMENTS, by Representative R. C. Webb, to the Rules Committee; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 88**, CUSTODY AMENDMENTS, by Representative R. Wilcox, with the following amendments:

1. Page 1, Lines 11 through 13:
 - 11 This bill:
 - 12 ► adds to the divorce statute a statement that the court may not discriminate against a
 - 13 parent based on age, race, color, national origin, religious preference, or gender when deciding custody.
2. Page 2, Lines 29 through 30:
 - 29 (a) In determining any form of custody, the court may not discriminate against a parent
 - 30 due to gender, race, color, national origin, religious preference, or age, but shall consider the best interests of the child; and

The Law Enforcement and Criminal Justice Committee recommends **H.B. 257**, CONTROLLED SUBSTANCE DATABASE AMENDMENTS, by Representative B. Daw, be replaced and favorably recommends **1st Sub. H.B. 257**, CONTROLLED SUBSTANCE DATABASE AMENDMENTS.

Curtis Oda, Chair

Reports filed. On motion of Representative Oda, the reports of the Law Enforcement and Criminal Justice committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

RULES COMMITTEE REPORT

Madam Speaker: February 1, 2012
 The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

- H.B. 110** Utah Fit Premises Act Amendments
(Rep. L. Hemingway)
- S.B. 32** Breast Cancer Prevention Amendments (Sen. K. Mayne)
- S.B. 91** Utah Uniform Securities Act Amendments and Civil
Actions (Sen. B. McAdams)
- S.B. 129** Unemployment Insurance Modifications
(Sen. C. Bramble)

EDUCATION

- H.J.R. 2** Joint Resolution on World Class Curriculum
(Rep. M. Poulson)
- S.B. 97** Grants for Online Testing (Sen. A. Osmond)

GOVERNMENT OPERATIONS

- H.B. 233** Political Party Registration Amendments
(Rep. J. Nielson)
- H.C.R. 8** Concurrent Resolution Recognizing the 100th
Anniversary of the Girl Scouts of the USA
(Rep. R. Chavez–Houck)

HEALTH AND HUMAN SERVICES

- H.B. 98** Continuous Eligibility for Medicaid (Rep. D. Sanpei)
- H.B. 109** Use of Controlled Substances in Research
(Rep. D. Sanpei)
- S.B. 123** Pharmacy Practice Act Amendments (Sen. P. Knudson)

JUDICIARY

- H.B. 309** Distribution of Property by Chance (Rep. K. Powell)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

- H.B. 99** Background Check Fee Exemption for Firearm Purchase
(Rep. B. Galvez)
- H.B. 117** Firearm Modifications (Rep. K. Ivory)
- H.B. 307** Factual Innocence Amendments (Rep. B. Dee)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

- H.C.R. 5** Concurrent Resolution Designating February 18, 2012
Congressional Gold Medal Day for Certain Veterans
(Rep. C. Oda)

H.C.R. 9 Concurrent Resolution Recognizing 75th Anniversary of Ducks Unlimited (Rep. C. Oda)

POLITICAL SUBDIVISIONS

H.B. 220 Classification of Counties (Rep. R. Menlove)

PUBLIC UTILITIES AND TECHNOLOGY

H.B. 96 Prohibition of Sale or Use of Certain Software Programs (Rep. P. Arent)

REVENUE AND TAXATION

H.B. 101 Tax Credits for Employing a Homeless Person (Rep. B. King)

H.J.R. 12 Joint Resolution on Property Tax Exemption for Certain Military Personnel (Rep. S. Sandstrom)

TRANSPORTATION

H.B. 297 Highway Barricade Amendments (Rep. L. Perry)

WORKFORCE SERVICES AND COMMUNITY & ECONOMIC DEVELOPMENT

H.C.R. 2 Concurrent Resolution Recognizing Historic and Economic Relationships Between Canada, the United States, and Utah (Rep. S. Handy)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

REPORTS OF STANDING COMMITTEES

Madam Speaker: February 1, 2012

The Government Operations Committee reports a favorable recommendation on **S.B. 19**, VOTER INFORMATION PAMPHLETS, by Senator P. Knudson; and

The Government Operations Committee reports a favorable recommendation on **S.B. 20**, PETITIONS BY CANDIDATES OR POLITICAL PARTIES, by Senator P. Knudson, with the following amendments:

1. Page 1, Lines 22 through 24:

22 ▶ requires a person who is a resident of at least 18 years of age to verify the signing of

23 a certificate of nomination petition by an unaffiliated candidate except for a presidential candidate, and a political party

24 registration petition; and

2. Page 6, Line 167:

167 Street, in the city of _____, county of _____, state of {~~Utah~~} _____, zip code _____, phone _____, and that I

3. Page 8, Line 220:

220 contains ,except as provided by Subsection (2), the following printed statement:

4. Page 8, Line 236:

236 (ii) except as provided by Subsection (2)(b), meets the residency requirements of Section 20A-2-105; and

5. Page 8, Lines 238 through 239:

238 signature sheets that are bound together.

(b) A person who is not a resident may sign the verification on a petition for an unaffiliated candidate for the office of President of the United States.

239 {~~(b)~~} (c) A person may not sign the verification if the person signed a signature sheet bound

6. Page 9, Line 248:

248 (A) except as provided by Subsection (2)(b), does not meet the residency requirements of Section 20A-2-105;

Kraig Powell, Chair

Reports filed. On motion of Representative Powell, the reports of the Government Operations committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 1, 2012

The Political Subdivisions Committee reports a favorable recommendation on **S.B. 118**, TRANSFERABLE DEVELOPMENT RIGHTS AMENDMENTS, by Senator W. Niederhauser.

R. Curt Webb, Chair

Report filed. On motion of Representative Webb, the report of the Political Subdivisions committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 1, 2012

The Retirement and Independent Entities Committee reports a favorable recommendation on **H.B. 256**, RETIREMENT MODIFICATIONS, by Representative D. Ipson, with the following amendments:

- 1. Page 6, Line 178 through Page 7, Line 187:

178 (28) (a) “Initially entering” means hired, appointed, or elected for the first time, in

179 current service as a member with any participating employer.

180 (b) “Initially entering” does not include a person who has any prior service credit on

181 file with the office.

182 (c) “Initially entering” includes an employee of a participating employer, except for an

183 employee that { ~~has been exempted~~ } is not eligible under a system or plan under this title, who:

184 (i) does not have any prior service credit on file with the office;

185 (ii) is covered by a retirement plan other than a retirement plan created under this title;

186 and

187 (iii) moves to a position with a participating employer that is covered by this title.

2. Page 10, Lines 298 through 305

298 49–11–505. Reemployment of a retiree — Restrictions.

299 (1) (a) For purposes of this section, “retiree”:

300 (i) means a person who:

301 (A) retired from a participating employer; and

302 (B) begins reemployment on or after July 1, 2010, with a participating employer; ~~{–and–}~~

(ii) does not include a person:

(A) who was reemployed by a participating employer before July 1, 2010; and

(B) whose participating employer that reemployed the person under Subsection (1)(a)(ii)(A) was dissolved, consolidated, merged, or structurally changed in accordance with Section 49–11–621 after July 1, 2010; and

303 ~~{–(ii)–}~~ (iii) does not include a ~~{–retiree–}~~ person who is reemployed as an active senior judge appointed to

304 hear cases by the Utah Supreme Court in accordance with Article VIII, Section 4, Utah

305 Constitution.

3. Page 34, Lines 1043 through 1045

1043 (1) A participating employer shall cover a public safety employee who initially enters

1044 employment on or after July 1, 2011, under [Title 49,] Chapter 21, Public Employees’

1045 Long–Term Disability Act ~~{–†–}~~ , or a substantially similar long–term disability program ~~{–†–}~~ . ; and

The Retirement and Independent Entities Committee reports a favorable recommendation on **H.B. 265**, PUBLIC EMPLOYEE’S LONG–TERM DISABILITY ACT AMENDMENTS, by Representative B. King, with the following amendments:

- 1. Page 3, Line 77:

77 (B) regardless of the existence or absence of any mental
 {~~medical~~} impairment.

Don L. Ipson, Chair

Reports filed. On motion of Representative Ipson, the reports of the Retirement and Independent Entities committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 1, 2012

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 78**, UTAH DIVISION OF CONSUMER PROTECTION AMENDMENTS, by Representative D. Brown, with the following amendments:

- 1. Page 23, Line 689:

689 (6) {~~(a)~~} Except as otherwise provided in Subsections
 (3) and (4), if an agreement

- 2. Page 23, Line 691 through Page 24, Line 714:

691 the debt {~~—~~} ;
(a) compensation for services in connection with settling a debt
 {~~may not exceed one of~~

692 ~~the following applicable settlement fee limits in Subsection (6)(b)~~
~~or (c), the terms of which~~

693 ~~shall be clearly disclosed in the agreement.~~ shall be
reasonable and clearly disclosed in the agreement; and

(b) a fee for settling a debt may be collected only as the debt is
settled.

694 {~~(b) (i)~~} ~~With respect to agreements where a flat settlement~~
~~fee is charged based on the~~

695 ~~overall amount of included debt, total aggregate fees charged may~~
~~not exceed 17% of the~~

696 ~~principal amount of debt included in the agreement[, including any~~
~~fees charged under~~

697 Subsections (4)(b)(i) and (ii)].

698 (ii) ~~The flat settlement fee authorized under this Subsection (6)(b) [shall be assessed in~~

699 ~~equal monthly payments over no less than half of the length of the plan, as estimated at the~~

700 ~~plan's inception, unless:] may be collected only upon the settlement of all debt included in the~~

701 ~~settlement fee agreement.~~

702 [(A) payment is voluntarily accelerated by the individual in a separate record; and]

703 [(B) at least half of the principal amount of overall debt included in the agreement at its

704 inception has been settled.]

705 (c) (i) ~~With respect to agreements where fees are calculated as a percentage of the~~

706 ~~amount saved by an individual, a settlement fee may not exceed 30% of the excess of the~~

707 ~~outstanding amount of each debt over the amount actually paid to the creditor, as calculated at~~

708 ~~the time of settlement.~~

709 (ii) ~~Settlement fees authorized under this Subsection (6)(c):~~

710 (A) ~~may be collected only as debts are settled; and~~

711 (B) ~~the total aggregate amount of fees charged to any individual under this chapter[,~~

712 ~~including fees charged under Subsections (4)(b)(i) and (ii),] may not exceed 20% of the~~

713 ~~principal amount of debt included in the agreement at the agreement's inception.~~

714 (d) ~~A provider may not impose or receive fees under both Subsections (6)(b) and (c).-]; and~~

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **S.B. 105**, UTAH FALLEN HEROES COMMEMORATION, by Senator W. Niederhauser.

Jim Bird, Chair

Reports filed. On motion of Representative Bird, the reports of the Workforce Service and Community and Economic Development committee were adopted

and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 1, 2012

The Senate passed, **H.B. 1**, PUBLIC EDUCATION BASE BUDGET AMENDMENTS, by Representative M. Newbold, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 4**, HIGHER EDUCATION BASE BUDGET, by Representative M. Morley, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 5**, NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENTAL QUALITY BASE BUDGET, by Representative J. Mathis, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 6**, RETIREMENT AND INDEPENDENT ENTITIES BASE BUDGET, by Representative D. Ipson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 34**, SALES AND USE TAX ACT REVISIONS, by Representative W. Harper, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

THIRD READING CALENDAR

H.B. 208, LIMITS ON LANDOWNER LIABILITY FOR PUBLIC RECREATION, *Barrus*, was read the third time by short title and placed on its final passage.

On motion of Representative Dee, the House voted to circle **H.B. 208**.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 11:40 a.m., the House voted to adjourn until February 2, 2012, at 10:00 a.m.

ELEVENTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:10 a.m.

Roll call showed all members present.

Prayer offered by Representative Jim Bird. Pledge of Allegiance led by Representative Bird's intern, Michael Creer.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 1, 2012

The Senate passed **S.B. 109**, ASSAULT AMENDMENTS, by Senator A. Osmond, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILLS

H.B. 124, In-state Tuition for Veterans (C. Oda), was read the first time by short title and referred to the Rules Committee.

H.B. 125, Access to Dental Health Care (T. Cosgrove), was read the first time by short title and referred to the Rules Committee.

H.B. 126, Physician and Osteopathic Medicine Amendments (S. Barlow), was read the first time by short title and referred to the Rules Committee.

H.B. 127, Navajo Water Rights Negotiation Account (C. Watkins), was read the first time by short title and referred to the Rules Committee.

H.B. 128, School Community Council Revisions (B. Wright), was read the first time by short title and referred to the Rules Committee.

H.B. 129, Defense of Property and Person (P. Painter), was read the first time by short title and referred to the Rules Committee.

H.B. 130, Custodial Interference Amendments (G. Froerer), was read the first time by short title and referred to the Rules Committee.

H.B. 131, Liens for Preconstruction Service and Construction Work (M. Morley), was read the first time by short title and referred to the Rules Committee.

H.B. 132, Premarital Education and Counseling Amendments (D. Pitcher), was read the first time by short title and referred to the Rules Committee.

H.B. 315, Domestic Violence and Dating Violence Amendments (P. Ray), was read the first time by short title and referred to the Rules Committee.

H.B. 316, Divorce Waiting Period Amendments (V. Peterson), was read the first time by short title and referred to the Rules Committee.

H.B. 317, Traffic Safety Amendments (D. Ipson), was read the first time by short title and referred to the Rules Committee.

H.B. 318, Industrial Assistance Account Amendments (R. Menlove), was read the first time by short title and referred to the Rules Committee.

H.B. 319, Provision of Information to Parents of Children in State Custody (C. Watkins), was read the first time by short title and referred to the Rules Committee.

H.B. 320, Utility Facility Siting (D. Sagers), was read the first time by short title and referred to the Rules Committee.

H.B. 321, Bond Limit Requirements for Motor Vehicle Dealers (D. Butterfield), was read the first time by short title and referred to the Rules Committee.

H.B. 322, Higher Education Tenure (C. Herrod), was read the first time by short title and referred to the Rules Committee.

H.B. 323, Sales and Use Tax Collection Amendments (D. Butterfield), was read the first time by short title and referred to the Rules Committee.

H.B. 324, Provisional Teaching Modifications (C. Herrod), was read the first time by short title and referred to the Rules Committee.

H.J.R. 9, Joint Resolution on Monetary Declaration (B. Galvez), was read the first time by short title and referred to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Madam Speaker:

February 1, 2012

The Business and Labor Committee reports a favorable recommendation on **1st Sub. S.B. 92**, DEPARTMENT OF COMMERCE LICENSE RELATED AMENDMENTS, by Senator K. Mayne; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 26**, PURCHASING FROM COMMUNITY REHABILITATION PROGRAMS AMENDMENTS, by Representative M. Poulson, be replaced and reports a favorable recommendation on **2nd Sub. H.B. 26**, PURCHASING FROM COMMUNITY REHABILITATION PROGRAMS AMENDMENTS, and asks that it be placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 36**, UTAH REVISED BUSINESS CORPORATION ACT AMENDMENTS RELATED TO TRANSFER OF CORPORATIONS, by Senator G. Davis, and recommends it be placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 108**, FINANCIAL INSTITUTION AMENDMENTS, by Senator C. Bramble, and recommends it be placed on the Consent Calendar.

James A. Dunnigan, Chair

Reports filed. On motion of Representative Pitcher, the reports of the Business and Labor committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker:

February 1, 2012

The Health and Human Services Committee reports a favorable recommendation on **H.B. 290**, DIVORCE ORIENTATION CLASS, by Representative J. Nielson, with the following amendments:

1. Page 1, Lines 12 through 16:
 - 12 This bill:
 - 13 ► requires a prospective petitioner for divorce to complete the mandatory divorce
 - 14 orientation course before filing a petition for divorce;
 - provides an exception for a victim of domestic violence;

15 ▶ requires the respondent to complete the mandatory
 divorce orientation course within
 16 30 days of receipt of a petition for divorce;

2. Page 1, Lines 12 through 19:

12 This bill:

 * * * *Some lines not shown* * * *

 ▶ waives the requirement for a petitioner or respondent
 who has previously taken the class; and

19 ▶ makes technical corrections.

3. Page 2, Lines 40 through 41:

40 (2) A prospective petitioner shall [~~attend~~] complete a divorce
 orientation course [~~no~~

41 ~~more than 60 days after~~] before filing a petition for divorce.

(3) The prefiling completion requirement shall be waived for a
 victim of domestic violence who provides:

(a) a valid protective order or its equivalent from any jurisdiction;

(b) a police report that indicates domestic violence has occurred
 against the respondent by a spouse; or

(c) a letter from a domestic violence shelter stating that the
 petitioner is fleeing domestic violence.

(4) A petitioner who files for divorce under Subsection (3) shall be
 required to complete the course within 30 days after filing for divorce.

 * * * *Some lines not shown* * * *

4. Page 2, Lines 42 through 44:

42 (3) The respondent shall [~~attend~~] complete the divorce
 orientation course [~~no more~~

43 ~~than~~] within 30 days [~~after~~] of being served with a petition for
 divorce.

(4) A petitioner or respondent who has taken the class is not
 required to take the class again unless more than 18 months has passed
 since completion of the class. The petitioner or respondent shall provide
 documentation showing class completion at the time of filing.

44 {-(4)-} (5) The clerk of the court shall provide notice
 to a petitioner of the requirement for the

* * * *Some lines not shown* * * *

5. Page 3, Lines 82 through 83:

82 [~~(12)~~] (10) It shall be an affirmative defense in all divorce actions that the divorce

83 orientation requirement was not complied with by the respondent , and the action may not continue until a party

Renumber the remaining subsections accordingly; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 100**, SOCIAL WORKER EXAMINATION AMENDMENTS, by Representative D. Litvack, and recommends it be placed on the Consent Calendar.

Paul Ray, Chair

Reports filed. On motion of Representative Ray, the reports of the Health and Human Services committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 1, 2012

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 72**, WASTE TIRE AMENDMENTS, by Representative N. Hendrickson, with the following amendments:

1. Page 7, Lines 187 through 193:

187 (1) There is created a restricted special revenue fund entitled the
188 Fund.”

189 (2) The fund shall consist of:

190 (a) the proceeds of the fee imposed under Section
191 19-6-805; and

192 (b) penalties collected under this part {~~;- and -~~ } ;

193 {~~-(c) assets transferred to and loan repayments deposited in the fund pursuant to Section~~

193 ~~19-6-824.-~~ } ; and

The Public Utilities and Technology Committee recommends **H.J.R. 1**, GREEN SCHOOLS JOINT RESOLUTION, by Representative M. Wheatley, be replaced and reports a favorable recommendation on **1st Sub. H.J.R. 1**, GREEN SCHOOLS JOINT RESOLUTION with the following amendments:

- 1. Page 1, Lines 23 through 25:

23 { ~~WHEREAS, deteriorating school infrastructure and~~
poor indoor environmental quality
24 ~~threaten the health, well-being, and achievement of students and~~
staff in the state's public
25 schools;—}

Michael E. Noel, Chair

Reports filed. On motion of Representative Handy, the reports of the Public Utilities and Technology committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

CONSENT CALENDAR

H.B. 289, REAUTHORIZATION OF CORRECTIONS EDUCATION PROGRAMS, *Watkins*, was read the third time by short title and placed on its final passage.

H.B. 289 passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Edwards	Eliason
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray

Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Wheatley	Wilcox
Wiley	Wilson	Lockhart	

Absent or not voting were: Representatives

Dunnigan	Fisher	Newbold	Sagers
Sandstrom	Sumsion	Webb	Wright

H.B. 289 was transmitted to the Senate for its consideration.

* * *

H.B. 281, HUMAN SERVICES LICENSE EXTENSIONS, *Last*, was read the third time by short title and placed on its final passage.

H.B. 281 passed on the following roll call:

Yeas, 68; Nays, 1; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Morley	Moss	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Lockhart

Voting in the negative was: Representative
McCay

Absent or not voting were: Representatives

Dunnigan	Newbold	Sagers	Sandstrom
Sumsion	Wright		

H.B. 281 was transmitted to the Senate for its consideration.

* * *

H.B. 267, VINTAGE TRAVEL TRAILERS, *Perry*, was read the third time by short title and placed on its final passage.

H.B. 267 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Edwards	Eliason
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Dunnigan	Fisher	Newbold	Sagers
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H.B. 267 was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Daw, the House voted to reconsider its action on **S.B. 29**.

RECONSIDERATION OF S.B. 29

S.B. 29, STATE HIGHWAY SYSTEM MODIFICATIONS, was before the House for reconsideration.

On motion of Representative Daw, the House voted to circle **S.B. 29**.

THIRD READING CALENDAR

S.B. 18, GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT – VOTER REGISTRATION RECORDS, *Senator Dayton*, was read the third time by short title and placed on its final passage.

On motion of Representative Grover, the House voted to circle **S.B. 18**.

* * *

S.B. 39, GUBERNATORIAL AUTHORITY OVER HIGHER EDUCATION OFFICIALS, *Senator Reid*, was read the third time by short title and placed on its final passage. Representative Wright explained the bill.

Representatives Arent, Nielson, Briscoe, and Ipson commented.

S.B. 39 passed on the following roll call:

Yeas, 39; Nays, 34; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Barrus	Butterfield	Christensen
D Brown	Daw	Dougall	Dunnigan
Eliason	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Herrod	Hughes	Ipson	Ivory
J Peterson	Last	M Brown	Mathis
McCay	Morley	Newbold	Noel
Oda	Painter	Sagers	Sandstrom
Sanpei	Snow	Sumsion	Wilcox
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Arent	Barlow	Bird	Briscoe
Chavez–Houck	Cosgrove	Cox	Dee
Doughty	Draxler	Duckworth	Edwards
Fisher	Hemingway	Hendrickson	Hutchings
King	Kiser	Litvack	McIff
Menlove	Moss	Nielson	Perry
Pitcher	Poulson	Powell	Ray
V Peterson	Vickers	Watkins	Webb
Wheatley	Wiley		

Absent or not voting were: Representatives

Harper Seelig

S.B. 39 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

1st Sub. S.B. 106, TOBACCO SETTLEMENT ACCOUNT AMENDMENTS, *Senator Hillyard*, was read the third time by short title and placed on its final passage. Representative M. Brown explained the bill.

1st Sub. S.B. 106 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Dougall Sagers

1st Sub. S.B. 106 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 28, STATE CONSTRUCTION CODE AMENDMENTS, *Senator Valentine*, was read the third time by short title and placed on its final passage. Representative Sumsion explained the bill.

Representative Dunnigan commented.

S.B. 28, as amended, passed on the following roll call:

Yeas, 65; Nays, 7; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Cosgrove
Cox	Daw	Dee	Dougall
Doughty	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Morley	Moss
Newbold	Nielson	Noel	Painter
Pitcher	Poulson	Powell	Sagers
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright			

Voting in the negative were: Representatives

Bird	Christensen	Herrod	Menlove
Oda	Perry	Sumsion	

Absent or not voting were: Representatives

D Brown	Ray	Lockhart
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S.B. 28, as amended, was returned to the Senate for further consideration.

* * *

S.B. 19, VOTER INFORMATION PAMPHLETS, *Senator Knudson*, was read the third time by short title and placed on its final passage.

Representative Powell proposed a voice amendment as follows:

- 1. Page 3, Line 78:
Delete “send” and insert “mailed”

Representative Powell’s motion to amend passed on a voice vote.

Representative Powell explained the bill.

Representatives Chavez–Houck, Frank, Wilson, and Cox commented.

S.B. 19, as amended, failed to pass on the following roll call:

Yeas, 29; Nays, 42; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Butterfield	Chavez–Houck	D Brown
Daw	Draxler	Dunnigan	Edwards
Eliason	Frank	Galvez	Greenwood
Grover	Harper	Herrod	Ipson
Ivory	Last	McCay	McIff
Nielson	Noel	Oda	Perry
Sagers	Snow	Vickers	Webb
Wiley			

Voting in the negative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Christensen	Cosgrove	Cox
Dee	Doughty	Duckworth	Fisher
Froerer	Gibson	Handy	Hemingway
Hendrickson	Hughes	J Peterson	King
Kiser	Litvack	M Brown	Mathis
Menlove	Morley	Moss	Newbold
Pitcher	Poulson	Powell	Ray
Sandstrom	Sanpei	Seelig	Sumsion
V Peterson	Watkins	Wheatley	Wilcox
Wilson	Wright		

Absent or not voting were: Representatives

Dougall	Hutchings	Painter	Lockhart
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S.B. 19, as amended, was held for possible reconsideration.

* * *

S.B. 20, PETITIONS BY CANDIDATES OR POLITICAL PARTIES, *Senator Knudson*, was read the third time by short title and placed on its final passage. Representative Powell explained the bill.

S.B. 20, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	

Absent or not voting were: Representatives

Dougall	Hutchings	Painter	Lockhart
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S.B. 20, as amended, was returned to the Senate for further consideration.

* * *

S.B. 118, TRANSFERABLE DEVELOPMENT RIGHTS AMENDMENTS, *Senator Niederhauser*, was read the third time by short title and placed on its final passage. Representative Powell explained the bill.

Representative Nielson commented.

Representative Nielson proposed a voice amendment as follows:

- 1. Page 11, Line 332:
Delete “density” and insert “rights”
- 2. Page 22, Line 665:
Delete “density” and insert “rights”

Representative Wilson commented. Representative Nielson’s motion to amend passed on a voice vote.

Representatives Fisher, Morley, Webb, and Froerer commented.

S.B. 118, as amended, passed on the following roll call:

Yeas, 67; Nays, 1; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Duckworth	Dunnigan
Edwards	Eliason	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Morley	Moss
Newbold	Nielson	Noel	Oda
Perry	Poulson	Powell	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative was: Representative Fisher

Absent or not voting were: Representatives

Bird	Dougall	Draxler	Menlove
Painter	Pitcher	Ray	

S.B. 118, as amended, was returned to the Senate for further consideration.

* * *

S.B. 105, UTAH FALLEN HEROES COMMEMORATION, *Senator Niederhauser*, was read the third time by short title and placed on its final passage.

On motion of Representative D. Brown, the House voted to circle **S.B. 105**.

THIRD READING CALENDAR

H.B. 269, UTAH NATIONAL GUARD – OFFICER APPOINTMENT AMENDMENTS, *V. Peterson*, was read the third time by short title and placed on its final passage.

H.B. 269 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Dougall	Draxler	Painter
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H.B. 269 was transmitted to the Senate for its consideration.

REPORTS OF STANDING COMMITTEES

Madam Speaker:

February 1, 2012

The Judiciary Committee recommends **H.B. 52**, VICTIMS' RIGHTS, by Representative R. C. Webb, be replaced and reports a favorable recommendation on **1st Sub. H.B. 52**, NOTORIOUS CRIMINAL ACTIVITY AMENDMENTS with the following amendments, and recommends the bill be read for the first and second time:

- 1. Page 1, Line 1:

1 {~~VICTIMS' RIGHTS~~}
NOTORIOUS CRIMINAL ACTIVITY AMENDMENTS

- 2. Page 2, Line 49:

49 (3) "Memorabilia" means any tangible property of a
 {~~person~~} defendant or a representative or assignee of a
defendant [~~convicted of a first degree~~]

- 3. Page 3, Line 71:

71 (1) Any {~~person~~} defendant or a representative or
assignee of a defendant who receives a profit from the sale or transfer
 of memorabilia shall; and

The Judiciary Committee reports a favorable recommendation on **H.B. 57**, AGE DIFFERENCE IN SEXUAL OFFENSES, by Representative R. Greenwood; and

The Judiciary Committee recommends **H.B. 301**, NATIONAL GUARD – NONJUDICIAL PUNISHMENT, by Representative V. Peterson, be replaced and reports a favorable recommendation on **1st Sub. H.B. 301**, NATIONAL GUARD – NONJUDICIAL PUNISHMENT with the following amendments:

- 1. Page 5, Line 127:

127 (a) {~~fine or~~} forfeiture of more than seven day's pay;

Kay L. McIff, Chair

Reports filed. On motion of Representative McIff, the reports of the Judiciary committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

1st Sub. H.B. 52 was read the first and second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 1, 2012

The Natural Resources, Agriculture, and Environment Committee recommends **S.B. 15**, OFF-HIGHWAY VEHICLES AMENDMENTS, by Senator R. Okerlund, be replaced, reports a favorable recommendation on

1st Sub. S.B. 15, OFF-HIGHWAY VEHICLES AMENDMENTS, with the following amendments, and, due to unknown fiscal impact, recommends the substitute be referred to the Rules Committee pending completion of a fiscal note.

1. Page 2, Lines 43 through 45:

43 (a) ~~[The] (i) Except as provided in Subsection (1)(a)(ii), the fee~~
for each off-highway

44 vehicle registration may not exceed [~~\$17~~] { ~~\$20~~ } \$18 .

45 ~~(ii) The fee for each snowmobile registration may not exceed~~
{ ~~\$25~~ } \$26 .

2. Page 3, Lines 84 through 86:

84 ~~(4) { Three dollars }~~ One dollar of each off-highway
vehicle registration fee collected under

85 Subsection 41-22-8(1) shall be deposited in the Utah Highway
Patrol Aero Bureau Restricted

86 Account created in Section 53-8-303.

3. Page 4, Line 118:

118 { ~~(5) Funds in the account are nonlapsing.~~ } ; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 33**, TRESPASSING ON STATE LANDS, by Senator M. Dayton; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 38**, WILDLAND FIRE AMENDMENTS, by Senator M. Dayton.

Roger E. Barrus, Chair

Reports filed. On motion of Representative Barrus, the reports of the Natural Resources, Agriculture, and Environment committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

1st Sub. S.B. 15 read the second time by short title and referred to the Rules Committee.

* * *

Madam Speaker:

February 1, 2012

The Transportation Committee recommends **H.C.R. 7**, CONCURRENT RESOLUTION DESIGNATING VETERANS MEMORIAL HIGHWAY, by

Representative C. Herrod, be replaced and favorably recommends **1st Sub. H.C.R. 7, CONCURRENT RESOLUTION DESIGNATING VETERANS MEMORIAL HIGHWAY.**

Bradley M. Daw, Chair

Reports filed. On motion of Representative Daw, the reports of the Transportation committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

RULES COMMITTEE REPORT

Madam Speaker:

February 2, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

- H.B. 113** High Risk Insurance Pool Amendments
(Rep. J. Dunnigan)
- H.B. 114** Massage Therapy Act Amendments (Rep. T. Cosgrove)
- H.B. 222** Escort Services Licensing Amendments (Rep. P. Ray)

EDUCATION

- H.B. 218** Local School Board Business Administrator
(Rep. D. McCay)

GOVERNMENT OPERATIONS

- H.B. 111** Amendments to Open and Public Meetings Act
(Rep. C. Frank)

HEALTH AND HUMAN SERVICES

- H.B. 225** Child and Family Service Providers (Rep. C. Watkins)
- H.B. 240** Medical Retainer Agreements (Rep. K. Ivory)
- H.B. 308** Parental Rights of Biological Fathers (Rep. C. Watkins)

JUDICIARY

- H.B. 90** Public Meetings During Party Caucuses (Rep. K. Powell)
- H.B. 199** Elimination of Daylight Saving Time (Rep. J. Nielson)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

- H.B. 103** Theft by Deception Amendment (Rep. C. Oda)
- H.B. 221** Sexual Trafficking (Rep. K. Grover)
- H.B. 227** Sex Trafficking – Penalties (Rep. K. Grover)

S.B. 109 Assault Amendments (Sen. A. Osmond)

POLITICAL SUBDIVISIONS

H.B. 318 Industrial Assistance Account Amendments
(Rep. R. Menlove)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 2, 2012

The Senate passed, **H.B. 10**, DEPARTMENT OF CORRECTIONS AMENDMENTS, by Representative E. Hutchings, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 23**, SPECIAL ADMINISTRATIVE EXPENSE ACCOUNT AMENDMENTS, by Representative J. Peterson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 31**, TAXES AND FEES ON EMERGENCY MEDICAL AIRCRAFT, by Representative P. Painter, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 32**, PEACE OFFICER STANDARDS AND TRAINING COUNCIL AMENDMENTS, by Representative R. Greenwood, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 35**, EXTENSION OF RECYCLING MARKET DEVELOPMENT ZONE TAX CREDITS, by Representative W. Harper, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 36**, SALES AND USE TAX – COMPUTER SOFTWARE AND OTHER TANGIBLE PERSONAL PROPERTY AMENDMENTS, by Representative W. Harper, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 42**, PERMANENT COMMUNITY IMPACT FUND BOARD GRANTS, by Representative P. Painter, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 47**, REPORTING ABUSE OF A VULNERABLE ADULT, by Representative C. Moss, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker:

February 2, 2012

The Senate passed, as amended, **H.B. 21**, DRIVER LICENSE EMERGENCY CONTACT DATABASE, by Representative M. Poulson, and it is transmitted for further consideration; and

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was placed on the Concurrence Calendar.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:00 noon, the House voted to adjourn until February 3, 2012, at 10:00 a.m.

TWELFTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:10 a.m.

Roll call showed all members present except Representatives Sagers and Edwards, excused.

Prayer offered by Representative Brad Wilson's father-in-law, William Critchlow. Pledge of Allegiance led by Representative Wilson's son Zach and his Cub Scout friends from Kaysville.

INTRODUCTION OF BILLS

H.B. 134, Patient Access Reform (M. Brown), was read the first time by short title and referred to the Rules Committee.

H.B. 135, Focus on Front-line Teachers Program (J. Nielson), was read the first time by short title and referred to the Rules Committee.

H.B. 136, Budget Reserve Accounts Amendments (K. Ivory), was read the first time by short title and referred to the Rules Committee.

H.B. 137, Energy Changes (R. Barrus), was read the first time by short title and referred to the Rules Committee.

H.B. 138, State Tax Commission Report on Tax Provisions (J. Briscoe), was read the first time by short title and referred to the Rules Committee.

H.B. 139, Department of Community and Culture Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

H.B. 140, Vehicle Checkpoint Amendments (D. Butterfield), was read the first time by short title and referred to the Rules Committee.

H.B. 141, State Sovereignty and Rights of Set-off (L. Christensen), was read the first time by short title and referred to the Rules Committee.

H.B. 196, Abusive Workplace Policies Act (S. Sandstrom), was read the first time by short title and referred to the Rules Committee.

H.B. 197, Grants for Math Teacher Training (R. Edwards), was read the first time by short title and referred to the Rules Committee.

H.B. 198, Growing of Food (C. Herrod), was read the first time by short title and referred to the Rules Committee.

H.B. 217, Gift Card Provisions (V. Peterson), was read the first time by short title and referred to the Rules Committee.

H.B. 325, Motor Fuel Marketing Act Reauthorization (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.B. 326, Serious Youth Offender Amendments (P. Ray), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 85, FORENSIC PHLEBOTOMY, V. Peterson, was read the third time by short title and placed on its final passage.

H.B. 85 passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Ipson	Ivory	J Peterson	King
Kiser	Litvack	M Brown	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Pitcher	Poulson	Powell
Ray	Sandstrom	Sanpei	Seelig
Snow	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Lockhart		

Absent or not voting were: Representatives

Edwards	Hughes	Hutchings	Last
Mathis	Perry	Sagers	Sumsion
Wright			

H.B. 85 was transmitted to the Senate for its consideration.

* * *

H.B. 293, AMENDMENTS TO VEHICLE OVERSIZE AND OVERWEIGHT PERMITS, *Harper*, was read the third time by short title and placed on its final passage.

H.B. 293 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hendrickson	Herrod	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Lockhart

Absent or not voting were: Representatives

Edwards	Hemingway	Hughes	Hutchings
Sagers	Sumsion	Wright	

H.B. 293 was transmitted to the Senate for its consideration.

* * *

H.C.R. 6, NAVAJO ELECTRIFICATION DEMONSTRATION PROJECT CONCURRENT RESOLUTION, *Watkins*, was read the third time by short title and placed on its final passage.

H.C.R. 6 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hendrickson	Herrod	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Dougall	Edwards	Hemingway	Hughes
Hutchings	Sagers		

H.C.R. 6 was transmitted to the Senate for its consideration.

CONCURRENCE CALENDAR

On motion of Representative Poulson, the House voted to concur in the Senate amendments to **H.B. 21**, DRIVER LICENSE EMERGENCY CONTACT DATABASE.

H.B. 21, as amended by the Senate, passed on the following roll call:

Yeas, 61; Nays, 7; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Eliason	Fisher
Froerer	Galvez	Greenwood	Grover
Handy	Harper	Hendrickson	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	McCay
McIff	Menlove	Moss	Newbold
Nielson	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Lockhart			

Voting in the negative were: Representatives

Frank	Gibson	Mathis	Morley
Noel	Sumsion	Wright	

Absent or not voting were: Representatives

Dougall	Edwards	Hemingway	Herrod
Hughes	Hutchings	Sagers	

H.B. 21, as amended by the Senate, transmitted to the Senate for signature of President.

MISCELLANEOUS BUSINESS

Representative Powell made a motion for the House to reconsider its action on **S.B. 19**. Representative Frank commented. The motion passed on a voice vote.

RECONSIDERATION OF S.B. 19

S.B. 19, VOTER INFORMATION PAMPHLET, was before the House for reconsideration.

On motion of Representative Powell, the House voted to circle **S.B. 19**.

UNFINISHED BUSINESS

On motion of Representative Barrus, the House voted to uncircle **H.B. 208**.

H.B. 208, LIMITS ON LANDOWNER LIABILITY FOR PUBLIC RECREATION, *Barrus*, was before the House on its final passage. Representative King commented.

H.B. 208 passed on the following roll call:

Yeas, 68; Nays, 4; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Briscoe
Butterfield	Christensen	Cosgrove	Cox
D Brown	Daw	Dee	Dougall
Draxler	Duckworth	Dunnigan	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Arent	Chavez–Houck	Doughty	King
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Absent or not voting were: Representatives

Bird	Edwards	Sagers
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H.B. 208 was transmitted to the Senate for its consideration.

COMMUNICATION FROM THE SENATE

Madam Speaker:

February 3, 2012

The Senate requests the return of **H.B. 35, EXTENSION OF RECYCLING MARKET DEVELOPMENT ZONE TAX CREDITS**, by Representative W. Harper, for reconsideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. On motion of Representative Harper, the House voted to return the bill to the Senate.

UNFINISHED BUSINESS

On motion of Representative Draxler, the House voted to uncircle **H.B. 13.**

H.B. 13, OFFENDER REGISTRY REVIEW, *Draxler*, was before the House on its final passage.

Representative Draxler proposed Amendment 4:

1. Page 1, Lines 15 through 24

House Committee Amendments 1–26–2012

15 This bill:

* * * *Some lines not shown* * * *

21 ► requires that the person have successfully completed any court–ordered treatment

22 and not have any subsequent convictions;

► sets fees for obtaining a certificate of eligibility and filing the petition;

23 ► requires that a copy of the petition be delivered to the prosecutor and victim, or if

24 the victim is still a minor, the victim’s parents; and

2. Page 16, Line 492 through Page 17, Line 498

House Committee Amendments 1–26–2012:

492 (c) (i) The bureau shall charge an application { and
issuance fees } fee of \$193 for a certificate of

493 eligibility . This fee shall expire on June 30, 2013 and be reset
in accordance with the process in Section 63J–1–504.

494 (ii) The { application } fee shall be paid at the time the
offender submits an application for

495 a certificate of eligibility to the bureau.

496 (iii) If the bureau determines that the issuance of a certificate of
eligibility is

497 appropriate, the offender will be { ~~charged an additional fee for~~
~~the issuance of~~ } issued a certificate of

498 eligibility at no additional charge .

Representative Draxler’s motion to amend passed on a voice vote.

On motion of Representative Draxler, the House voted to circle **H.B. 13**.

THIRD READING CALENDAR

H.B. 16, DRIVER LICENSE REVISIONS, *Barlow*, was read the third time by short title and placed on its final passage.

H.B. 16 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Eliason
Fisher	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Perry	Pitcher
Poulson	Powell	Ray	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Edwards	Frank	Hutchings	Painter
Sagers			

H.B. 16 was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Herrod, the House voted to calendar **1st Sub. H.C.R. 7** for Time Certain on Friday, February 10, 2011 at 11:00 a.m.

THIRD READING CALENDAR

H.B. 255, MOTOR VEHICLE BUSINESS REGULATION PENALTIES, *Ipson*, was read the third time by short title and placed on its final passage.

H.B. 255 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Eliason	Fisher
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McCliff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Perry	Poulson
Powell	Ray	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Anderson	Edwards	Frank	Painter
Pitcher	Sagers		

H.B. 255 was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Powell, the House voted to uncircle **H.B. 253**.

H.B. 253, VOTER REGISTRATION AMENDMENTS, *Powell*, was before the House on its final passage.

On motion of Representative Powell, the House voted to delete **H.B. 253** in title and body and insert **1st Sub. H.B. 253** in lieu thereof.

Representatives Webb and Chavez–Houck commented.

1st Sub. H.B. 253 passed on the following roll call:

Yeas, 46; Nays, 27; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Barrus	Chavez–Houck	Cox
D Brown	Daw	Dee	Draxler
Dunnigan	Eliason	Frank	Froerer
Galvez	Gibson	Grover	Harper
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Last	Litvack
M Brown	McCay	McIff	Menlove
Morley	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Watkins	Lockhart		

Voting in the negative were: Representatives

Arent	Barlow	Bird	Briscoe
Butterfield	Christensen	Cosgrove	Dougall
Doughty	Duckworth	Fisher	Greenwood
Handy	Hemingway	Hendrickson	Hutchings
Kiser	Mathis	Moss	Ray
Vickers	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	

Absent or not voting were: Representatives

Edwards	Sagers
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1st Sub. H.B. 253 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 246, COUNTY CORRECTIONAL FACILITIES FUNDING AMENDMENTS, *Noel*, was read the third time by short title and placed on its final passage. Representatives Cox, Cosgrove, and Litvack commented.

H.B. 246 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Last	Litvack	M Brown	Mathis
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Butterfield	Daw	Edwards	Kiser
McCay	Sagers		

H.B. 246 was transmitted to the Senate for its consideration.

* * *

H.B. 273, MUNICIPAL AND COUNTY DEVELOPMENT STANDARDS, *Wilson*, was read the third time by short title and placed on its final passage.

Representative Wilson proposed Amendment 3:

- 1. Page 4, Line 120 through Page 5, Line 122

120 (h) A municipality may not impose on [~~a holder of an issued land use permit or~~

121 ~~approved subdivision plat]~~ an applicant who has submitted a complete application for preliminary subdivision approval a requirement that

122 is not expressed in:

- 2. Page 8, Lines 239 through 241:

239 (h) A county may not impose on [~~a holder of an issued land use permit or approved~~

240 ~~subdivision plat]~~ an applicant who has submitted a complete application for preliminary subdivision approval a requirement that is not

241 expressed:

Representative Wilson’s motion to amend passed on a voice vote.

Representatives Powell, and McCay commented.

H.B. 273, as amended, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray

Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Anderson	Christensen	Edwards	Sagers
Seelig			

H.B. 273, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 210, SEVERANCE TAX AMENDMENTS, *Nielson*, was read the third time by short title and placed on its final passage.

On motion of Representative Newbold, the House voted to delete **H.B. 210** in title and body and insert **1st Sub. H.B. 210** in lieu thereof.

Representatives Sumsion commented.

Representative Litvack made a motion to circle **1st Sub. H.B. 210**. Representatives Nielson and Powell commented. The motion passed on a voice vote.

REPORTS OF STANDING COMMITTEES

Madam Speaker:

February 2, 2012

The Government Operations Committee reports a favorable recommendation on **H.B. 233**, POLITICAL PARTY REGISTRATION AMENDMENTS, by Representative J. Nielson; and

The Government Operations Committee reports a favorable recommendation on **H.B. 296**, SOCIAL SERVICES – EMPLOYMENT FIRST PRIORITY, by Representative V. L. Snow, with the following amendments:

1. Page 3, Line 79:

79 (2) When providing services to a recipient, the
 { department } division shall, within funds

2. Page 3, Line 81:

81 law and memorandums of understanding between the
 { department } division and other state entities that

- 3. Page 3, Line 88:

88 (3) The { department } division shall develop a
written plan to implement the policy described in

- 4. Page 4, Line 102:

102 (4) The { department } division shall, on an annual
basis; ; and

The Government Operations Committee reports a favorable recommendation on **S.B. 16**, BALLOT PROPOSITION AMENDMENTS, by Senator S. Jenkins, with the following amendments:

- 1. Page 1, Lines 17 through 18:

17 { ~~→~~ ~~repeals a provision restricting an initiative or~~
~~referendum related to a land use~~
18 ~~ordinance;—}~~

- 2. Page 2, Line 32:

32 { ~~20A-7-401, as last amended by Laws of Utah 2008,~~
~~Chapter 24—}~~

- 3. Page 14, Line 427 through Page 15, Line 433:
Delete lines 427 through 433.
Re-number remaining sections accordingly.

Kraig Powell, Chair

Reports filed. On motion of Representative Powell, the reports of the Government Operations committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 2, 2012

The Political Subdivisions Committee recommends **H.B. 95**, RETAIL SALE OF TOBACCO PRODUCTS, by Representative P. Ray, be replaced and reports a favorable recommendation on **1st Sub. H.B. 95**, RETAIL SALE OF TOBACCO PRODUCTS with the following amendments:

- 1. Page 1, Lines 20 through 21:

20 { ~~→~~ ~~requires a criminal background check for the owner of a~~
~~retail tobacco specialty~~
21 ~~business;—}~~

2. Page 4, Lines 88 through 95:

88 ~~{-(c) (i) A municipality shall require a criminal background~~
~~check for an owner of a retail~~
89 ~~tobacco specialty business.~~
90 ~~(ii) A municipality may not issue a retail tobacco specialty~~
~~business license to a person~~
91 ~~who has been convicted of:~~
92 ~~(A) a felony within the last five years;~~
93 ~~(B) a class A misdemeanor within the last five years; or~~
94 ~~(C) a class B misdemeanor within the last three years, related to~~
~~the sale of a tobacco~~
95 ~~product. }~~

3. Page 4, Lines 99 through 100:

99 ~~(ii) prohibits a municipality from adopting~~ ~~{-additional~~
~~restrictions-}~~ more restrictive requirements ~~on a tobacco~~
~~specialty~~
100 business than provided for in this section .

4. Page 6, Lines 153 through 155:

153 ~~{-municipality-}~~ county shall require an entity to be
licensed as a retail tobacco specialty business to
154 conduct business as a retail tobacco specialty business in a
~~{-municipality-}~~ county .
155 (b) A ~~{-municipality-}~~ county may issue a retail
tobacco specialty business license to an entity if

5. Page 6, Lines 158 through 160:

158 that conducts a retail tobacco specialty business in a
~~{-municipality-}~~ county shall be licensed by the
159 ~~{-municipality-}~~ county as a retail tobacco specialty
business.
160 (5) (a) A ~~{-municipality-}~~ county may not issue a
license to a retail tobacco specialty business if it

6. Page 6, Lines 171 through 178:

171 ~~{-(e) (i) A municipality shall require a criminal background~~
~~check for an owner of a retail~~
172 ~~tobacco specialty business.~~
173 ~~(ii) A municipality may not issue a retail tobacco specialty~~
~~business license to a person~~
174 ~~who has been convicted of:~~
175 ~~(A) a felony within the last five years;~~
176 ~~(B) a class A misdemeanor within the last five years; or~~
177 ~~(C) a class B misdemeanor within the last three years, related to~~
~~the sale of a tobacco~~
178 ~~product. }~~

7. Page 6, Line 180:

180 (i) requires a ~~{-municipality-}~~ county to issue a
business license to a retail tobacco specialty

8. Page 7, Lines 182 through 184:

182 (ii) prohibits a ~~{-municipality-}~~ county from
adopting ~~{-additional—restrictions-}~~ more restrictive
requirements on a tobacco specialty
183 business than provided for in this section .
184 (b) A ~~{-municipality-}~~ county may revoke a business
license issued under this section:

9. Page 7, Line 192:

192 a business license and is operating lawfully in a
~~{-municipality-}~~ county on or before May 8, 2012, is ; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 220**, CLASSIFICATION OF COUNTIES, by Representative R. Menlove, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 1, Line 12:

12 ~~{-►classifies counties as urban or rural;-}~~

2. Page 2, Line 43 through Page 3, Line 78:

- 43 ~~{ (3) The following are rural counties:~~
- 44 ~~(a) Beaver County;~~
- 45 ~~(b) Box Elder County;~~
- 46 ~~(c) Cache County;~~
- 47 ~~(d) Carbon County;~~
- 48 ~~(e) Daggett County;~~
- 49 ~~(f) Duchesne County;~~
- 50 ~~(g) Emery County;~~
- 51 ~~(h) Garfield County;~~
- 52 ~~(i) Grand County;~~
- 53 ~~(j) Iron County;~~
- 54 ~~(k) Juab County;~~
- 55 ~~(l) Kane County;~~
- 56 ~~(m) Millard County;~~
- 57 ~~(n) Morgan County;~~
- 58 ~~(o) Piute County;~~
- 59 ~~(p) Rich County;~~
- 60 ~~(q) San Juan County;~~
- 61 ~~(r) Sanpete County;~~
- 62 ~~(s) Sevier County;~~
- 63 ~~(t) Summit County;~~
- 64 ~~(u) Tooele County;~~
- 65 ~~(v) Uintah County;~~
- 66 ~~(w) Wasatch County;~~
- 67 ~~(x) Washington County; and~~
- 68 ~~(y) Wayne County;~~
- 69 ~~(4) The following are urban counties:~~
- 70 ~~(a) Davis County;~~

- 71 ~~(b) Salt Lake County;~~
- 72 ~~(c) Utah County; and~~
- 73 ~~(d) Weber County. }~~
- 74 {~~(5)~~} (3) The Government Operations and Political
Subdivisions Interim Committee shall on
- 75 or before November 1, 2012:
- 76 (a) review the classifications described in {~~Subsections (3)~~
and ~~(4)~~} Subsection (1) ; and
- 77 (b) consider whether to draft legislation on the classification of
counties as urban or
- 78 rural. ; and

The Political Subdivisions Committee reports a favorable recommendation on **S.B. 89**, MUNICIPAL ELECTION AMENDMENTS, by Senator M. Dayton, and recommends it be placed on the Consent Calendar.

R. Curt Webb, Chair

Reports filed. On motion of Representative Webb, the reports of the Political Subdivisions committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker:

February 2, 2012

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 101**, TAX CREDITS FOR EMPLOYING A HOMELESS PERSON, by Representative B. King, with the following amendments:

1. Page 2, Lines 49 through 51:

- 49 (3) {~~A~~} Subject to the other provisions of this section,
a tax credit:
- 50 (a) {~~may not exceed~~} is equal to \$1,000 per
homeless person a corporation hires; and
- 51 (b) may be claimed only once per homeless person a
corporation hires.

2. Page 2, Line 58 through Page 3, Line 65:

- 58 (iii) current address, or if the homeless person is no longer
employed by the

59 corporation, the last known address of the homeless person;
 {~~and~~}

60 (b) documentation provided by a permanent housing,
permanent supportive, or

61 transitional facility:

62 (i) stating the address of the permanent housing, permanent
supportive, or transitional

63 facility; and

64 (ii) establishing that the homeless person resided at the
permanent housing, permanent

65 supportive, or transitional facility on the date the corporation hired
the homeless person {~~and~~} ; and

(c) documentation establishing that the homeless person worked for the
corporation for at least 80 hours during each month of a six-month period
that begins on the date the homeless person is hired by the corporation.

3. Page 4, Lines 98 through 100:

98 (3) {~~A~~} Subject to the other provisions of this section,
a tax credit:

99 (a) {~~may not exceed~~} is equal to \$1,000 per
homeless person a claimant, estate, or trust hires; and

100 (b) may be claimed only once per homeless person a claimant,
estate, or trust hires.

4. Page 4, Lines 107 through 115:

107 (iii) current address, or if the homeless person is no longer
employed by the claimant,

108 estate, or trust, the last known address of the homeless person;
 {~~and~~}

109 (b) documentation provided by a permanent housing,
permanent supportive, or

110 transitional facility:

111 (i) stating the address of the permanent housing, permanent
supportive, or transitional

112 facility; and

113 (ii) establishing that the homeless person resided at the permanent housing, permanent

114 supportive, or transitional facility on the date the claimant, estate, or trust hired the homeless

115 person {—} ; and (c) documentation establishing that the homeless person worked for the claimant, estate, or trust for at least 80 hours during each month of a six-month period that begins on the date the homeless person is hired by the claimant, estate, or trust.

Patrick Painter, Chair

Report filed. On motion of Representative Dee, the report of the Revenue and Taxation committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 2, 2012

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.C.R. 2**, CONCURRENT RESOLUTION RECOGNIZING HISTORIC AND ECONOMIC RELATIONSHIPS BETWEEN CANADA, THE UNITED STATES, AND UTAH, by Representative S. Handy; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **S.B. 37**, INTERGENERATIONAL POVERTY PROVISIONS, by Senator S. Reid; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **S.B. 121**, WORKERS' COMPENSATION WAIVER AMENDMENTS, by Senator K. Mayne.

Jim Bird, Chair

Reports filed. On motion of Representative Bird, the reports of the Workforce Services and Community and Economic Development committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 2, 2012

The Business and Labor Committee reports a favorable recommendation on **H.B. 305**, CONSTRUCTION CODE REVISIONS, by Representative G. Froerer, with the following amendments:

1. Page 2, Lines 32 through 37:

32 bracing, wall anchors, and appendages such as cornices, spires,
towers, tanks, signs, statuary,

33 etc. evaluated by a licensed engineer when [said] the building is
undergoing [~~reroofing, or~~

34 ~~alteration of or repair to said feature.~~ structural alterations ²
which may include structural sheathing replacement of 10% or
greater, or other structural repairs. Reroofing or

35 water membrane replacement may not be considered a structural
alteration or repair for

36 purposes of this section. Such parapet bracing, wall anchors, and
appendages shall be

37 evaluated in accordance with 75% of the seismic forces as specified
in Section 1613. When ; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 32, BREAST CANCER PREVENTION AMENDMENTS**, by Senator K. Mayne, and recommends it be placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 90, SECURITIES FRAUD REPORTING PROGRAM ACT AMENDMENTS**, by Senator B. McAdams, with the following amendments:

1. Page 3, Lines 63 through 65
Senate Committee Amendments 1-26-2012:

63 (3) (a) Subject to the other provisions of this section, the
commission may determine

64 the amount of award paid under this section, except that in
determining the amount the

65 commission ~~§~~ → { - } shall { - } { ~~may~~ } ← §
consider: ; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 91, UTAH UNIFORM SECURITIES ACT AMENDMENTS AND CIVIL ACTIONS**, by Senator B. McAdams, with the following amendments:

1. Page 2, Lines 54 through 56
Senate 2nd Reading Amendments 1-31-2012:

54 (2) The court in a suit brought under Subsection (1) may award
 an amount up to or equal to
 55 three times the consideration paid for the security, together with
 interest, costs, and attorney
 56 fees, less any amounts, all as specified in Subsection (1) upon a
 showing that; ; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 129**, UNEMPLOYMENT INSURANCE MODIFICATIONS, by Senator C. Bramble, and recommends it be placed on the Consent Calendar.

James A. Dunnigan, Chair

Reports filed. On motion of Representative Pitcher, the reports of the Business and Labor committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker:

February 2, 2012

The Education Committee reports a favorable recommendation on **H.B. 213**, SCHOOL COMMUNITY COUNCIL MEMBER QUALIFICATIONS, by Representative L. Perry, with the following amendments:

1. Page 1, Line 15:

15 council; ~~{-and-}~~
requires the membership of a school community council to include two or more parent or guardian members than the number of school employee members; and

2. Page 3, Lines 64 through 74:

64 (b) Except as provided in Subsection (4)(c):
 65 (i) each school community council for a high school shall have
 six parent or guardian
 66 members and ~~{-five-}~~ four school employee members,
 including the principal; and
 67 (ii) each school community council for a school other than a
 high school shall have
 68 four parent or guardian members and ~~{-three-}~~ two
 school employee members, including the principal.

69 (c) (i) A school community council may have a larger membership provided that the

70 ~~{-number of-}~~ membership include two or more parent or guardian members ~~{-exceeds-}~~ than the number of school employee members.

71 (ii) A school community council for a high school may have a smaller membership provided that:

72 (A) the ~~{-number of-}~~ membership include two or more parent or guardian members ~~{-exceeds-}~~ than the number of school employee

73 members; and

74 (B) there are at least two school employee members on the school community council. ; and

The Education Committee reports a favorable recommendation on **H.J.R. 2**, JOINT RESOLUTION ON WORLD CLASS CURRICULUM, by Representative M. Poulson, with the following amendments:

1. Page 2, Lines 31 through 34:

31 training so that students can soar and not just score; and

32 ~~{-WHEREAS, narrowing the curriculum in response to grading schools and evaluating~~

33 ~~teachers has already prompted some districts to drop art, physical education, and other~~

34 ~~non-tested subjects; and-}~~ ; and

The Education Committee reports a favorable recommendation on **S.B. 97**, GRANTS FOR ONLINE TESTING, by Senator A. Osmond, with the following amendments and, due to fiscal impact, recommends it be referred to the Rules Committee for prioritization.

1. Page 1, Line 18
Senate 3rd Reading Amendments 1-31-2012:

18 aligned with ~~{-the-}~~ ~~§~~→Utah's←~~§~~ common core; and

2. Page 3, Lines 85 through 88
Senate 3rd Reading Amendments 1-31-2012:

85 (e) requiring a school district or charter school that receives a grant under this section

86 to implement in compliance with Chapter 13, Part 3, Utah
Family Educational Rights and Privacy Act, an online adaptive test
system by the 2014–15 school year that:

87 (i) meets the technology standards established under
Subsection (4)(d); and

88 (ii) is aligned with {~~the~~} §→Utah's←§ common core;
and

Francis D. Gibson, Chair

Reports filed. On motion of Representative Gibson, the reports of the Education committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

S.B. 97, as amended, was read the second time by short title and referred to the Rules Committee due to fiscal impact.

* * *

Madam Speaker:

February 2, 2012

The Health and Human Services Committee reports a favorable recommendation on **H.B. 98**, CONTINUOUS ELIGIBILITY FOR MEDICAID, by Representative D. Sanpei; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 109**, USE OF CONTROLLED SUBSTANCES IN RESEARCH, by Representative D. Sanpei, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 8, Line 215:

215 (i) the person {~~to whom~~} who writes the prescription
is {~~issued is~~} licensed under Subsection (2); and

2. Page 10, Lines 305 through 306:

305 research may produce, possess, {~~or~~} administer, {~~but~~
~~may not~~} prescribe or dispense {~~,~~} a controlled

306 substance for research purposes as licensed under Subsection (2)
but may not otherwise prescribe or dispense a controlled
substance listed in Section 58–37–4.2; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 123**, PHARMACY PRACTICE ACT AMENDMENTS, by Senator P. Knudson.

Paul Ray, Chair

Reports filed. On motion of Representative Dee, the reports of the Health and Human Services committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 3, 2012

The Senate passed, **H.B. 22**, CENTRALIZED NEW HIRE REGISTRY ACT AMENDMENTS, by Representative J. Peterson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 27**, GENERAL BUILDING CONTRACTOR AMENDMENTS, by Representative J. Dunnigan, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 37**, CHILD SUPPORT GUIDELINES ADVISORY COMMITTEE AMENDMENTS, by Representative C. Oda, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 243**, MUNICIPAL ELECTION REVISIONS, by Representative J. Dougall, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: February 3, 2012

The Senate passed **S.B. 131**, REAUTHORIZATION OF UTAH COMMISSION ON AGING, by Senator P. Jones, and it is transmitted for consideration; and

The Senate passed **S.B. 135**, SUNSET REAUTHORIZATION-HUMAN SERVICES, by Senator A. Christensen, and it is transmitted for consideration; and

The Senate passed, as amended, **S.C.R. 1**, CONCURRENT RESOLUTION SUPPORTING ESTABLISHMENT OF A FUND FOR ASSISTANCE TO FAMILIES OF FALLEN OFFICERS, by Senator K. Van Tassell, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILLS

H.B. 194, Involuntary Feeding and Hydration of Inmates (D. Brown), was read the first time by short title and referred to the Rules Committee.

H.B. 195, Petroleum and Underground Storage Tank Fees (G. Hughes), was read the first time by short title and referred to the Rules Committee.

H.B. 327, Operation of Bicycles on Highways (J. Anderson), was read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORT

Madam Speaker:

February 3, 2012

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 299**, Tax Revisions (Rep. J. Dougall), be amended as follows and further recommends it be assigned to the House Revenue and Taxation Standing Committee:

1. Page 2, Line 29 through 32:

29 (2) For purposes of Subsection (1), for a taxable year, the tax is an amount equal to the

30 product of:

31 (a) the resident individual's state taxable income for that taxable year; and

32 (b) [~~5%~~] {~~4%~~} 4.6% .

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Madam Speaker:

February 3, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

- H.B. 104** Local Highway Authority Regulatory Powers
(Rep. W. Harper)
- H.B. 126** Physician and Osteopathic Medicine Amendments
(Rep. S. Barlow)
- H.B. 229** Constables Amendments (Rep. L. Perry)

EDUCATION

- H.B. 230** Utah Schools for the Deaf and the Blind Amendments
(Rep. J. Seelig)
- H.B. 285** Repeal of Higher Education Tuition Assistance Program
(Rep. S. Eliason)

HEALTH AND HUMAN SERVICES

- H.B. 122** E-prescribing Amendments (Rep. E. Vickers)
- H.B. 232** Abuse, Neglect, and Division Definitions
(Rep. C. Watkins)
- H.B. 237** Child Welfare Amendments (Rep. W. Harper)

JUDICIARY

- H.B. 107** Joint Custody Modifications (Rep. G. Froerer)
- H.B. 116** Probate Code Amendments (Rep. V. L. Snow)
- H.B. 235** Offer of Judgment in Civil Cases (Rep. K. Ivory)
- H.B. 236** Alimony Modifications (Rep. S. Sandstrom)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

- H.B. 108** Internet Gambling (Rep. S. Sandstrom)
- H.B. 223** Retention of Evidence Amendments (Rep. B. Wilson)
- H.B. 228** Criminal Gang Amendments (Rep. C. Oda)

POLITICAL SUBDIVISIONS

- H.B. 94** Government Competition with Private Enterprise
(Rep. J. Anderson)
- H.B. 105** Official Voter Register Amendments (Rep. M. Newbold)

REVENUE AND TAXATION

- H.B. 298** Motor Vehicle Safety Inspection Amendments
(Rep. J. Dougall)
- H.B. 299** Tax Revisions (Rep. J. Dougall)

H.B. 312 Veteran Employment Tax Credit (Rep. D. Ipson)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:10 p.m., the House voted to adjourn until February 6, 2012, at 10:00 a.m.

FIFTEENTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:10 a.m.

Roll call showed all members present.

Prayer offered by Sue Richardson. Pledge of Allegiance led by Representative Derek Brown's son, Zachary Brown.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 3, 2012
 The Senate passed, as amended, **H.B. 45**, STATE FIRE CODE AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for further consideration.

Leslie McLean
 Secretary of the Senate

Communication filed. The bill was placed on the Concurrence Calendar.

* * *

Madam Speaker: February 3, 2012
 The Senate passed, as substituted, and amended **2nd Sub. S.B. 124**, COUNTY AMENDMENTS, by Senator C. Bramble, and it is transmitted for consideration.

Leslie O. McLean
 Secretary of the Senate

Communication filed. The bill was read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILLS

H.B. 133, Vehicle Registration Amendments (J. Peterson), was read the first time by short title and referred to the Rules Committee.

H.B. 142, Alcohol Amendments (G. Froerer), was read the first time by short title and referred to the Rules Committee.

H.B. 143, Alien Workers Related Amendments (B. Wright), was read the first time by short title and referred to the Rules Committee.

H.B. 144, Health System Reform Amendments (J. Dunnigan), was read the first time by short title and referred to the Rules Committee.

H.B. 191, Real Estate Amendments (G. Froerer), was read the first time by short title and referred to the Rules Committee.

H.B. 192, Private Property Rights (B. Wilson), was read the first time by short title and referred to the Rules Committee.

H.B. 193, Alcoholic Beverage Control Commission Amendments (B. Doughty), was read the first time by short title and referred to the Rules Committee.

H.B. 216, Political Subdivision Residential Rental Amendments (K. Sumsion), was read the first time by short title and referred to the Rules Committee.

H.B. 328, Judicial Performance Evaluation Amendments (V. L. Snow), was read the first time by short title and referred to the Rules Committee.

H.B. 329, Boating Amendments (L. Perry), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

S.B. 36, UTAH REVISED BUSINESS CORPORATION ACT AMENDMENTS RELATED TO TRANSFER OF CORPORATIONS, *Senator Davis*, was read the third time by short title and placed on its final passage. Representative King explained the bill.

S.B. 36 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson

Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Hughes	Hutchings
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Anderson	Butterfield	Herrod	Ipson
Noel	Sumsion		

S.B. 36 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 108, FINANCIAL INSTITUTION AMENDMENTS, *Senator Bramble*, was read the third time by short title and placed on its final passage. Representative Painter explained the bill.

S.B. 108 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold

Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Anderson Butterfield

S.B. 108 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

H.B. 100, SOCIAL WORKER EXAMINATION AMENDMENTS, *Litvack*, was read the third time by short title and placed on its final passage.

H.B. 100 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Anderson Butterfield Ipson Noel

H.B. 100 was transmitted to the Senate for its consideration.

* * *

2nd Sub. H.B. 26, PURCHASING FROM COMMUNITY REHABILITATION PROGRAMS AMENDMENTS, *Poulson*, was read the third time by short title and placed on its final passage.

2nd Sub. H.B. 26 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hutchings
Ipson	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Anderson Butterfield Hughes Ivory
Sumsion

2nd Sub. H.B. 26 was transmitted to the Senate for its consideration.

* * *

H.B. 220, CLASSIFICATION OF COUNTIES, *Menlove*, was read the third time by short title and placed on its final passage.

H.B. 220 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Anderson	Butterfield	Sumsion
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H.B. 220 was transmitted to the Senate for its consideration.

* * *

S.B. 89, MUNICIPAL ELECTION AMENDMENTS, *Senator Dayton*, was read the third time by short title and placed on its final passage. Representative Grover explained the bill.

S.B. 89 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth

Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Anderson	Butterfield	Sumsion
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S.B. 89 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 32, BREAST CANCER PREVENTION AMENDMENTS, *Senator Mayne*, was read the third time by short title and placed on its final passage. Representative Menlove explained the bill.

S.B. 32 passed on the following roll call:

Yeas, 66; Nays, 6; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Dee	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Moss	Newbold	Nielson	Noel

Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Daw	Dougall	Frank	Harper
McCay	Morley		

Absent or not voting were: Representatives

Anderson	Butterfield	Sumsion
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S.B. 32 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 129, UNEMPLOYMENT INSURANCE MODIFICATIONS, *Senator Bramble*, was read the third time by short title and placed on its final passage. Representative J. Peterson explained the bill.

S.B. 129 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom

Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives
Butterfield Sumsion

S.B. 129 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

H.B. 109, USE OF CONTROLLED SUBSTANCES IN RESEARCH, *Sanpei*, was read the third time by short title and placed on its final passage.

H.B. 109 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
Sumsion

H.B. 109 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.J.R. 6, JOINT RESOLUTION ON SEVERANCE TAX, *Nielson*, was read the third time by short title and placed on its final passage.

On motion of Representative Nielson, the House voted to circle **H.J.R. 6**.

UNFINISHED BUSINESS

Representative Nielson made a motion to uncircle **1st Sub. H.B. 210**. Representative King commented. The bill was uncircled on the following roll call:

Yeas, 37; Nays, 35; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Barrus	Butterfield	Christensen
Cox	D Brown	Daw	Dougall
Draxler	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Harper
Herrod	Hutchings	Ipson	J Peterson
Kiser	Last	Mathis	McCay
Newbold	Nielson	Noel	Oda
Painter	Pitcher	Ray	Sandstrom
Sanpei	V Peterson	Webb	Wilcox
Wilson			

Voting in the negative were: Representatives

Arent	Barlow	Briscoe	Chavez–Houck
Cosgrove	Doughty	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Handy
Hemingway	Hendrickson	Hughes	Ivory
King	Litvack	M Brown	McIff
Menlove	Morley	Moss	Perry
Poulson	Powell	Sagers	Seelig
Snow	Vickers	Watkins	Wheatley
Wiley	Wright	Lockhart	

Absent or not voting were: Representatives

Bird	Dee	Sumsion
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1st Sub. H.B. 210, SEVERANCE TAX AMENDMENTS, *Nielson*, was before the House on its final passage. Representatives King, Ivory, Litvack, and Barrus commented.

Representative Butterfield made a motion to circle **1st Sub. H.B. 210**. Representative Noel commented. The motion to circle failed on the following roll call:

Yeas, 22; Nays, 48; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Barlow	Butterfield	Dee	Dougall
Froerer	Galvez	Gibson	Greenwood
Hendrickson	Herrod	Hutchings	J Peterson
Morley	Newbold	Nielson	Oda
Powell	Ray	Sanpei	Webb
Wilcox	Lockhart		

Voting in the negative were: Representatives

Anderson	Arent	Barrus	Bird
Briscoe	Chavez-Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Grover	Handy
Harper	Hemingway	Ipson	Ivory
King	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Moss	Noel	Perry	Pitcher
Poulson	Sagers	Sandstrom	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Wheatley	Wiley	Wilson

Absent or not voting were: Representatives

Frank	Hughes	Kiser	Painter
Wright			

Representatives M. Brown, Wilcox, Hutchings, Briscoe, and Butterfield commented.

1st Sub. H.B. 210 failed on the following roll call:

Yeas, 36; Nays, 39; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Barlow	Butterfield	Cox	Daw
Dougall	Draxler	Frank	Froerer
Galvez	Gibson	Grover	Herrod

Hughes	Hutchings	J Peterson	Kiser
Last	Mathis	McCay	Morley
Newbold	Nielson	Oda	Painter
Perry	Pitcher	Ray	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Webb	Wilcox	Wilson	Lockhart

Voting in the negative were: Representatives

Anderson	Arent	Barrus	Bird
Briscoe	Chavez–Houck	Christensen	Cosgrove
D Brown	Dee	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Greenwood	Handy	Harper	Hemingway
Hendrickson	Ipson	Ivory	King
Litvack	M Brown	McIff	Menlove
Moss	Noel	Poulson	Powell
Sagers	Seelig	Vickers	Watkins
Wheatley	Wiley	Wright	

1st Sub. H.B. 210 was returned to the staff for filing.

REPORTS OF STANDING COMMITTEES

Madam Speaker:

February 3, 2012

The Judiciary Committee reports a favorable recommendation on **H.B. 90**, PUBLIC MEETINGS DURING PARTY CAUCUSES, by Representative K. Powell, with the following amendments:

1. Page 5, Line 149:

149 Subsection (1)(a) shall inform the lieutenant governor of the date and time of {~~a~~} the party's voting precinct

2. Page 6, Lines 171 through 172:

171 (2) Except in case of emergency, A public body may not convene a meeting at the same time as a voting precinct

172 caucus provided proper notice of the party's precinct caucus has been given pursuant to Section 20A-8-402. .

Kay L. McIff, Chair

Report filed. On motion of Representative McIff, the report of the Judiciary committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 3, 2012

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 99**, BACKGROUND CHECK FEE EXEMPTION FOR FIREARM PURCHASE, by Representative B. Galvez, with the following amendments:

1. Page 4, Lines 105 through 108:

105 (14) A law enforcement officer, as defined in Section
 106 53-13-103, is exempt from the
 107 background check fee required in this section for the purchase of a
 108 firearm if { ~~the dealer verifies~~
 109 ~~with the employing agency that~~ } the law enforcement officer
 110 verifies current employment by providing a letter of good standing
 111 from the officer's commanding officer and current law enforcement
 112 photo identification. { ~~is currently employed and in good~~
 113 ~~standing as of the date of purchase.~~ } ; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 103**, THEFT BY DECEPTION AMENDMENT, by Representative C. Oda; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 117**, FIREARM MODIFICATIONS, by Representative K. Ivory; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 307**, FACTUAL INNOCENCE AMENDMENTS, by Representative B. Dee; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 97**, RACKETEERING AMENDMENT, by Representative J. Seelig, and recommends it be placed on the Consent Calendar.

Curtis Oda, Chair

Reports filed. On motion of Representative Oda, the reports of the Law Enforcement and Criminal Justice committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker:

February 3, 2012

The Transportation Committee reports a favorable recommendation on **H.B. 260**, PEDESTRIANS ON HIGHWAYS, by Representative L. Perry, with the following amendments:

1. Page 1, Lines 13 through 14:

13 ▶ provides that a pedestrian may not walk {~~along~~
or-} on a freeway or {~~a limited access~~

14 ~~highway~~} certain controlled-access highways in an
urbanized area except during an emergency; and

2. Page 2, Lines 47 through 48:

47 (7) A pedestrian may not walk {~~along or~~} on [~~a no~~
access freeway facility] a freeway or {~~a~~

48 ~~limited access highway~~} any other controlled-access
highway in an urbanized area as defined by the current census upon
which entrance, exit, and cross traffic is controlled in the same manner as
on a freeway except during an emergency. ; and

The Transportation Committee recommends **H.B. 92**, BOATING REVISIONS, by Representative R. Greenwood, be replaced and reports a favorable recommendation on 1st Sub. H.B. 92, BOATING REVISIONS and asks that it be placed on the Consent Calendar; and

The Transportation Committee reports a favorable recommendation on **H.B. 297**, HIGHWAY BARRICADE AMENDMENTS, by Representative L. Perry, and recommends it be placed on the Consent Calendar.

Bradley M. Daw, Chair

Reports filed. On motion of Representative Daw, the reports of the Transportation committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker:

February 6, 2012

The Government Operations Committee reports a favorable recommendation on **1st Sub. H.B. 19**, STATE ISSUED IDENTIFICATION

NUMBERS, by Representative W. Harper, and recommends it be placed on the Consent Calendar.

Kraig Powell, Chair

Reports filed. On motion of Representative Powell, the report of the Government Operations committee was adopted and the bill was considered read the second time by short title and placed on the Consent Calendar.

* * *

Madam Speaker:

February 6, 2012

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 318**, INDUSTRIAL ASSISTANCE ACCOUNT AMENDMENTS, by Representative R. Menlove, and recommends it be placed on the Consent Calendar.

R. Curt Webb, Chair

Reports filed. On motion of Representative Webb, the report of the Political Subdivisions committee was adopted and the bill was considered read the second time by short title and placed on the Consent Calendar.

* * *

Madam Speaker:

February 6, 2012

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 312**, VETERAN EMPLOYMENT TAX CREDIT, by Representative D. Ipson, with the following amendments:

1. Page 2, Lines 42 through 48:

42 (ii) within the last two years, has exhausted the unemployment
benefits under

43 Subsection (2)(a) (i) ; and

44 (b) works for the corporation at least 35 hours per week for not
less than 45 of the 52

45 weeks following the recently deployed veteran's start date for the
employment.

46 (3) A tax credit:

47 (a) earned under this section shall be claimed
{-for } beginning in the year the requirements of

48 Subsection (2) are met;

2. Page 2, Line 53 through Page 3, Line 66:

53 (4) A corporation that claims a tax credit under this section shall retain the following

54 for each recently deployed veteran for which a tax credit is claimed under this section:

55 (a) the recently deployed veteran's:

56 (i) name;

57 (ii) taxpayer identification number;

58 (iii) last known address; {~~and~~ }

59 (iv) start date for the employment; and

(v) documentation establishing that the recently deployed veteran was employed as required under Subsection (2)(b) :

60 (b) documentation provided by the recently deployed veteran's military service unit

61 establishing that the recently deployed veteran is a recently deployed veteran; and

62 (c) a signed statement from the Department of Workforce Services that the recently

63 deployed veteran meets the requirements of Subsection (2)(a) regarding unemployment

64 benefits {~~;~~ and

65 (d) a signed statement that the corporation has employed the recently deployed veteran

66 as required under Subsection (2)(b) } .

3. Page 4, Lines 94 through 96:

94 (3) A tax credit:

95 (a) earned under this section shall be claimed {~~for~~ } beginning in the year the requirements of

96 Subsection (2) are met;

4. Page 4, Lines 101 through 115:

101 (4) A claimant, estate, or trust that claims a tax credit under this section shall retain the

102 following for each recently deployed veteran for which a tax credit
 103 is claimed under this

104 section:

104 (a) the recently deployed veteran's:

105 (i) name;

106 (ii) taxpayer identification number;

107 (iii) last known address; {~~and~~ }

108 (iv) start date of the employment; and

109 (v) documentation establishing that the recently deployed veteran
 110 was employed as required under Subsection (2)(b);

109 (b) documentation provided by the recently deployed veteran's
 110 military service unit

110 establishing that the recently deployed veteran is a recently
 111 deployed veteran; and

111 (c) a signed statement from the Department of Workforce
 112 Services that the recently

112 deployed veteran meets the requirements of Subsection (2)(a)
 113 regarding unemployment

113 benefits {~~; and~~

114 (d) a signed statement that the claimant, estate, or trust has
 115 employed the recently

115 deployed veteran as required under Subsection (2)(b) } .; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.J.R. 12**, JOINT RESOLUTION ON PROPERTY TAX EXEMPTION FOR CERTAIN MILITARY PERSONNEL, by Representative S. Sandstrom.

Patrick Painter, Chair

Reports filed. On motion of Representative Painter, the reports of the Revenue and Taxation committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

RULES COMMITTEE REPORT

Madam Speaker:

February 6, 2012

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 80**, Reorganization of Administrative Support Functions in

State Agencies (Rep. W. Harper) be lifted from Rules and replaced with **1st Sub. H.B. 80**, Reorganization of Administrative Support Functions in State Agencies (Rep. W. Harper), and further recommends it be assigned to the House Government Operations Standing Committee.

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Madam Speaker:

February 6, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

H.B. 66 Deferred Deposit Lending Amendments (Rep. B. Daw)
H.B. 217 Gift Card Provisions (Rep. V. Peterson)

EDUCATION

H.B. 115 Peer Assistance and Review Pilot Program
(Rep. C. Moss)

GOVERNMENT OPERATIONS

H.B. 219 Use of Public Buildings (Rep. J. Nielson)
H.B. 310 State and Political Subdivision Employment Amendments
(Rep. D. McCay)

HEALTH AND HUMAN SERVICES

H.B. 313 Local Health Regulation (Rep. J. Anderson)

JUDICIARY

H.B. 238 Expunged Records Amendments (Rep. R. Greenwood)
H.B. 326 Serious Youth Offender Amendments (Rep. P. Ray)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

H.B. 239 Pawnshop Record Amendments (Rep. R. Greenwood)
S.C.R. 1 Concurrent Resolution Supporting Establishment of a
Fund for Assistance to Families of Fallen Officers
(Sen. K. Van Tassell)

POLITICAL SUBDIVISIONS

- H.B. 119** Study on Signing Petitions Online
(Rep. R. Chavez–Houck)
- H.B. 224** Political Subdivisions – Report of Receipts of Federal
Money (Rep. K. Ivory)
- 2nd Sub. S.B. 124** County Amendments (Sen. C. Bramble)

PUBLIC UTILITIES AND TECHNOLOGY

- H.B. 118** Storage of Electronic Records (Rep. B. Daw)
- H.B. 311** Electronic Meetings for Charter School (Rep. B. Daw)
- H.J.R. 9** Joint Resolution on Monetary Declaration
(Rep. B. Galvez)

**WORKFORCE SERVICES AND COMMUNITY & ECONOMIC
DEVELOPMENT**

- S.B. 131** Reauthorization of Utah Commission on Aging
(Sen. P. Jones)
- S.B. 135** Sunset Reauthorization–human Services
(Sen. A. Christensen)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:00 p.m., the House voted to adjourn until February 7, 2012, at 10:00 a.m.

SIXTEENTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:00 a.m.

Roll call showed all members present

Prayer offered by Dawain Wheatley, U. S. Government and U. S. History teacher – Wasatch High School. Pledge of Allegiance led by Lisa Kirchenheiter, Member, Park City School District Board of Education. Both participants are guests of Representative Kraig Powell.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

February 6, 2012

The President of the Senate has signed **H.B. 12**, CORRECTIONS EDUCATION AMENDMENTS, by Representative B. Wright, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 21**, DRIVER LICENSE EMERGENCY CONTACT DATABASE, by Representative M. Poulson, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker:

February 6, 2012

The Senate passed, as amended, **H.B. 20**, ELECTION LAW AMENDMENTS, by Representative R. C. Webb, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

Madam Speaker:

February 6, 2012

The Senate concurred in the House amendments and passed **S.B. 28**, STATE CONSTRUCTION CODE AMENDMENTS, by Senator J. Valentine, and it is transmitted for the signature of the Speaker.

Leslie McLean

Secretary of the Senate

Communications filed. The bill was signed by the Speaker and returned to the Senate for the signature of the President.

Madam Speaker:

February 6, 2012

The Senate passed, as substituted, and amended **1st Sub. S.B. 21**, DEPARTMENT OF ENVIRONMENTAL QUALITY BOARDS REVISIONS, by Senator M. Dayton, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 115**, HISTORICAL DISTRICT CREATION REQUIREMENTS, by Senator W. Niederhauser, and it is transmitted for consideration; and

The Senate passed **S.B. 132**, REAUTHORIZATION OF RADIATION CONTROL ACT, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed **S.B. 133**, REAUTHORIZATION OF MERCURY SWITCH REMOVAL ACT, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed **S.B. 140**, LIQUIFIED PETROLEUM GAS AMENDMENTS, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed **S.B. 142**, TRAFFIC MANAGEMENT COMMITTEE REPEAL, by Senator T. Weiler, and it is transmitted for consideration; and

The Senate passed **S.B. 145**, STATE BUILDING BOARD AMENDMENTS, by Senator J. S. Adams, and it is transmitted for consideration; and

The Senate passed **S.B. 147**, EMERGENCY VEHICLE AMENDMENTS, by Senator D. Thatcher, and it is transmitted for consideration; and

The Senate passed, as amended, **S.C.R. 4**, CONCURRENT RESOLUTION ON BREAST CANCER SCREENING, by Senator K. Mayne, and it is transmitted for consideration; and

The Senate passed **S.J.R. 10**, RESOLUTION APPROVING REAPPOINTMENT OF DIRECTOR OF LEGISLATIVE RESEARCH AND GENERAL COUNSEL, by Senator M. Waddoups, and it is transmitted for consideration.

Leslie McLean
Secretary of the Senate

Communications filed. These bills were considered read for the first time and referred to the Rules Committee.

INTRODUCTION OF BILLS

H.B. 164, Trust Deed Foreclosure Changes (L. Christensen), was read the first time by short title and referred to the Rules Committee.

H.B. 174, Sales and Use Tax Allocations for Water Resources Construction Fund (P. Painter), was read the first time by short title and referred to the Rules Committee.

H.B. 180, Food Stamp Reference Amendments (R. Chavez–Houck), was read the first time by short title and referred to the Rules Committee.

H.B. 189, Asbestos Requirements (L. Wiley), was read the first time by short title and referred to the Rules Committee.

H.B. 190, Nurse Midwife Practice Act Amendments (D. Brown), was read the first time by short title and referred to the Rules Committee.

H.B. 348, Hazardous Waste Amendments (R. Menlove), was read the first time by short title and referred to the Rules Committee.

H.B. 366, Receipt of Welfare Benefits Amendments (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.B. 385, Sales and Use Tax – Seller Notice Requirements (W. Harper), was read the first time by short title and referred to the Rules Committee.

H.B. 395, Firearms Amendments (S. Sandstrom), was read the first time by short title and referred to the Rules Committee.

H.B. 406, Homeowner Association Registration Amendments (D. Ipson), was read the first time by short title and referred to the Rules Committee.

H.B. 416, Guardian Ad Litem Office References (V. L. Snow), was read the first time by short title and referred to the Rules Committee.

H.B. 495, Property Tax – Appraiser Amendments (J. Draxler), was read the first time by short title and referred to the Rules Committee.

H.B. 510, Indigent Defense Act Amendments (G. Hughes), was read the first time by short title and referred to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Madam Speaker:

February 6, 2012

The Business and Labor Committee recommends **H.B. 229, CONSTABLES AMENDMENTS**, by Representative L. Perry, be replaced and reports a favorable recommendation on **1st Sub. H.B. 229, CONSTABLES AMENDMENTS** with the following amendments:

1. Page 2, Lines 41 through 45:

41 (1) While performing a duty described in Section 17–25–1, a constable shall

42 prominently display a badge or other visible form of credentials and identification identifying:

43 [~~(1)~~] (a) a person as a constable;

44 [~~(2)~~] (b) the person’s name; and

45 [~~(3)~~] (c) the county or municipality for which the constable is ~~{–employed–}~~ appointed . ; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 113, HIGH RISK INSURANCE POOL AMENDMENTS**, by Representative J. Dunnigan, and recommends it be placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 114, MASSAGE THERAPY ACT AMENDMENTS**, by Representative T. Cosgrove, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 1, Lines 7 through 6:

7 LONG TITLE

8 General Description:

9 This bill ~~{adds a definition and}~~ modifies a definition in the Massage Therapy Practice

10 Act

11 Highlighted Provisions:

12 This bill:

{~~—~~} defines “manipulation” as used in the Massage Therapy Practice Act; and }

14 ► modifies the definition of “practice of massage therapy” to include providing,

15 offering, or advertising a paid service using the term massage, regardless of whether

16 the service includes physical contact {~~—~~} ; and
makes technical changes.

2. Page 2, Line 34 through Page 3, Line 74:

34 {~~-(4)~~} “Manipulation” means physical contact, with
movement, on the clothed or

35 unclothed body. }

36 {~~-(1)~~} (4) {~~-(1)~~} {~~-(5)~~} “Massage apprentice” means an individual licensed under this chapter as a

37 massage apprentice to work under the direct supervision of a licensed massage therapist.

38 {~~-(1)~~} (5) {~~-(1)~~} {~~-(6)~~} “Massage therapist” means an individual licensed under this chapter as a

39 massage therapist.

40 {~~-(1)~~} (6) {~~-(1)~~} {~~-(7)~~} “Practice of massage therapy” means:

41 (a) the examination, assessment, and evaluation of the soft tissue structures of the body

42 for the purpose of devising a treatment plan to promote homeostasis;

43 (b) the systematic manual or mechanical manipulation of the soft tissue of the body for

44 the purpose of:

45 (i) promoting the therapeutic health and well-being of a client;

- 46 (ii) enhancing the circulation of the blood and lymph;
- 47 (iii) relaxing and lengthening muscles;
- 48 (iv) relieving pain;
- 49 (v) restoring metabolic balance;
- 50 (vi) achieving homeostasis; ~~{-and-}~~ or
- 51 (vii) ~~{-recreational-or-}~~ other purposes;
- 52 (c) the use of the hands or a mechanical or electrical apparatus in connection with this
- 53 Subsection ~~{-+-}~~ (6) ~~{-+-}~~ ~~{-(7)}~~ ;
- 54 (d) the use of rehabilitative procedures involving the soft tissue of the body;
- 55 (e) range of motion or movements without spinal adjustment as set forth in Section
- 56 58-73-102;
- 57 (f) oil rubs, heat lamps, salt glows, hot and cold packs, or tub, shower, steam, and
- 58 cabinet baths;
- 59 (g) manual traction and stretching exercise;
- 60 (h) correction of muscular distortion by treatment of the soft tissues of the body;
- 61 (i) counseling, education, and other advisory services to reduce the incidence and
- 62 severity of physical disability, movement dysfunction, and pain;
- 63 (j) similar or related activities and modality techniques; ~~[and]~~
- 64 (k) the practice described in this Subsection ~~{-+-}~~ (6) ~~{-+-}~~ ~~{-(7)}~~ on an animal to the extent
- 65 permitted by:
- 66 (i) Subsection 58-28-307(12);
- 67 (ii) the provisions of this chapter; and
- 68 (iii) division rule~~[-];~~ or
- 69 (l) providing, offering, or advertising a paid service using the term massage or a

70 derivative of the word massage, regardless of whether the service includes physical contact.

71 { - } (7) { - } { ~~(8)~~ } “Soft tissue” means the muscles and related connective tissue.

72 { - } (8) { - } { ~~(9)~~ } “Unlawful conduct” is as defined in Sections 58-1-501 and 58-47b-501.

73 { - } (9) { - } { ~~(10)~~ } “Unprofessional conduct” is as defined in Sections 58-1-501 and 58-47b-502

74 and as may be further defined by division rule.

James A. Dunnigan, Chair

Reports filed. On motion of Representative Dunnigan, the reports of the Business and Labor committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker:

February 6, 2012

The Education Committee reports a favorable recommendation on **H.B. 230**, UTAH SCHOOLS FOR THE DEAF AND THE BLIND AMENDMENTS, by Representative J. Seelig, with the following amendments:

- 1. Page 1, Lines 18 through 19:

18 • report verbally and in written form annually to the Education Interim Committee on the Utah Schools for the
19 Deaf and the Blind;

- 2. Page 3, Lines 64 through 89:

64 [~~(3)(a)~~] (4) (a) The board shall:
65 [~~(i) appoint members of the Advisory Council for the Utah Schools for the Deaf and~~
66 ~~the Blind; and~~]
67 [~~(ii) receive and consider the recommendations and advice of the advisory council.~~]
68 [(b) The board is not obligated to follow the recommendations of the advisory council.]

69 {~~(a)~~} (i) establish the Advisory Council for the Utah Schools for the Deaf and the Blind and

70 appoint no more than 11 members to the advisory council;

71 {~~(b)~~} (ii) make rules in accordance with Title 63G, Chapter 3, Utah Administrative

72 Rulemaking Act, regarding the operation of the advisory council; and

73 {~~(c)~~} (iii) receive and consider the advice and recommendations of the advisory council but is

74 not obligated to follow the recommendations of the advisory council.

(b) The advisory council described in Subsection (4)(a) shall include at least:

(i) two members who are blind;

(ii) two members who are deaf; and

(iii) two members who are deafblind or parents of a deafblind child.

75 [~~(4)~~] (5) The board shall approve the annual budget and expenditures of the Utah

76 Schools for the Deaf and the Blind.

77 (6) (a) On or before the November interim meeting each year, the board shall report to the

78 Education Interim Committee on the Utah Schools for the Deaf and the Blind.

(b) The report shall be presented verbally and in written form to the Education Interim Committee and shall

79 include:

80 {~~(a)~~} (i) a financial report;

81 {~~(b)~~} (ii) a report on the activities of the superintendent and associate superintendents;

82 {~~(c)~~} (iii) a report on activities to involve parents and constituency and advocacy groups in

83 the governance of the school; and

84 {~~(d)~~} (iv) a report on student achievement including:

85 {~~(i)~~} (A) student academic achievement data,
including longitudinal data for both current and

86 previous students served by the Utah Schools for the Deaf and the
Blind;

87 {~~(ii)~~} (B) graduation rates; and

88 {~~(iii)~~} (C) students exiting the Utah Schools for the
Deaf and the Blind and their educational

89 placement after exiting the Utah Schools for the Deaf and the Blind.
; and

The Education Committee reports a favorable recommendation on **H.B. 218**, LOCAL SCHOOL BOARD BUSINESS ADMINISTRATOR, by Representative D. McCay, and recommends it be placed on the Consent Calendar; and

The Education Committee reports a favorable recommendation on **H.B. 285**, REPEAL OF HIGHER EDUCATION TUITION ASSISTANCE PROGRAM, by Representative S. Eliason, and recommends it be placed on the Consent Calendar.

Francis D. Gibson, Chair

Reports filed. On motion of Representative Dee, the reports of the Education committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker: February 6, 2012

The Health and Human Services Committee reports a favorable recommendation on **H.B. 225**, CHILD AND FAMILY SERVICE PROVIDERS, by Representative C. Watkins, with the following amendments:

- 1. Page 2, Line 43:

43 (3) When the division provides a service through a private
contract, not including a foster parent placement, the division shall ;
and

The Health and Human Services Committee recommends **H.B. 237**, CHILD WELFARE AMENDMENTS, by Representative W. Harper, be replaced and reports a favorable recommendation on **1st Sub. H.B. 237**, CHILD WELFARE AMENDMENTS with the following amendments:

- 1. Page 36, Line 1094:

1094 (b) may , if a suitable placement is not already
available, order the division to conduct a reasonable search , in

addition to any search that occurred when the child was initially taken into protective custody, to determine whether there

2. Page 40, Line 1230:

1230 (ii) except as provided in Subsection (10)(c), conduct a visit with the client in conjunction with the visit of a Division of Child

3. Page 40, Lines 1231 through 1232:

1231 and Family Services caseworker.

(c) A guardian ad litem may meet with a client during a team meeting or court hearing when a Division of Child and Family Services caseworker is present.

1232 [(40)] (11) (a) An attorney guardian ad litem shall maintain current and accurate

4. Page 41, Line 1239:

1239 [(44)] (12) (a) Except as provided in [Subsection (11)(b)] {~~Subsections (11) and~~ } Section (12)(b),

Paul Ray, Chair

Reports filed. On motion of Representative Vickers, the reports of the Health and Human Services committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

CONCURRENCE CALENDAR

On motion of Representative Dunnigan, the House voted to concur in the Senate amendments to **H.B. 45, STATE FIRE CODE AMENDMENTS.**

H.B. 45, as amended by the Senate, passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover

Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Lockhart

Absent or not voting were: Representatives

Hutchings	M Brown	McCay	McIff
Ray	Sumsion	Wright	

H.B. 45, as amended by the Senate, transmitted to the Senate for signature of President.

UNFINISHED BUSINESS

On motion of Representative Draxler, the House voted to uncircle **H.B. 13**.

H.B. 13, OFFENDER REGISTRY REVIEW, *Draxler*, was before the House on its final passage.

Representative Draxler proposed Amendment 5:

1. Page 2, Lines 29 through 30

29 Other Special Clauses:

30 {~~None~~} This bill coordinates with H.B. 17, Sex Offender Registry Chapter and H.B. 18, Kidnapping Offender Amendments.

2. Page 16, Lines 466 through 468
House Committee Amendments 1–26–2012:

466 (a) the offender was convicted of:

467 (i) Section 76–5–~~H~~ [40] 401 ~~←H~~, unlawful sexual activity with a minor and at the time of the offense was not more than 10 years older than the victim ;

468 (ii) Section 76–5–401.2, unlawful sexual conduct with a 16 or 17 year old and at the time of the offense was not more than 15 years older than the victim ; or

3. Page 16, Lines 475 through 478

House Committee Amendments 1–26–2012:

475 (e) the offender has paid all restitution ordered by the court;
(f) the offender has complied with all the registration
requirements of this section; and

476 ~~{-(f)}~~ (g) the office that prosecuted the offender, and
the victim, or if the victim is still a

477 minor, the victim's parent, are notified and provided with an
opportunity to respond in

478 accordance with Subsection (35).

4. Page 17, Lines 501 through 502:

501 (34) (a) The offender shall file the petition, original
information, and court docket with the court, and deliver a copy of the
petition to the office of the prosecuting

502 attorney.

5. Page 17, Lines 509 through 511:

509 (b) The prosecuting attorney ~~{- and the victim, if applicable,~~
~~may respond to the petition~~

510 by filing } shall provide the following, if available, to the
court within 30 days after receiving the petition:

(i) presentencing report;

(ii) any evaluation done as part of sentencing; and

(iii) any other information the prosecutor feels the court should
consider.

(c) The victim may respond to the petition by filing a
recommendation or objection with the court within 30 days after the
mailing of the

511 petition.

6. Page 17, Lines 512 through 513:

512 (35) The court shall review all documents submitted with the
petition and ~~{-may}~~ shall hold a

513 hearing if requested by the prosecutor or the victim . The court
shall consider whether the offender has paid all restitution ordered by the

7. Page 23, Line 689:

689 (ii) to cover operations and maintenance costs on the court complex.

Section 3. Coordination Clause.

If this H.B. 13 and H.B. 17, Sex Offender Registry Chapter, both pass and become law, the Legislature intends that:

(1) Subsections 77-27-21.5(1)(a), (c), and (q) in this bill be merged alphabetically into Section 77-41-102 in H.B. 17, renumber the subsections, and change the internal cross references accordingly;

(2) Subsection 77-41-109(2) in H.B. 17 be amended to read:

“(2) Notwithstanding Title 77, Chapter 40, Utah Expungement Act, a person convicted of any offense listed in Subsection 77-41-102(7) or (14) is not relieved from the responsibility to register as required under this section, unless the offender is removed from the registry under Section 77-41-112.;

(3) Subsections 77-27-21.5(32) through (36) in this bill be created as a new Section 77-41-112, renumber the subsections, and change the internal cross references accordingly; and

(4) the Office of Legislative Research and General Counsel make these changes when preparing the Utah Code database for publication.

Section 4. Coordination Clause — Coordinating H.B. 13, H.B. 17, and H.B. 18 — Merging technical amendments — Creating new Section.

If this H.B. 13, H.B. 17, Sex Offender Registry, and H.B. 18, Kidnapping Offender Amendments, all pass and become law, the Legislature intends that:

(1) Subsection (3) of Section 3, Coordination clause with H.B. 13 and H.B. 17 not take effect; and

(2) Subsections 77-27-21.5(32) through (36) in this H.B. 13 be merged with Subsections 77-27-21.5(32) through (35) in H.B. 18 to create the following new Section 77-41-112:

“77-41-112. Removal from Registry — Requirements — Procedure.

(1) An offender may petition the court where the offender was convicted of the offense requiring registration for an order removing the offender from the Sex Offender and Kidnap Offender Registry if:

(a) the offender was convicted of violating:

(i) Section 76-5-301, Kidnapping, and the conviction of violating Section 76-5-301 is the only conviction for which the offender is required to register;

(ii) Section 76-5-304, Unlawful Detention, and the conviction of

violating Section 76-5-304 is the only conviction for which the offender is required to register;

(iii) Section 76-5-401, unlawful sexual activity with a minor and, at the time of the offense, was not more than 10 years older than the victim; or

(iv) Section 76-5-401.2, unlawful sexual conduct with a 16 or 17 year old, and at the time of the offense, was not more than 10 years older than the victim;

(b) five years have passed since the completion of the offender's sentence;

(c) the offender has successfully completed all treatment ordered by the court or the Board of Pardons and Parole relating to the conviction;

(d)(i) the offender has not been convicted of any other crime, excluding traffic offenses, as evidenced by a certificate of eligibility issued by the bureau;

(ii) as used in this Section, "traffic offense" does not include a violation of Title 41, Chapter 6a, Part 5, Driving Under The Influence And Reckless Driving;

(e) the offender has paid all restitution ordered by the court;

(f) the offender has complied with all the registration requirements at all times as required in this chapter, as evidenced by a document obtained by the offender from the Utah Department of Corrections, which confirms compliance; and

(g) the office that prosecuted the offender, and the victim, or if the victim is still a minor, the victim's parent, are notified and provided with an opportunity to respond in accordance with Subsection (3)(a).

(2) (a) (i) An offender seeking removal from the Sex Offender or Kidnap Offender Registry shall apply for a certificate of eligibility from the bureau.

(ii) An offender who intentionally or knowingly provides any false or misleading information to the bureau when applying for a certificate of eligibility is guilty of a class B misdemeanor and subject to prosecution under Section 76-8-504.6.

(iii) Regardless of whether the offender is prosecuted, the bureau may deny a certificate of eligibility to anyone providing false information on an application.

(b) (i) The bureau shall perform a check of records of governmental agencies, including national criminal data bases, to determine whether an offender is eligible to receive a certificate of eligibility under this Section.

(ii) If the offender meets all of the criteria under Subsections (1)(b) and (d), the bureau shall issue a certificate of eligibility to the offender which shall be valid for a period of 90 days from the date the certificate is issued.

(c) (i) The bureau shall charge application and issuance fees for a certificate of eligibility in accordance with the process in Section 63J-1-504.

(ii) The application fee shall be paid at the time the offender submits an application for a certificate of eligibility to the bureau.

(iii) If the bureau determines that the issuance of a certificate of eligibility is appropriate, the offender will be charged an additional fee for the issuance of a certificate of eligibility.

(d) Funds generated under this Subsection (2) shall be deposited in the General Fund as a dedicated credit by the department to cover the costs incurred in determining eligibility.

(3) (a) The offender shall file the petition, original information, and court docket with the court, and deliver a copy of the petition to the office of the prosecutor.

(i) Upon receipt of a petition for removal from the Sex Offender and Kidnap Offender Registry, the office of the prosecutor shall provide notice of the petition by first-class mail to the victim at the most recent address of record on file or, if the victim is still a minor, to the parent or guardian of the victim.

(ii) The notice shall include a copy of the petition, state that the victim has a right to object to the removal of the offender from the registry, and provide instructions for registering an objection with the court.

(b) The office of the prosecutor shall provide the following, if available, to the court within 30 days after receiving the petition:

(i) presentencing report;

(ii) any evaluation done as part of sentencing; and

(iii) any other information the office of the prosecutor feels the court should consider.

(c) The victim, or the victim's parent or guardian if the victim is a minor, may respond to the petition by filing a recommendation or objection with the court within 45 days after the mailing of the petition to the victim.

(4)(a) The court shall:

(i) review the petition and all documents submitted with the petition; and

(ii) hold a hearing if requested by the prosecutor or the victim.

(b) The court shall consider whether the offender has paid all restitution ordered by the court or the Board of Pardons.

(c) If the court determines that it is not contrary to the interests of the public to do so, it may grant the petition and order removal of the offender from the registry.

(d) If the court grants the petition, it shall forward a copy of the order directing removal of the offender from the registry to the department and the office of the prosecutor.

(5) The office of the prosecutor shall notify the victim of the court's decision in the same manner as notification was provided in Subsection (3)(a).";

(c) change the internal cross references accordingly; and

(d) the Office of Legislative Research and General Counsel make these changes when preparing the Utah Code database for publication.

Representative Draxler's motion to amend passed on a voice vote. Representatives Sagers, Cosgrove, McIff, Herrod, and Menlove commented.

H.B. 13, as amended, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Wheatley	Wilcox	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Froerer	Ivory	Ray	Webb
Wiley			

H.B. 13, as amended, was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 263, UNEMPLOYMENT BENEFITS FOR MILITARY SPOUSE, *Hemingway*, was read the third time by short title and placed on its final passage.

H.B. 263 passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Fisher	Frank	Galvez	Gibson
Greenwood	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Wheatley	Wilcox	Wiley
Wilson	Wright		

Absent or not voting were: Representatives

Eliason	Froerer	Grover	Hutchings
M Brown	Menlove	Ray	Webb
Lockhart			

H.B. 263 was transmitted to the Senate for its consideration.

* * *

H.B. 62, PROVISIONS REGARDING SCHOOL SUPPLIES, *Powell*, was read the third time by short title and placed on its final passage.

Representative Powell proposed Amendment 1:

1. Page 1, Lines 15 through 19

15 ► requires that a suggested list of supplies include specified language explaining that {→

16 •—— the list is compiled solely to provide information to parents and guardians who

17 wish to voluntarily furnish supplies for student use; and

18 •—— equivalent supplies will be furnished by the school to all students free of charge

19 as necessary. } the supplies may be brought from home on a voluntary basis; otherwise, they will be furnished by the school free of charge.

2. Page 2, Lines 44 through 49

House Committee Amendments

1-27-2012:

44 { ~~“NOTICE: H→ FURNISHING ←H THE ITEMS ON THIS LIST H→ [ARE] IS ←H~~

44a ~~OPTIONAL. NO ELEMENTARY~~

45 ~~SCHOOL STUDENT MAY BE REQUIRED TO BRING ANY OF THESE SUPPLIES TO~~

46 ~~SCHOOL. THIS LIST IS COMPILED SOLELY TO PROVIDE INFORMATION TO~~

47 ~~PARENTS OR GUARDIANS WHO WISH TO VOLUNTARILY FURNISH SUPPLIES FOR~~

48 ~~STUDENT USE. H→ [EQUIVALENT] ←H SUPPLIES WILL BE FURNISHED H→ AS~~

48a ~~NECESSARY ←H BY THE SCHOOL TO~~

49 ~~ALL STUDENTS FREE OF CHARGE H→ [AS NECESSARY] ←H ” }~~

“NOTICE: THE ITEMS ON THIS LIST WILL BE USED DURING THE REGULAR SCHOOL DAY. THEY MAY BE BROUGHT FROM HOME ON A VOLUNTARY BASIS; OTHERWISE, THEY WILL BE FURNISHED BY THE SCHOOL FREE OF CHARGE.”

Representative Powell’s motion to amend passed on a voice vote.

H.B. 62, as amended, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McCliff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Butterfield	Froerer	Ray	Seelig
Webb			

H.B. 62, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 241, FOSTER CARE AND KINSHIP PLACEMENT AMENDMENTS, *Watkins*, was read the third time by short title and placed on its final passage.

Representative Litvack proposed Amendment 1:

- 1. Page 1, Lines 14 through 15

14 from a foster parent who is the child’s relative without ~~{–clear and convincing–}~~ determining by a preponderance of the

15 evidence that the relative is incapable of caring for the child; and

2. Page 4, Line 94:

94 foster parent without {~~clear and convincing~~} determining
by a preponderance of the evidence that the foster parent is incapable
of caring

Representative Litvack’s motion to amend passed on a voice vote.

H.B. 241, as amended, passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Snow	V Peterson	Vickers
Watkins	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Barlow	Draxler	Froerer	McCay
Ray	Seelig	Sumsion	Webb

H.B. 241, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 70, AIR QUALITY TASK FORCE, *Arent*, was read the third time by short title and placed on its final passage. Representatives Briscoe, Draxler, Edwards, Handy, M. Brown, Barrus, and Chavez–Houck commented.

H.B. 70 passed on the following roll call:

Yeas, 55; Nays, 16; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
Butterfield	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Galvez
Greenwood	Handy	Harper	Hemingway
Hendrickson	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	McIff	Menlove
Moss	Nielson	Perry	Pitcher
Poulson	Powell	Sagers	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Wheatley	Wilcox
Wiley	Wilson	Lockhart	

Voting in the negative were: Representatives

Anderson	Bird	Dee	Dougall
Gibson	Grover	Herrod	Mathis
McCay	Morley	Newbold	Noel
Oda	Painter	Sandstrom	Wright

Absent or not voting were: Representatives

Froerer	Hughes	Ray	Webb
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H.B. 70 was transmitted to the Senate for its consideration.

* * *

H.B. 44, THEFT AMENDMENTS, *Ray*, was read the third time by short title and placed on its final passage.

On motion of Representative Menlove, the House voted to circle **H.B. 44**.

* * *

1st Sub. H.B. 252, PEACE OFFICER STANDARDS AND TRAINING AMENDMENTS, *Greenwood*, was read the third time by short title and placed on its final passage.

1st Sub. H.B. 252 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Froerer	Hughes	Ray	Webb
Wheatley			

1st Sub. H.B. 252 was transmitted to the Senate for its consideration.

* * *

H.B. 276, AIDING SEXUAL SOLICITATION, *Ray*, was read the third time by short title and placed on its final passage.

On motion of Representative Menlove, the House voted to circle **H.B. 276**.

RULES COMMITTEE REPORT

Madam Speaker:

February 7, 2012

The House Rules Committee recommends that the following resolution, under suspension of the rules, be considered read for the second time and placed on the top of the Third Reading Calendar for Senate bills:

S.J.R. 10 Resolution Approving Reappointment of Director of Legislative Research and General Counsel

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Madam Speaker: February 7, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

- H.B. 131** Liens for Preconstruction Service and Construction Work (Rep. M.Morley)
- H.B. 191** Real Estate Amendments (Rep. G. Froerer)
- H.B. 321** Bond Limit Requirements for Motor Vehicle Dealers (Rep. D. Butterfield)
- H.B. 325** Motor Fuel Marketing Act Reauthorization (Rep. D. Ipson)

EDUCATION

- H.B. 128** School Community Council Revisions (Rep. B. Wright)
- H.B. 322** Higher Education Tenure (Rep. C. Herrod)

HEALTH AND HUMAN SERVICES

- H.B. 319** Provision of Information to Parents of Children in State Custody (Rep. C. Watkins)

JUDICIARY

- H.B. 315** Domestic Violence and Dating Violence Amendments (Rep. P. Ray)
- H.B. 316** Divorce Waiting Period Amendments (Rep. V. Peterson)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

- H.B. 129** Defense of Property and Person (Rep. P. Painter)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

- H.B. 127** Navajo Water Rights Negotiation Account (Rep. C. Watkins)
- H.B. 137** Energy Changes (Rep. R. Barrus)
- H.B. 192** Private Property Rights (Rep. B. Wilson)

- H.B. 195** Petroleum and Underground Storage Tank Fees
(Rep. G. Hughes)
- 1st Sub. S.B. 21** Department of Environmental Quality Boards Revisions
(Sen. M. Dayton)

POLITICAL SUBDIVISIONS

- H.B. 121** Disabled Law Enforcement Officer Amendments
(Rep. L. Perry)
- H.B. 216** Political Subdivision Residential Rental Amendments
(Rep. K. Sumsion)

PUBLIC UTILITIES AND TECHNOLOGY

- H.B. 320** Utility Facility Siting (Rep. D. Sagers)

REVENUE AND TAXATION

- H.B. 138** State Tax Commission Report on Tax Provisions
(Rep. J. Briscoe)
- H.B. 323** Sales and Use Tax Collection Amendments
(Rep. D. Butterfield)

TRANSPORTATION

- H.B. 317** Traffic Safety Amendments (Rep. D. Ipson)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:00 p.m., the House voted to adjourn until February 8, 2012, at 10:00 a.m.

SEVENTEENTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:10 a.m.

Roll call showed all members present except Representative Brian King, excused.

Prayer offered by Steve Owens, a constituent of Representative Moss. Pledge of Allegiance led by Rachel Skudiere, Representative Moss' intern.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 7, 2012

The Senate concurred in the House amendments and passed **S.B. 20**, PETITIONS BY CANDIDATES OR POLITICAL PARTIES, by Senator P. Knudson, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 118**, TRANSFERABLE DEVELOPMENT RIGHTS AMENDMENTS, by Senator W. Niederhauser, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and returned to the Senate for the signature of the President.

* * *

Madam Speaker: February 7, 2012

The Senate passed, as amended, **S.B. 128**, WIRELESS TELEPHONE USE RESTRICTION FOR MINORS IN VEHICLES, by Senator R. Romero, and it is transmitted for consideration; and

The Senate passed **S.B. 137**, FINANCIAL TRANSPARENCY WEBSITE, by Senator W. Niederhauser, and it is transmitted for consideration; and

The Senate passed **S.J.R. 7**, JOINT RULES RESOLUTION ON PRIORITY STATUS FOR BILLS, by Senator M. Dayton, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bills were read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILLS

H.B. 153, Diversion of Water (J. Briscoe), was read the first time by short title and referred to the Rules Committee.

H.B. 161, Rights of Parents and Children (L. Christensen), was read the first time by short title and referred to the Rules Committee.

H.B. 165, Pharmacy Patient Counseling Amendments (M. Poulson), was read the first time by short title and referred to the Rules Committee.

H.B. 343, Underground Storage Tank Amendments (K. McIff), was read the first time by short title and referred to the Rules Committee.

H.B. 363, Health Education Amendments (B. Wright), was read the first time by short title and referred to the Rules Committee.

H.B. 383, International Residential Code Amendments (J. Peterson), was read the first time by short title and referred to the Rules Committee.

H.B. 511, Eminent Domain of Federal Land (K. Sumsion), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 97, RACKETEERING AMENDMENT, *Seelig*, was read the third time by short title and placed on its final passage.

H.B. 97 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Hughes
Ipson	Ivory	J Peterson	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley

Moss	Newbold	Nielson	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Lockhart

Absent or not voting were: Representatives

Gibson	Herrod	Hutchings	King
Noel	Sumsion	Wright	

H.B. 97 was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 92, BOATING REVISIONS, *Greenwood*, was read the third time by short title and placed on its final passage.

1st Sub. H.B. 92 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Hughes	Ipson
Ivory	J Peterson	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Arent	Gibson	Herrod	Hutchings
King	Sumsion		

1st Sub. H.B. 92 was transmitted to the Senate for its consideration.

* * *

H.B. 297, HIGHWAY BARRICADE AMENDMENTS, *Perry*, was read the third time by short title and placed on its final passage.

H.B. 297 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Hughes	Ipson	Ivory	J Peterson
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Herrod	Hutchings	King	Painter
Sumsion			

H.B. 297 was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 19, STATE ISSUED IDENTIFICATION NUMBERS, *Harper*, was read the third time by short title and placed on its final passage.

1st Sub. H.B. 19 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Chavez–Houck	Hutchings	King	Sumsion
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1st Sub. H.B. 19 was transmitted to the Senate for its consideration.

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H.B. 318, INDUSTRIAL ASSISTANCE ACCOUNT AMENDMENTS, *Menlove*, was read the third time by short title and placed on its final passage.

H.B. 318 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer

Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Hutchings King Sumsion

H.B. 318 was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Ray, the House voted to allow a new bill file be opened concerning Spice.

On motion of Representative Ivory, the House voted to allow a new bill file be opened concerning a joint resolution for a proposed constitutional amendment on public lands.

Representative Sandstrom made the motion to open a new bill file concerning E-verify. Representatives Dougall, Litvack, Vickers, and Wright commented. The motion failed on the following roll call vote:

Yeas, 36; Nays, 37; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Barlow	Barrus	Christensen	Cox
Daw	Dee	Dunnigan	Eliason
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Herrod	Hughes
Ipson	Ivory	Kiser	Last
Mathis	McCay	Morley	Newbold
Nielson	Noel	Oda	Painter
Ray	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Wilson

Voting in the negative were: Representatives

Anderson	Arent	Bird	Briscoe
Butterfield	Chavez–Houck	Cosgrove	D Brown
Dougall	Doughty	Draxler	Duckworth
Edwards	Fisher	Handy	Harper
Hemingway	Hendrickson	J Peterson	King
Litvack	M Brown	McIff	Menlove
Moss	Perry	Pitcher	Poulson
Powell	Sagers	Seelig	Watkins
Webb	Wheatley	Wiley	Wright
Lockhart			

Absent or not voting were: Representatives

Hutchings	Wilcox
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CONCURRENCE CALENDAR

On motion of Representative Webb, the House voted to concur in the Senate amendments to **H.B. 20, ELECTION LAW AMENDMENTS**.

H.B. 20, as amended by the Senate, passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Briscoe Hutchings Painter

H.B. 20, as amended by the Senate, was transmitted to the Senate for signature of President.

THIRD READING CALENDAR

S.J.R. 10, RESOLUTION APPROVING REAPPOINTMENT OF DIRECTOR OF LEGISLATIVE RESEARCH AND GENERAL COUNSEL, *Senator Waddoups*, was read the third time by short title and placed on its final passage.

On motion of Representative Dee, the House voted to circle **S.J.R. 10**.

* * *

1st Sub. S.B. 92, DEPARTMENT OF COMMERCE LICENSE RELATED AMENDMENTS, *Senator Mayne*, was read the third time by short title and placed on its final passage. Representative Kiser explained the bill.

1st Sub. S.B. 92 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Hutchings M Brown Painter

1st Sub. S.B. 92 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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1st Sub. S.B. 15, OFF-HIGHWAY VEHICLES AMENDMENTS, *Senator Okerlund*, was read the third time by short title and placed on its final passage. Representative Draxler explained the bill. Representatives Cox, Watkins, Noel and Dee commented.

1st Sub. S.B. 15 passed on the following roll call:

Yeas, 48; Nays, 24; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
Chavez-Houck	Christensen	Cosgrove	D Brown
Dee	Doughty	Draxler	Duckworth
Edwards	Eliason	Fisher	Galvez
Greenwood	Grover	Handy	Hemingway
Hendrickson	Hughes	Ipson	Ivory
J Peterson	King	Litvack	McIff
Menlove	Moss	Nielson	Noel
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sanpei
Seelig	Snow	Vickers	Watkins
Wheatley	Wilcox	Wiley	Wilson

Voting in the negative were: Representatives

Anderson	Bird	Butterfield	Cox
Daw	Dougall	Dunnigan	Frank
Froerer	Gibson	Harper	Herrod
Kiser	Last	Mathis	McCay
Morley	Newbold	Painter	Sumsion
V Peterson	Webb	Wright	Lockhart

Absent or not voting were: Representatives

Hutchings M Brown Sandstrom

1st Sub. S.B. 15 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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S.B. 33, TRESPASSING ON STATE LANDS, *Senator Dayton*, was read the third time by short title and placed on its final passage. Representative Noel explained the bill. Representatives Webb and Cox commented.

S.B. 33 passed on the following roll call:

Yeas, 52; Nays, 19; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Barrus	Briscoe	Butterfield	Chavez–Houck
Christensen	D Brown	Daw	Dee
Dunnigan	Edwards	Eliason	Froerer
Galvez	Greenwood	Grover	Handy
Harper	Hendrickson	Hughes	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Menlove	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Vickers	Watkins	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Anderson	Arent	Barlow	Bird
Cosgrove	Cox	Dougall	Doughty
Duckworth	Fisher	Frank	Gibson
Hemingway	Herrod	Morley	Sumsion
V Peterson	Webb	Wheatley	

Absent or not voting were: Representatives

Draxler	Hutchings	M Brown	Snow
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S.B. 33 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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S.B. 38, WILDLAND FIRE AMENDMENTS, *Senator Dayton*, was read the third time by short title and placed on its final passage. Representative Noel explained the bill.

S.B. 38 passed on the following roll call:

Yeas, 69; Nays, 1; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative was: Representative

Anderson

Absent or not voting were: Representatives

Herrod	Hughes	Hutchings	M Brown
Menlove			

S.B. 38 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 16, BALLOT PROPOSITION AMENDMENTS, *Senator Jenkins*, was read the third time by short title and placed on its final passage. Representative Galvez explained the bill.

Representative Galvez proposed Amendment 2:

1. Page 14, Lines 408 through 409
House Committee Amendments 2–3–2012

408 {—} (14) “Local obligation law” means a local law passed by the local legislative body

409 regarding ~~{—the issuance of a bond, note, lease, finance agreement, or other similar obligation—}~~ a bond that was approved by a majority of qualified voters in an election. . {—}

2. Page 19, Line 577:

577 (b) A person seeking to have a land use law {—} or local obligation law {—} passed by the

Representative Galvez’s motion to amend passed on a voice vote.

S.B. 16, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McCay	McIff	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Hughes	Hutchings	M Brown	Menlove
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S.B. 16, as amended, was returned to the Senate for further consideration.

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S.B. 37, INTERGENERATIONAL POVERTY PROVISIONS, *Senator Reid*, was read the third time by short title and placed on its final passage.

Representative J. Peterson explained the bill. Representative Chavez–Houck commented.

S.B. 37 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Hughes	Hutchings	Ipson	M Brown
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S.B. 37 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

UNFINISHED BUSINESS

On motion of Representative D. Brown, the House voted to uncircle **S.B. 105**.

S.B. 105, UTAH FALLEN HEROES COMMEMORATION, *Senator Niederhauser*, was before the House on its final passage.

S.B. 105 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Hemingway	Hendrickson	Herrod
Ipson	Ivory	J Peterson	King
Kiser	Litvack	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Harper	Hughes	Hutchings	Last
M Brown	Sandstrom		

S.B. 105 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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S.B. 121, WORKER'S COMPENSATION WAIVER AMENDMENTS, *Senator Mayne*, was read the third time by short title and placed on its final passage. Representative Kiser explained the bill.

S.B. 121 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards

Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sanpei	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Hughes	Hutchings	M Brown	Sandstrom
Seelig			

S.B. 121 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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S.B. 90, SECURITIES FRAUD REPORTING PROGRAM ACT AMENDMENTS, *Senator McAdams*, was read the third time by short title and placed on its final passage. Representative Wilcox explained the bill.

S.B. 90 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McCay	McIff

Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Lockhart		

Absent or not voting were: Representatives

Hutchings	M Brown	Sandstrom	Seelig
Wright			

S.B. 90 was returned to the Senate for further consideration

RULES COMMITTEE REPORT

Madam Speaker:

February 8, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

H.B. 134 Patient Access Reform (Rep. M. Brown)

EDUCATION

H.B. 324 Provisional Teaching Modifications (Rep. C. Herrod)

H.B. 363 Health Education Amendments (Rep. B. Wright)

GOVERNMENT OPERATIONS

S.B. 145 State Building Board Amendments (Sen. J. S. Adams)

HEALTH AND HUMAN SERVICES

S.C.R. 4 Concurrent Resolution on Breast Cancer Screening
(Sen. K. Mayne)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

H.B. 153 Diversion of Water (Rep. J. Briscoe)

H.B. 198 Growing of Food (Rep. C. Herrod)

H.B. 348 Hazardous Waste Amendments (Rep. R. Menlove)

S.B. 132 Reauthorization of Radiation Control Act
(Sen. P. Knudson)

S.B. 133 Reauthorization of Mercury Switch Removal Act
(Sen. P. Knudson)

POLITICAL SUBDIVISIONS

- H.B. 189** Asbestos Requirements (Rep. L. Wiley)
H.B. 259 Municipal Administrative Proceedings Amendments
 (Rep. K. Powell)
H.B. 383 International Residential Code Amendments
 (Rep. J. Peterson)
S.B. 137 Financial Transparency Website (Sen. W. Niederhauser)

PUBLIC UTILITIES AND TECHNOLOGY

- S.B. 140** Liquefied Petroleum Gas Amendments (Sen. C. Bramble)

TRANSPORTATION

- S.B. 142** Traffic Management Committee Repeal (Sen. T. Weiler)

Wayne A. Harper, Chair

Report filed. On motion of Representative Wilcox, the report of the Rules Committee was adopted.

REPORTS OF STANDING COMMITTEES

Madam Speaker:

February 7, 2012

The Judiciary Committee recommends **H.B. 74**, EMINENT DOMAIN AMENDMENTS, by Representative M. Noel, be replaced and favorably recommends **1st Sub. H.B. 74**, EMINENT DOMAIN AMENDMENTS; and

The Judiciary Committee reports a favorable recommendation on **H.B. 116**, PROBATE CODE AMENDMENTS, by Representative V. L. Snow, with the following amendments:

1. Page 10, Lines 290 through 298:

290 ~~{-(2) An order adjudicating incapacity may specify a~~
~~minimum period, not exceeding one~~

291 ~~year, during which no petition for an adjudication that the protected~~
~~person is no longer~~

292 ~~incapacitated may be filed without special leave. Subject to this~~
~~restriction, the protected~~

293 ~~person or any person interested in the protected person's welfare~~
~~may petition for an order that~~

294 ~~the protected person is no longer incapacitated and for removal or~~
~~resignation of the~~

295 conservator. A request for this order may be made by informal letter
to the court or judge and

296 any person who knowingly interferes with transmission of the
request to the court or judge may

297 be found guilty of contempt of court. }

298 { ~~(3)~~ } (2) Before removing a conservator, accepting
the resignation of a conservator, or ; and

The Judiciary Committee reports a favorable recommendation on **H.B. 238**,
 EXPUNGED RECORDS AMENDMENTS, by Representative R. Greenwood;
 and

The Judiciary Committee reports a favorable recommendation on **H.B. 326**,
 SERIOUS YOUTH OFFENDER AMENDMENTS, by Representative P. Ray.

Kay L. McIff, Chair

Reports filed. On motion of Representative Christensen, the reports of the
 Judiciary committee were adopted and the bills were considered read the second
 time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 7, 2012

The Law Enforcement and Criminal Justice Committee reports a favorable
 recommendation on **H.B. 223**, RETENTION OF EVIDENCE AMENDMENTS,
 by Representative B. Wilson, with the following amendments:

1. Page 2, Line 56:

56 76-5-404.1, the peace officer's employing agency shall retain a
copy of the recording for { ~~15~~ } 18
 ; and

The Law Enforcement and Criminal Justice Committee reports a favorable
 recommendation on **H.B. 239**, PAWNSHOP RECORD AMENDMENTS, by
 Representative R. Greenwood; and

The Law Enforcement and Criminal Justice Committee reports a favorable
 recommendation on **S.B. 109**, ASSAULT AMENDMENTS, by Senator A.
 Osmond, and, due to fiscal impact, recommends it be referred to the Rules
 Committee for prioritization; and

The Law Enforcement and Criminal Justice Committee reports a favorable
 recommendation on **S.C.R. 1**, CONCURRENT RESOLUTION SUPPORTING

ESTABLISHMENT OF A FUND FOR ASSISTANCE TO FAMILIES OF FALLEN OFFICERS, by Senator K. Van Tassell.

Curtis Oda, Chair

Reports filed. On motion of Representative Oda, the reports of the Law Enforcement and Criminal Justice committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar with the exception of **S.B. 109** which was returned to the Rules Committee due to fiscal impact.

* * *

Madam Speaker:

February 7, 2012

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.C.R. 5**, CONCURRENT RESOLUTION DESIGNATING FEBRUARY 18, 2012 CONGRESSIONAL GOLD MEDAL DAY FOR CERTAIN VETERANS, by Representative C. Oda, with the following amendments:

- 1. Page 2, Line 30:

30 WHEREAS, in 1944, the legendary Mike M. {~~Masaouka~~} Masaoka, a Utah Nisei and Executive

- 2. Page 3, Line 86:

86 approve S. 1055, a bill awarding the Congressional {~~Medal of Honor~~} Gold Medal, collectively to veterans of ; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.C.R. 9**, CONCURRENT RESOLUTION RECOGNIZING 75TH ANNIVERSARY OF DUCKS UNLIMITED, by Representative C. Oda.

Roger E. Barrus, Chair

Reports filed. On motion of Representative Barrus, the reports of the Natural Resources, Agriculture, and Environment committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 7, 2012

The Government Operations Committee reports a favorable recommendation on **H.C.R. 8**, CONCURRENT RESOLUTION

RECOGNIZING THE 100TH ANNIVERSARY OF THE GIRL SCOUTS OF THE USA, by Representative R. Chavez–Houck.

Kraig Powell, Chair

Report filed. On motion of Representative Powell, the report of the Government Operations committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 7, 2012

The Political Subdivisions Committee has returned **H.B. 94**, GOVERNMENT COMPETITION WITH PRIVATE ENTERPRISE, by Representative J. Anderson, to the Rules Committee and recommends this bill be placed in Interim Study with the following amendments:

1. Page 7, Line 211 through Page 8, Line 216:

211 ~~(2)~~ ~~(a)~~ “Government entity” means:

212 ~~{-(a)} }~~ ~~(i)~~ the state;

213 ~~{-(b)} }~~ ~~(ii)~~ an entity of the state, including a branch,
department, office, division, authority,

214 commission, or board;

215 ~~{-(c)} }~~ ~~(iii)~~ an independent entity; or

216 ~~{-(d)} }~~ ~~(iv)~~ a political subdivision.

(b) “Government entity” does not mean:

(i) the School and Institutional Trust Lands Administration,
established in Section 53C–1–201; or

(ii) a laboratory established or provided by;

(A) the Department of Health, created in Section 26–1–4; or

(B) the Department of Public Safety, created in Section 53–1–103.

; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 105**, OFFICIAL VOTER REGISTER AMENDMENTS, by Representative M. Newbold.

R. Curt Webb, Chair

Report filed. On motion of Representative Webb, the report of the Political Subdivisions committee was adopted. **H.B. 105** was considered read the second time by short title and placed on the Third Reading Calendar and **H.B. 94** was returned to the Rules committee for Interim Study.

* * *

Madam Speaker: February 7, 2012

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **S.B. 131**, REAUTHORIZATION OF UTAH COMMISSION ON AGING, by Senator P. Jones; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **S.B. 135**, SUNSET REAUTHORIZATION–HUMAN SERVICES, by Senator A. Christensen.

Jim Bird, Chair

Reports filed. On motion of Representative Bird, the reports of the Workforce Services and Community and Economic Development committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 8, 2012

The President of the Senate has signed **H.B. 45**, STATE FIRE CODE AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 73**, PRENEED FUNERAL INSURANCE FILINGS, by Representative S. Barlow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 280**, FORECLOSURE NOTICE PROVISIONS ON RESIDENTIAL RENTAL PROPERTY, by Representative W. Harper, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker:

February 8, 2012

The Senate substituted and passed, **Senate 2nd Sub. H.B. 39**, AMENDMENT TO UTAH OPTOMETRY PRACTICE ACT, by Representative J. Dunnigan, and it is transmitted for further consideration.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bill was placed on the Concurrence Calendar.

* * *

Madam Speaker:

February 8, 2012

The Senate passed, as amended, **S.B. 31**, CLASSROOM SIZE AMENDMENTS, by Senator K. Morgan, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 143**, INCOME TAX – PASS–THROUGH ENTITIES, by Senator W. Niederhauser, and it is transmitted for consideration; and

The Senate passed **S.B. 148**, TRANSPORTATION MAINTENANCE FACILITIES, by Senator J. S. Adams, and it is transmitted for consideration; and

The Senate passed **S.C.R. 2**, CONCURRENT RESOLUTION ENCOURAGING ADVANCE HEALTH CARE DIRECTIVES, by Senator P. Jones, and it is transmitted for consideration.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were considered read for the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:00 p.m., the House voted to adjourn until February 9, 2012, at 10:00 a.m.

EIGHTEENTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:10 a.m.

Roll call showed all members present except Representative Cosgrove, excused.

Prayer offered by Kris Kimball, a suest of Representative Steve Handy. Pledge of Allegiance led by Natalie Pyle, Representative Handy's intern.

MISCELLANEOUS BUSINESS

On motion of Representative Chavez–Houck, the House voted to calendar **H.C.R. 8** for Time Certain on February 15, 2012 at 10:15 a.m.

On motion of Representative Handy, the House voted to calendar **H.C.R. 2** for Time Certain on February 16, 2012 at 10:30 a.m.

INTRODUCTION OF BILLS

H.B. 152, Emissions Amendments (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.B. 187, Agricultural Operation Interference (J. Mathis), was read the first time by short title and referred to the Rules Committee.

H.B. 402, Shared Parenting (K. Powell), was read the first time by short title and referred to the Rules Committee.

H.B. 405, Jury Service Amendments (C. Watkins), was read the first time by short title and referred to the Rules Committee.

H.B. 413, Product Liability Amendments (D. Brown), was read the first time by short title and referred to the Rules Committee.

H.B. 488, Wording on Election Ballots (E. Vickers), was read the first time by short title and referred to the Rules Committee.

H.B. 494, Campaign Finance Amendments (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.C.R. 11, Concurrent Resolution Recognizing the Sesquicentennial of the City of St. George (D. Ipson), was read the first time by short title and referred to the Rules Committee.

H.J.R. 4, Joint Resolution on Breastfeeding (J. Seelig), was read the first time by short title and referred to the Rules Committee.

H.J.R. 17, Joint Resolution on Interim Committee Name Change (J. Bird), was read the first time by short title and referred to the Rules Committee.

H.R. 5, House Committee Name Change Resolution (J. Bird), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 113, HIGH RISK INSURANCE POOL AMENDMENTS, *Dunnigan*, was read the third time by short title and placed on its final passage.

H.B. 113 passed on the following roll call:

Yeas, 63; Nays, 0; Absent or not voting, 12.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Cox	D Brown	Daw	Dee
Dougall	Doughty	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Oda	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Webb	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Christensen	Cosgrove	Draxler	Gibson
Hutchings	M Brown	Noel	Painter
Sandstrom	Watkins	Wheatley	Wilcox

H.B. 113 was transmitted to the Senate for its consideration.

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H.B. 218, LOCAL SCHOOL BOARD BUSINESS ADMINISTRATOR, *McCay*, was read the third time by short title and placed on its final passage.

H.B. 218 passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cox	D Brown	Daw
Dee	Dougall	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wiley	Wilson	Lockhart	

Absent or not voting were: Representatives

Cosgrove	Draxler	Hutchings	Noel
Painter	Sandstrom	Wilcox	Wright

H.B. 218 was transmitted to the Senate for its consideration.

* * *

H.B. 285, REPEAL OF HIGHER EDUCATION TUITION ASSISTANCE PROGRAM, *Eliason*, was read the third time by short title and placed on its final passage.

H.B. 285 passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cox	D Brown	Daw
Dee	Dougall	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wiley	Wilson	Lockhart	

Absent or not voting were: Representatives

Cosgrove	Draxler	Hutchings	Noel
Painter	Sandstrom	Wilcox	Wright

H.B. 285 was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Newbold, the House voted to calendar **H.B. 105** for Time Certain on February 14, 2012 at 10:30 a.m.

On motion of Representative Oda, the House voted to calendar **H.C.R. 5** for Time Certain on February 13, 2012 at 11:00 a.m.

On motion of Representative Oda, the House voted to calendar **H.C.R. 9** for Time Certain on February 13, 2012 at 11:15 a.m.

CONCURRENCE CALENDAR

On motion of Representative Dunnigan, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 39**, AMENDMENT TO UTAH OPTOMETRY PRACTICE ACT.

2nd Sub. H.B. 39, as amended by the Senate, passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cox	D Brown	Daw
Dee	Dougall	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright

Absent or not voting were: Representatives

Cosgrove	Draxler	Hutchings	Noel
Sandstrom	Watkins	Lockhart	

2nd Sub. H.B. 39, as amended by the Senate, transmitted to the Senate for signature of President.

UNFINISHED BUSINESS

On motion of Representative Daw, the House voted to uncircle **S.B. 29**.

S.B. 29, STATE HIGHWAY SYSTEM MODIFICATIONS, *Senator Van Tassel*, was before the House on its final passage.

S.B. 29 passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck

Christensen	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	

Absent or not voting were: Representatives

Cosgrove	Hutchings	Ipson	McCay
Noel	Sandstrom	Watkins	Lockhart

S.B. 29 was signed by the Speaker and returned to the Senate for the signature of the President and enrolling.

THIRD READING CALENDAR

S.B. 91, UTAH UNIFORM SECURITIES ACT AMENDMENTS AND CIVIL ACTIONS, *Senator McAdams*, was read the third time by short title and placed on its final passage.

On motion of Representative Menlove, the House voted to circle **S.B. 91**.

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S.B. 123, PHARMACY ACT AMENDMENTS, *Senator Knudson*, was read the third time by short title and placed on its final passage.

On motion of Representative Menlove, the House voted to circle **S.B. 123**.

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S.C.R. 1, CONCURRENT RESOLUTION SUPPORTING ESTABLISHMENT OF A FUND FOR ASSISTANCE TO FAMILIES OF FALLEN OFFICERS, *Senator Van Tassell*, was read the third time by short title and placed on its final passage. Representative Daw explained the bill. Representatives Greenwood, Frank, and Perry commented.

S.C.R. 1 passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cox	D Brown	Daw
Dee	Dougall	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Hughes	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Oda
Perry	Pitcher	Poulson	Powell
Ray	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Cosgrove	Draxler	Herrod	Hutchings
Noel	Painter	Sagers	Sandstrom

S.C.R. 1 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

UNFINISHED BUSINESS

On motion of Representative Wilcox, the House voted to uncircle **S.B. 91**.

S.B. 91, UTAH UNIFORM SECURITIES ACT AMENDMENTS AND CIVIL ACTIONS, *Senator McAdams*, was before the House on its final passage.

S.B. 91 passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck

Christensen	Cox	D Brown	Daw
Dee	Dougall	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
Menlove	Morley	Moss	Newbold
Nielson	Oda	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Cosgrove	Draxler	Hughes	Hutchings
McCay	McIff	Noel	Painter
Sandstrom			

S.B. 91 was returned to the Senate for further consideration.

THIRD READING CALENDAR

S.B. 131, REAUTHORIZATION OF UTAH COMMISSION ON AGING, *Senator Jones*, was read the third time by short title and placed on its final passage. Representative Arent explained the bill.

Representative Bird declared a conflict of interest.

S.B. 131 passed on the following roll call:

Yeas, 56; Nays, 8; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Butterfield	Chavez-Houck	Christensen	Cox
Dee	Doughty	Duckworth	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory

King	Kiser	Last	Litvack
M Brown	Mathis	Menlove	Moss
Newbold	Nielson	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wiley	Wilson	Lockhart

Voting in the negative were: Representatives

Anderson	Daw	Dougall	McCay
Morley	Sumsion	Wilcox	Wright

Absent or not voting were: Representatives

Briscoe	Cosgrove	D Brown	Draxler
Dunnigan	Hutchings	J Peterson	McIff
Noel	Painter	Sandstrom	

S.B. 131 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 135, SUNSET REAUTHORIZATION – HUMAN SERVICES, *Senator Christensen*, was read the third time by short title and placed on its final passage. Representative Last explained the bill.

S.B. 135 passed on the following roll call:

Yeas, 67; Nays, 2; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cox	D Brown	Daw
Dee	Dougall	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Moss
Newbold	Nielson	Oda	Perry

Pitcher	Poulson	Powell	Ray
Sagers	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

McCay Morley

Absent or not voting were: Representatives

Cosgrove	Draxler	Hutchings	Noel
Painter	Sandstrom		

S.B. 135 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

UNFINISHED BUSINESS

On motion of Representative Powell, the House voted to uncircle **S.B. 19**.

S.B. 19, VOTER INFORMATION PAMPHLETS, *Senator Knudson*, was before the House on its final passage.

On motion of Representative Powell, the House voted to delete **S.B. 19** in title and body and insert **1st Sub. S.B. 19** in lieu thereof.

On motion of Representative Frank, the House voted to delete **1st Sub. S.B. 19** in title and body and insert **2nd Sub. S.B. 19** in lieu thereof. Representatives Litvack and Gibson commented.

2nd Sub. S.B. 19 passed on the following roll call:

Yeas, 63; Nays, 3; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Grover	Handy	Harper	Hemingway
Hendrickson	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser

Last	Litvack	McIff	Menlove
Morley	Moss	Newbold	Nielson
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Lockhart	

Voting in the negative were: Representatives

Mathis	Wilson	Wright
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Absent or not voting were: Representatives

Arent	Cosgrove	Greenwood	Herrod
M Brown	McCay	Noel	Painter
Sandstrom			

2nd Sub. S.B. 19 was returned to the Senate for further consideration.

* * *

On motion of Representative Newbold, the House voted to uncircle **S.B. 123**.

S.B. 123 PHARMACY PRACTICE ACT AMENDMENTS, *Senator Knudson*, was before the House on its final passage.

S.B. 123 passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cox	D Brown	Daw
Dee	Dougall	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Oda
Painter	Perry	Pitcher	Poulson
Ray	Sagers	Sanpei	Seelig

Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Cosgrove	Doughty	Greenwood	M Brown
Noel	Powell	Sandstrom	Wilcox

S.B. 123 was signed by the Speaker and returned to the Senate for the signature of the President and enrolling.

REPORTS OF STANDING COMMITTEES

Madam Speaker:

February 8, 2012

The Business and Labor Committee reports a favorable recommendation on **H.B. 131**, LIENS FOR PRECONSTRUCTION SERVICE AND CONSTRUCTION WORK, by Representative M. Morley, with the following amendments:

1. Page 34, Lines 1026 through 1029:

1026 of the contestable notice {~~-or if the contesting person~~
believes that the evidence is insufficient to

1027 establish the validity of the notice, the contesting person may
submit a written request to the

1028 division to determine the validity of the notice.

1029 (4) If the division determines that the notice is invalid } , the
person who filed the notice

2. Page 48, Lines 1475 through 1480:

1475 Section 37. Section 38-1a-504 is enacted to read:

1476 38-1a-504. Construction liens on equal footing.

1477 Subject to Subsection 38-1a-503(2)(b),
{~~-Construction~~ } construction liens on a project property are on
an equal footing with one another.

1478 regardless of when the notices of construction lien relating to
the construction liens are

1479 submitted for recording and regardless of when construction
work for which the liens are

1480 claimed is provided. ; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 191, REAL ESTATE AMENDMENTS**, by Representative G. Froerer, with the following amendments:

- 1. Page 69, Lines 2126 through 2128:

2126 (h) an attorney authorized to practice law in
 {~~-this-~~} any state who, in the course of the
 2127 attorney’s practice or tax appeal services , uses an appraisal
 report governed by this chapter or who states an opinion
 2128 of the value of real estate. ; and

The Business and Labor Committee recommends **H.B. 126, PHYSICIAN AND OSTEOPATHIC MEDICINE AMENDMENTS**, by Representative S. Barlow, be replaced and reports a favorable recommendation on **1st Sub. H.B. 126, PHYSICIAN AND OSTEOPATHIC MEDICINE AMENDMENTS** and asks that it be placed on the Consent Calendar.

James A. Dunnigan, Chair

Reports filed. On motion of Representative Pitcher, the reports of the Business and Labor committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and the Consent Calendar.

* * *

Madam Speaker:

February 8, 2012

The Education Committee reports a favorable recommendation on **H.B. 115, PEER ASSISTANCE AND REVIEW PILOT PROGRAM**, by Representative C. Moss; and

The Education Committee reports a favorable recommendation on **H.B. 128, SCHOOL COMMUNITY COUNCIL REVISIONS**, by Representative B. Wright, with the following amendments:

- 1. Page 6, Lines 154 through 157:

154 (iv) An election for the parent or guardian members of a school
 community council
 155 shall:

156 (A) extend for a period of at least three consecutive school days;
 {~~and~~}

157 (B) commence no later than {~~+~~} 30 {~~+~~}
 {~~15~~} days after the first day of the school year {~~+~~} : and
(C) end no later than 20 days after the first day of the school year.

2. Page 6, Lines 158 through 160:

158 (c) (i) The principal of the school, or the principal's designee,
 shall provide notice of

159 the available community council positions to school employees,
 parents, and guardians at least

160 [24] {~~15~~} 10 days before the date that voting
 commences for the elections held under Subsections

3. Page 9, Line 266:

266 (iii) either a telephone number {~~+~~} or email
address, or both, where each school community council

Francis D. Gibson, Chair

Reports filed. On motion of Representative Menlove, the reports of the Education committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 8, 2012

The Health and Human Services Committee recommends **H.B. 76**, PHARMACY AUDIT RIGHTS, by Representative E. Vickers, be replaced and favorably recommends **1st Sub. H.B. 76**, PHARMACY AUDIT RIGHTS; and

The Health and Human Services Committee recommends **H.B. 122**, E-PRESCRIBING AMENDMENTS, by Representative E. Vickers, be replaced and favorably recommends **1st Sub. H.B. 122**, E-PRESCRIBING AMENDMENTS; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 240**, MEDICAL RETAINER AGREEMENTS, by Representative K. Ivory, with the following amendments:

1. Page 4, Lines 102 through 106:

102 (2) A medical retainer agreement exempt from the provisions of
Subsection

103 31A-4-106(2) shall:

104 (a) describe the specific routine health care services that are included in the contract;

105 {~~and~~ }

106 (b) prominently state in writing that the retainer agreement is not health insurance ; and

(c) prohibit the health care provider, but not the patient, from billing an insurer for the services provided under the medical retainer agreement . ; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 254**, CONTROLLED SUBSTANCES AMENDMENTS, by Representative G. Froerer.

Paul Ray, Chair

Reports filed. On motion of Representative Ray, the reports of the Health and Human Services committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 8, 2012

The Public Utilities and Technology Committee recommends **H.B. 96**, PROHIBITION OF SALE OR USE OF CERTAIN SOFTWARE PROGRAMS, by Representative P. Arent, be replaced and reports a favorable recommendation on **1st Sub. H.B. 96**, PROHIBITION OF SALE OR USE OF CERTAIN SOFTWARE PROGRAMS with the following amendments:

1. Page 1, Line 18:
After “phantomware” delete “,”
2. Page 3, Line 70:
After “phantomware” insert “with the intent to defraud”; and

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 118**, STORAGE OF ELECTRONIC RECORDS, by Representative B. Daw; and

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 311**, ELECTRONIC MEETINGS FOR CHARTER SCHOOL, by Representative B. Daw.

Michael E. Noel, Chair

Reports filed. On motion of Representative Handy, the reports of the Public Utilities and Technology committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 8, 2012

The Judiciary Committee reports a favorable recommendation on **H.B. 316**, DIVORCE WAITING PERIOD AMENDMENTS, by Representative V. Peterson.

Kay L. McIff, Chair

Reports filed. On motion of Representative McIff, the report of the Judiciary committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 8, 2012

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 108**, INTERNET GAMBLING, by Representative S. Sandstrom, with the following amendments:

1. Page 1, Line 12:

12 ▶ defines Internet gambling; {~~and~~}

2. Page 1, Line 14:

14 gambling ;

▶ provides that any person who knowingly transmits, receives, or relays any form of Internet or online gambling into or within this state is guilty of a class A misdemeanor; and

▶ requires that the governor advise the federal government of this state's choice to opt out of Internet gambling if any federal law authorizes Internet gambling .

3. Page 1, Line 18:

18 {~~None~~} This bill takes effect on July 1, 2012.

4. Page 3, Line 85:

85 misdemeanor.

(3) A person is guilty of a class A misdemeanor who:

(a) knowingly transmits, receives, or relays any form of Internet or online gambling into or within this state; or

(b) promotes, offers, or provides Internet gambling in this state.

(4) If any federal law is enacted that authorizes Internet gambling in the states and the federal law provides that individual states may opt out of allowing Internet gambling by the process of the governor of the state advising the federal regulatory authority of the state's choice to opt out, the governor of this state shall inform the regulatory authority in compliance with the opt-out provisions of the federal legislation.

(5) Whether or not any federal law is enacted that authorizes Internet gambling in the states, this section acts as this state's prohibition of any gambling, including Internet gambling, in this state.

Section 3. Effective date.

This bill takes effect on July 1, 2012. ; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 129**, DEFENSE OF PROPERTY AND PERSON, by Representative P. Painter, with the following amendments:

1. Page 2, Lines 28 through 43:

28 (1) A person may not recover from the victim of a crime for personal injury or property

29 damage if [the person]:

30 (a) the person entered the property of the victim or the victim's family with criminal

31 intent and the injury or damage was inflicted by the victim or occurred while the person was on

32 the victim's property; {~~—~~} or {~~—~~}

33 (b) the person committed a crime against the victim or the victim's family, during

34 which the damage or injury occurred {~~—~~} . {~~—~~} {~~—~~ } or }

35 {~~—~~} (2) The provisions of Subsection (1) do not apply if the person can prove by clear and

- 36 convincing evidence that {—};
- 37 ~~{(a)—}~~ the person's actions did not constitute a ~~{—}~~
crime. [felony; and]
- 38 ~~[(b) the person's culpability was less than the person from
 whom recovery is sought.]~~
- 39 ~~[(3) Subsections (1) and (2) apply]~~
- 40 ~~{—(c) the victim is cleared of any wrongdoing under the
 provisions of Title 76, Chapter~~
- 41 ~~2, Part 4, Justification Excluding Criminal Responsibility. }~~
- 42 ~~(2) Subsection (1) applies to any next-of-kin, heirs, or personal
 representatives of the~~
- 43 person if the person acquires a disability or is killed.

Curtis Oda, Chair

Reports filed. On motion of Representative Greenwood, the reports of the Law Enforcement and Criminal Justice committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 8, 2012

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 127**, NAVAJO WATER RIGHTS NEGOTIATION ACCOUNT, by Representative C. Watkins; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 137**, ENERGY CHANGES, by Representative R. Barrus; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 192**, PRIVATE PROPERTY RIGHTS, by Representative B. Wilson; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 195**, PETROLEUM AND UNDERGROUND STORAGE TANK FEES, by Representative G. Hughes, and recommends it be placed on the Consent Calendar; and

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~~ ~~Ŝ~~ ~~→~~ [~~nongovernmental~~]

410a environmental ~~←~~ ~~Ŝ~~

411 organization: } ;

(A) an environmental nongovernmental organization; or

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

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 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~~
~~§~~ → ~~[nongovernmental]~~

1153a environmental ← ~~§~~

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:

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
~~Ŝ~~→ [nongovernmental]
- 1923a environmental ←~~Ŝ~~
- 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:
- (i) the executive director [and 12]; or

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

Roger E. Barrus, Chair

Reports filed. On motion of Representative Barrus, the reports of the Natural Resources, Agriculture, and Environment committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker:

February 8, 2012

The Transportation Committee reports a favorable recommendation on **H.B. 317**, TRAFFIC SAFETY AMENDMENTS, by Representative D. Ipson, and recommends it be placed on the Consent Calendar.

Bradley M. Daw, Chair

Reports filed. On motion of Representative Daw, the report of the Transportation committee was adopted and the bill was considered read the second time by short title and placed on the Consent Calendar.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

February 9, 2012

The President of the Senate has signed **H.B. 20**, ELECTION LAW AMENDMENTS, by Representative R. C. Webb, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 201**, UTAH STATE WINTER SPORTS, by Representative S. Eliason, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker:

February 9, 2012

The Senate passed, as amended, **H.B. 33**, FIREWORKS AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 43**, BARBER, COSMETOLOGIST, ESTHETICIAN, ELECTROLOGIST, AND NAIL TECHNICIAN ACT AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for further consideration.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills will be placed on the Concurrence Calendar.

THIRD READING CALENDAR

H.B. 277, GRAFFITI PARAPHERNALIA, *Nielson*, was read the third time by short title and placed on its final passage.

H.B. 277 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Greenwood	Grover	Handy	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Menlove	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Ray	Sagers	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Cosgrove	Gibson	Harper	M Brown
Morley	Powell	Sandstrom	

H.B. 277 was transmitted to the Senate for its consideration.

* * *

H.B. 266, DRIVER EDUCATION AMENDMENTS, Daw, was read the third time by short title and placed on its final passage.

Representative V. Peterson proposed Amendment 5:

1. Page 1, Lines 13 through 19

House Committee Amendments 1–27–2012

13 ► provides that the Driver License Division may not license a person who is

13a $\hat{H} \rightarrow$ [18] 19 $\leftarrow \hat{H}$ years

14 of age or older and who has not completed an approved course in driver training unless the person:

15 • ~~{ has completed an approved course in driver training; or }~~ holds a learner permit for three months before applying for an original class D license; and

16 • certifies that the person, under the authority of a learner permit issued by the

17 Driver License Division, has completed at least 40 hours of driving a motor

18 vehicle, of which at least 10 hours were completed during night hours after

19 sunset; and

2. Page 2, Lines 39 through 41
House Committee Amendments 1-27-2012:

39 (iii) if the person is ~~H~~ \rightarrow [H8] 19 \leftarrow H years of age or older has not completed:

40 (A) a course in driver training approved by the commissioner; or

41 (B) the { ~~driving requirement~~ } requirements under Subsection 53-3-210.5(6)(c);

3. Page 11, Lines 320 through 325
House Committee Amendments 1-27-2012:

320 (c) An applicant is exempt from the requirement under Subsection (6)(a)(i) if the

321 applicant:

322 (i) is ~~H~~ \rightarrow [H8] 19 \leftarrow H years of age or older;

(ii) holds a learner permit for three months before applying for an original class D license; and

323 { ~~(ii)~~ } (iii) certifies that the applicant, under the authority of a permit issued under this chapter,

324 has completed at least 40 hours of driving a motor vehicle, of which at least 10 hours were

325 completed during night hours after sunset.

Representative Val Peterson’s motion to amend failed on the following roll call vote:

Yeas, 27; Nays, 40; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barrus	Briscoe
D Brown	Daw	Dougall	Draxler
Dunnigan	Edwards	Eliason	Gibson
Greenwood	Handy	Harper	Hutchings
J Peterson	Kiser	Nielson	Perry
Sagers	Sanpei	V Peterson	Vickers
Webb	Wilson	Lockhart	

Voting in the negative were: Representatives

Barlow	Bird	Butterfield	Chavez–Houck
Christensen	Cox	Dee	Doughty
Duckworth	Fisher	Frank	Froerer
Galvez	Grover	Hemingway	Hendrickson
Herrod	Hughes	Ipson	King
Last	Litvack	Mathis	McCay
Menlove	Morley	Moss	Newbold
Noel	Oda	Painter	Pitcher
Poulson	Snow	Sumsion	Watkins
Wheatley	Wilcox	Wiley	Wright

Absent or not voting were: Representatives

Cosgrove	Ivory	M Brown	McIff
Powell	Ray	Sandstrom	Seelig

###

Representative Nielson proposed Amendment 4:

1. Page 1, Lines 13 through 19
House Committee Amendments 1–27–2012

13 ▶ provides that the Driver License Division may not license a person who is

13a \hat{H} → [18] 19 ← \hat{H} years

14 of age or older and who has not completed an approved course in driver training unless the person:

- 15 • { ~~has completed an approved course in driver training;~~ or

16 • certifies that the person, under the authority of a learner
 permit issued by the
 17 ~~Driver License Division, has completed at least 40 hours of driving
 a motor~~
 18 ~~vehicle, of which at least 10 hours were completed during night
 hours after~~
 19 ~~sunset; and—}~~
 • holds a learner permit for six months before applying for
 an original class D license; and
 • submits a log of the applicant’s driving experience that
 includes certain information; and

- 2. Page 2, Lines 39 through 41
 House Committee Amendments 1–27–2012:

39 (iii) if the person is $\hat{H} \rightarrow$ [18] 19 $\leftarrow \hat{H}$ years of age or older ~~&~~
~~has not completed:~~
 40 (A) a course in driver training approved by the commissioner; or
 41 (B) the { ~~driving requirement~~ } requirements under
Subsection 53–3–210.5(6)(c);

- 3. Page 11, Lines 320 through 325
 House Committee Amendments 1–27–2012:

320 (c) An applicant is exempt from the requirement under
Subsection (6)(a)(i) if the
 321 applicant:
 322 (i) is $\hat{H} \rightarrow$ [18] 19 $\leftarrow \hat{H}$ years of age or older; { ~~and~~
 323 (ii) certifies that the applicant, under the authority of a permit
issued under this chapter:
 324 has completed at least 40 hours of driving a motor vehicle, of which
at least 10 hours were
 325 completed during night hours after sunset. }
(ii) holds a learner permit for six months before applying for an
original class D license; and
(iii) in a manner specified by the division, submits a log of the
applicant’s driving experience under the authority of a permit issued
under this chapter that includes:

- (A) the date of each driving experience;
(B) the total amount of driving time completed by the applicant during each driving experience;
(C) the amount of night driving completed by the applicant, if any, during each driving experience;
(D) the name and signature of the licensed driver occupying the seat beside the applicant during each driving experience; and
(E) documentation, as required under Subsections (6)(c)(iii)(A) through (D), for at least 40 hours of driving a motor vehicle, of which at least 10 hours were completed during night hours after sunset.

Representative Noel commented.

Representative Nielson's motion to amend failed on a voice vote.

H.B. 266 passed on the following roll call:

Yeas, 65; Nays, 2; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	J Peterson
King	Kiser	Litvack	Mathis
McCay	Morley	Moss	Newbold
Noel	Oda	Painter	Perry
Pitcher	Poulson	Ray	Sagers
Sanpei	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Last Nielson

Absent or not voting were: Representatives

Cosgrove	Ivory	M Brown	McIff
Menlove	Powell	Sandstrom	Seelig

H.B. 266 was transmitted to the Senate for its consideration.

RULES COMMITTEE REPORT

Madam Speaker:

February 9, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

- H.B. 144** Health System Reform Amendments (Rep. J. Dunnigan)
H.B. 164 Trust Deed Foreclosure Changes (Rep. L. Christensen)
H.B. 190 Nurse Midwife Practice Act Amendments
(Rep. D. Brown)

EDUCATION

- H.B. 123** Education Savings Accounts (Rep. J. Dougall)
H.B. 124 In-state Tuition for Veterans (Rep. C. Oda)
H.B. 197 Grants for Math Teacher Training (Rep. R. Edwards)

GOVERNMENT OPERATIONS

- H.B. 416** Guardian Ad Litem Office References (Rep. V. L. Snow)

JUDICIARY

- H.B. 328** Judicial Performance Evaluation Amendments
(Rep. V. L. Snow)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

- H.B. 140** Vehicle Checkpoint Amendments (Rep. D. Butterfield)
H.B. 194 Involuntary Feeding and Hydration of Inmates
(Rep. D. Brown)
S.B. 147 Emergency Vehicle Amendments (Sen. D. Thatcher)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

- H.B. 343** Underground Storage Tank Amendments (Rep. K. McIff)

POLITICAL SUBDIVISIONS

- H.B. 406** Homeowner Association Registration Amendments (Rep. D. Ipson)
H.B. 495 Property Tax – Appraiser Amendments (Rep. J. Draxler)

PUBLIC UTILITIES AND TECHNOLOGY

H.B. 120 Information Technology Cost-savings Incentive
(Rep. L. Perry)

REVENUE AND TAXATION

H.B. 136 Budget Reserve Accounts Amendments (Rep. K. Ivory)

H.B. 385 Sales and Use Tax – Seller Notice Requirements
(Rep. W. Harper)

S.B. 143 Income Tax – Pass-through Entities
(Sen. W. Niederhauser)

TRANSPORTATION

H.B. 329 Boating Amendments (Rep. L. Perry)

S.B. 148 Transportation Maintenance Facilities (Sen. J. S. Adams)

WORKFORCE SERVICES AND COMMUNITY & ECONOMIC DEVELOPMENT

H.B. 139 Department of Community and Culture Amendments
(Rep. W. Harper)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:00 p.m., the House voted to adjourn until February 10, 2012, at 10:00 a.m.

NINETEENTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:10 a.m.

Roll call showed all members present

Prayer offered by Chris Sloan, Past President Utah Board of Realtors. Pledge of Allegiance led by Sgt. Stephen Sagers, his wife Lisa, and children Jillian and Cody

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 9, 2012

The Senate passed, as substituted and amended, **1st Sub. S.B. 42**, LIMITATION ON ACTION TO RECOVER DEFICIENCY FOLLOWING SHORT SALE, BY Senator W. Niederhauser, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bill was read the first time by short title and referred to the Rules Committee.

* * *

Madam Speaker: February 9, 2012

The Senate passed, as amended, **1st Sub. H.B. 29**, INSURANCE AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for further consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bill was placed on the Concurrence Calendar.

INTRODUCTION OF BILLS

H.B. 176, County Land Use Plans (M. Noel), was read the first time by short title and referred to the Rules Committee.

H.B. 184, Study of Regulatory Environment for Alcohol Policy (D. Litvack), was read the first time by short title and referred to the Rules Committee.

H.B. 351, Opt Out of Executive Order on White House Rural Council (K. Ivory), was read the first time by short title and referred to the Rules Committee.

H.B. 372, Utah Code – Official Version (V. L. Snow), was read the first time by short title and referred to the Rules Committee.

H.B. 379, Occupational Licensing Amendments (J. Peterson), was read the first time by short title and referred to the Rules Committee.

H.B. 393, Juvenile Competency Amendments (K. McIff), was read the first time by short title and referred to the Rules Committee.

H.B. 401, Off-highway Vehicle Revisions (P. Painter), was read the first time by short title and referred to the Rules Committee.

H.B. 458, Wastewater System Amendments (P. Painter), was read the first time by short title and referred to the Rules Committee.

H.B. 461, Abortion Waiting Period (S. Eliason), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 114, MASSAGE THERAPY ACT AMENDMENTS, *Cosgrove*, was read the third time by short title and placed on its final passage.

H.B. 114 passed on the following roll call:

Yeas, 48; Nays, 22; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barrus	Briscoe
Chavez–Houck	Cosgrove	Cox	D Brown
Doughty	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Ipson	J Peterson
King	Kiser	Last	Litvack
McIff	Moss	Newbold	Nielson
Noel	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sanpei
Seelig	Snow	Vickers	Watkins
Webb	Wheatley	Wiley	Wilson

Voting in the negative were: Representatives

Barlow	Bird	Butterfield	Christensen
Daw	Dee	Dougall	Galvez
Gibson	Herrod	Hughes	Ivory
Mathis	McCay	Menlove	Morley
Oda	Sumsion	V Peterson	Wilcox
Wright	Lockhart		

Absent or not voting were: Representatives

Froerer	Hutchings	M Brown	Sagers
Sandstrom			

H.B.114 was transmitted to the Senate for its consideration.

CONCURRENCE CALENDAR

On motion of Representative Dunnigan, the House voted to concur in the Senate amendments to **H.B. 33, FIREWORKS AMENDMENTS.**

H.B. 33, as amended by the Senate, passed on the following roll call:

Yeas, 69; Nays, 4; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sanpei	Seelig	Snow	Sumsion
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Dougall	McCay	Morley	V Peterson
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Absent or not voting were: Representatives

Sagers	Sandstrom
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H.B. 33, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Dunnigan, the House voted to concur in the Senate amendments to **H.B. 43**, BARBER, COSMETOLOGIST, ESTHETICIAN, ELECTROLOGIST, AND NAIL TECHNICIAN ACT AMENDMENTS.

H.B. 43, as amended by the Senate, passed on the following roll call:

Yeas, 64; Nays, 6; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Hughes	Hutchings
Ivory	J Peterson	King	Kiser
Last	M Brown	Mathis	McIff
Menlove	Morley	Moss	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright

Voting in the negative were: Representatives

Dougall	Herrod	McCay	Newbold
Sumsion	Lockhart		

Absent or not voting were: Representatives

Gibson	Ipson	Litvack	Sagers
Sandstrom			

H.B. 43, as amended by the Senate, transmitted to the Senate for signature of President.

THIRD READING CALENDAR

H.B. 268, DRIVER LICENSE AMENDMENTS, *V. Peterson*, was read the third time by short title and placed on its final passage.

H.B. 268 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sanpei	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Butterfield	Litvack	Noel	Sagers
Sandstrom	Seelig		

H.B. 268 was transmitted to the Senate for its consideration.

* * *

H.B. 215, LABOR RELATED AMENDMENTS, *Morley*, was read the third time by short title and placed on its final passage. Representatives Chavez–Houck commented.

H.B. 215 passed on the following roll call:

Yeas, 56; Nays, 16; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Barlow	Barrus	Bird	Butterfield
Christensen	Cox	D Brown	Daw
Dee	Dougall	Draxler	Dunnigan
Edwards	Eliason	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
Kiser	Last	M Brown	Mathis
McCay	McIff	Menlove	Morley
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Powell
Ray	Sagers	Sanpei	Snow
Sumsion	V Peterson	Vickers	Webb
Wilcox	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Anderson	Arent	Briscoe	Chavez–Houck
Cosgrove	Doughty	Duckworth	Fisher
Hemingway	Hendrickson	King	Litvack
Poulson	Watkins	Wheatley	Wiley

Absent or not voting were: Representatives

Moss	Sandstrom	Seelig
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H.B. 215 was transmitted to the Senate for its consideration.

SPECIAL RECOGNITION

Representative Moss recognized Leigh Vander Akker as Utah’s Teacher of the Year. Also recognized were National Board Certified Teachers from Utah. They included: Mandy Braby, Melody Francis, Amy Kinder, Cynthia Pearson, Catherine Praggastis, Tony Slade, Suzanne Thompson, Kathryn Welch, Lorie Anderson, Debbie Cline, S. Michelle Evans, Becky Hatch, Belva H. Parks, and Patti Hendricks

THIRD READING CALENDAR

1st Sub. H.B. 61, PORTABLE ELECTRONICS INSURANCE RELATED AMENDMENTS, *Kiser*, was read the third time by short title and placed on its final passage.

Representative Kiser proposed Amendment 1:

- 1. Page 40, Lines 1218 through 1229

1218 (1) To obtain or renew a portable electronics insurance limited lines license under this

1219 part, a person shall:

1220 (a) file with the department an application for a portable electronics limited lines

1221 license on forms and in the manner the commissioner prescribes;

1222 (b) subject to Subsection (4), provide the name { ~~residence address,~~ } and other

1223 information required by the commissioner for { ~~an employee or officer of the vendor that~~ } a licensed individual who is

1224 designated by the applicant as the person responsible for the vendor's compliance with the

1225 requirements of this chapter; and

1226 (c) pay a fee established by the department in accordance with Section 31A-3-103,

1227 except for an initial or renewal portable electronics limited lines license in no event may the fee

1228 exceed \$100 per location in the state at which the vendor engages in portable electronics

1229 transactions.

- 2. Page 42, Lines 1272 through 1278:

1272 Notwithstanding Section 31A-2-308, if a vendor or the vendor's employee or authorized

1273 representative violate this part, the commissioner may do any of the following in accordance

1274 with Title 63G, Chapter 4, Administrative Procedures Act:

1275 (1) impose a fine not to exceed:

1276 (a) (i) { ~~\$100~~ } \$2,500 per violation by { ~~an~~ } a licensed individual; or

1277 (ii) \$5,000 per violation by an entity; or

1278 (b) \$40,000 in the aggregate for the conduct; or

3. Page 43, Lines 1311 through 1316:

1311 (3) Portable electronics insurance may be offered on a month to month or other

1312 periodic basis as a group or master commercial inland marine policy issued to a vendor of

1313 portable electronics for its enrolled customers. Notwithstanding any other provision of law to

1314 the contrary, { ~~a policy of~~ } forms for portable electronics insurance shall be filed with the commissioner in

1315 accordance with Section 31A-21-201, and rates for portable electronics insurance shall be filed

1316 in accordance with Section 31A-19a-203.

Representative Kiser’s motion to amend passed on a voice vote.

Representative Wilcox commented and declared a conflict of interest.

1st Sub. H.B. 61, as amended, passed on the following roll call:

Yeas, 73; Nays, 1; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sanpei

Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative was: Representative Bird

Absent or not voting was: Representative Sandstrom

1st Sub. H.B. 61, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 65, COLLEGE AND CAREER COUNSELING FOR HIGH SCHOOL STUDENTS, *Arent*, was read the third time by short title and placed on its final passage.

Representative Arent proposed Amendment 1:

1. Page 1, Line 21

21 who are candidates for a master’s degree in
 {~~guidance~~} school counseling to provide

2. Page 3, Line 70:

70 interns who are candidates for a master’s degree in
 {~~guidance~~} school counseling to provide college and

Representative Arent’s motion to amend passed on a voice vote. Representatives Butterfield, Hughes, Watkins, Newbold, Mathis, and Chavez–Houck commented.

H.B. 65, as amended, failed on the following roll call:

Yeas, 31; Nays, 42; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Draxler	Duckworth	Edwards
Eliason	Fisher	Gibson	Handy
Hemingway	Hendrickson	Hughes	Hutchings
King	Kiser	Litvack	Mathis

McIff	Moss	Poulson	Powell
Ray	Seelig	Vickers	Watkins
Webb	Wheatley	Wiley	

Voting in the negative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Daw	Dougall	Dunnigan	Frank
Froerer	Galvez	Greenwood	Grover
Harper	Herrod	Ipson	Ivory
J Peterson	Last	M Brown	McCay
Menlove	Morley	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Sagers	Sanpei	Snow
Sumsion	V Peterson	Wilcox	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Dee	Sandstrom
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H.B. 65, as amended, was filed.

* * *

1st Sub. H.C.R. 7, CONCURRENT RESOLUTION DESIGNATING VETERANS MEMORIAL HIGHWAY, Herrod, was read the third time by short title and placed on its final passage. Representatives Moss and Hughes commented.

1st Sub. H.C.R. 7 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson

Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

M Brown	McIff	Sandstrom	Seelig
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1st Sub. H.C.R. 7 was transmitted to the Senate for its consideration.

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1st Sub. H.B. 294, AMENDMENTS TO MENTAL HEALTH PRACTICES LICENSING LAWS, *Webb*, was read the third time by short title and placed on its final passage.

On motion of Representative Webb, the House voted to circle **1st Sub. H.B. 294**.

* * *

H.B. 295, TRADEMARK RENEWAL REVISIONS, *King*, was read the third time by short title and placed on its final passage.

On motion of Representative Litvack, the House voted to circle **H.B. 295**.

* * *

1st Sub. H.B. 49, FIREARMS REVISIONS, *Ray*, was read the third time by short title and placed on its final passage.

On motion of Representative Hutchings, the House voted to circle **1st Sub. H.B. 49**.

UNFINISHED BUSINESS

On motion of Representative King, the House voted to uncircle **H.B. 295**.

H.B. 295, TRADEMARK RENEWAL REVISIONS, *King*, was before the House on its final passage.

H.B. 295 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sanpei
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Bird	Sandstrom	Seelig
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H.B. 295 was transmitted to the Senate for its consideration.

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H.B. 282, CRIMINAL OFFENSE AMENDMENTS, *Ray*, was read the third time by short title and placed on its final passage.

Representative Oda proposed Amendment 1:

1. Page 1, Lines 19 through 20

19 Other Special Clauses:

20 {~~None~~} This bill coordinates with H.B. 17 by
providing technical amendments.

2. Page 5, Line 131:

131 (c) (i) For purposes of this Subsection (2)
 {~~only~~} and Subsection 77-27-21.5(1)(n) . a plea of guilty or
nolo contendere to a

3. Page 5, Lines 133 through 135:

133 Abeysance, is the equivalent of a conviction .
 (ii) This Subsection (2)(c) also applies if the charge under this Subsection(2) has been subsequently reduced or dismissed in accordance with the plea in abeyance agreement .

134 { ~~-(d) Subsection (2)(a) also applies if the charge has been subsequently reduced or~~

135 ~~dismissed in accordance with the plea in abeyance agreement.~~ }

4. Page 6, Line 158:

158 (3) Sexual battery is a class A misdemeanor.

(4) For purposes of Subsection 77-27-21.5(1)(n) only, a plea of guilty or nolo contendere to a charge under this section that is held in abeyance under Title 77, Chapter 2a, Pleas in Abeyance, is the equivalent of a conviction . This Subsection (4) also applies if the charge under this section has been subsequently reduced or dismissed in accordance with the plea in abeyance agreement.

5. Page 25, Line 768:

768 (45) “Without merit” is as defined in Section 62A-4a-101. Section 8. Coordination clauses – Coordinating H.B. 282 and H.B. 17 — Merging technical amendments. If this H.B. 282 and HB 17, Sex Offender Registry Chapter, both pass and become law, the Legislature intends that:

(1) the cross-reference change in Subsection 77-27-21.5(1)(n)(i)(R) in this H.B. 282 be made to Subsection 77-41-102(14)(a)(xviii) in HB 17;

(2) the cross-reference change in Subsection 77-27-21.5(1)(n)(i)(S) in this H.B. 282 be made to Subsection 77-41-102(14)(a)(xix) in HB 17;

(3) the cross-reference change in Subsection 77-27-21.5(1)(n)(i)(T) in this H.B. 282 be made to Subsection 77-41-102(14)(a)(xx) in HB 17; and

(4) the Office of Legislative Research and General Counsel make these changes when preparing the Utah Code database for publication.

Representative Oda’s motion to amend passed on a voice vote.

H.B. 282, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Harper	Last	Morley	Sandstrom
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H.B. 282, as amended, was transmitted to the Senate for its consideration.

REPORTS OF STANDING COMMITTEES

Madam Speaker:

February 9, 2012

The Government Operations Committee reports a favorable recommendation on **1st Sub. H.B. 80**, REORGANIZATION OF ADMINISTRATIVE SUPPORT FUNCTIONS IN STATE AGENCIES, by Representative W. Harper, with the following amendments:

- Page 1, Line 18
House Committee Amendments 2–9–2012:
18 executive branch entities;
 ▶ requires a report;
- Page 1, Line 20:
20 services to certain executive branch entities; and

3. Page 1, Line 24:

24 ▶ appropriates {~~-\$600,000-~~} \$360,000 in dedicated credits to the Department of Human Resource

4. Page 2, Line 26:

26 ▶ decreases the fee for providing payroll field services by {~~-\$20-~~} \$14 .

5. Page 3, Lines 84 through 85:

84 (ii) “Executive branch entity” does not include the Offices of the Attorney General.

85 State Treasurer, {~~-or-~~} State Auditor, Department of Transportation, Department of Technology Services, or the Department of Natural Resources .

6. Page 4, Lines 88 through 95:

88 {~~-(A) validate the amount of time an employee worked;~~ }

89 {~~-(B)~~ } (A) enter and validate payroll reimbursements, which include reimbursements for

90 mileage, a service award, and other wage types;

91 {~~-(C)~~ } (B) calculate, process, and validate a retirement;

92 {~~-(D)~~ } (C) enter a leave adjustment; and

93 {~~-(E) produce and audit a payroll report; and~~ }

94 {~~-(F)~~ } (D) certify payroll by ensuring an entry complies with a rule or policy adopted by the

95 department or the Division of Finance.

7. Page 4, Lines 96 through 97:

96 (ii) “Payroll services” does not mean ;
(A) a function related to payroll that is performed by

97 an employee of the Division of Finance {~~-;~~} ;

(B) a function related to payroll that is performed by an executive branch agency on behalf of a person who is not an employee of the executive branch agency;

(C) the entry of time worked by an executive branch agency employee into the central payroll system; or

(D) approval or verification by a supervisor or designee of the entry of time worked.

8. Page 4, Line 98

House Committee Amendments 2-9-2012:

98 (2) {~~On~~ } (a) Except as provided by Subsection (2)(b), on or before September 19, 2012, the department shall provide payroll services to

9. Page 4, Lines 100 through 101

House Committee Amendments 2-9-2012:

(b) On or before June 30, 2013, the department shall provide payroll services to the Department of Public Safety for an employee who is certified by the Peace Officer Standards and Training Division.

100 (3) (a) After September 19, 2012, an executive branch entity, other than the department {~~or~~ } ^{and}

101 the Division of Finance, or the Department of Public Safety, may not create a full-time equivalent position or part-time position, or

10. Page 4, Line 103

House Committee Amendments 2-9-2012:

103 purpose of providing payroll services to the entity.

(b) After June 30, 2013, the Department of Public Safety Safety may not create a full-time equivalent position or part-time position, or request an appropriation to fund a full-time equivalent position or part-time position for the purpose of providing payroll services.

(4) The Department of Transportation, the Department of Technology Services, and the Department of Natural Resources shall report on the progress of transferring payroll services to the department:

(a) to the Government Operations Interim Committee before October 30, 2012; and

(b) to the Infrastructure and General Government Appropriations Subcommittee on or before February 11, 2013.

11. Page 4, Lines 114 through 117:

114 From Dedicated Credits – Intragovernmental Revenue
 {~~600,000~~ }

115		<u>\$360,000</u>	
	<u>Schedule of Programs:</u>		
116	<u>Field Services</u>	{-600,000 }	
117		<u>\$360,000</u>	
	<u>Budgeted FTE</u>	{-10 }	<u>6</u>

12. Page 5, Line 124:

124 DHRM Payroll Services (per actual FTE) {~~-(20.00)~~ }
(\$14.00) ; and

The Government Operations Committee recommends **H.B. 245**, AMENDMENT TO DEFINITION OF SMOKING IN UTAH INDOOR CLEAN AIR ACT, by Representative B. Last, et al, be replaced and reports a favorable recommendation on **3rd Sub. H.B. 245**, AMENDMENT TO DEFINITION OF SMOKING IN UTAH INDOOR CLEAN AIR ACT with the following amendments:

1. Page 4, Line 117:

117 (c) A local health department may impose a reasonable fee
to cover the cost of verifying a place of

2. Page 5, Line 131:

131 place of public access constituted at least {~~-15%~~ } 10%
of the establishment's gross sales; and

3. Page 6, Line 179:

179 (7) Section {~~-26-28-1.6~~ } 26-38-2.6 is repealed
July 1, 2017.

Kraig Powell, Chair

Report filed. On motion of Representative Powell, the reports of the Government Operations committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 9, 2012

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 119**, STUDY ON SIGNING PETITIONS ONLINE, by Representative R. Chavez-Houck; and

The Political Subdivisions Committee reports a favorable recommendation on **2nd Sub. S.B. 124**, COUNTY AMENDMENTS, by Senator C. Bramble.

R. Curt Webb, Chair

Report filed. On motion of Representative Webb, the reports of the Political Subdivisions committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 9, 2012

The Revenue and Taxation Committee recommends **H.B. 298**, MOTOR VEHICLE SAFETY INSPECTION AMENDMENTS, by Representative J. Dougall, be replaced and reports a favorable recommendation on **1st Sub. H.B. 298**, MOTOR VEHICLE SAFETY INSPECTION AMENDMENTS with the following amendments:

1. Page 1, Lines 24 through 25:

24 Other Special Clauses:

25 This bill takes effect on July 1, {~~2012~~} 2013 .

2. Page 11, Lines 321 through 322:

321 Section 7. Effective date.

322 This bill takes effect on July 1, {~~2012~~} 2013 . ; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 323**, SALES AND USE TAX COLLECTION AMENDMENTS, by Representative D. Butterfield, and recommends it be placed on the Consent Calendar.

Patrick Painter, Chair

Report filed. On motion of Representative Painter, the reports of the Revenue and Taxation committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker: February 9, 2012

The Business and Labor Committee reports a favorable recommendation on **H.B. 104**, LOCAL HIGHWAY AUTHORITY REGULATORY POWERS, by Representative W. Harper.

James A. Dunnigan, Chair

Report filed. On motion of Representative Dunnigan, the report of the Business and Labor committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker: February 9, 2012

The Education Committee reports a favorable recommendation on **H.B. 363**, HEALTH EDUCATION AMENDMENTS, by Representative B. Wright, with the following amendments:

- 1. Page 3, Lines 61 through 62:
 - 61 instructional programs shall be provided in accordance with this section and supporting State Board of
 - 62 Education rules adopted under this section and consistent with this section .
- 2. Page 3, Lines 69 through 74:
 - 69 (c) Human sexuality instruction or instructional programs may not include instruction
 - 70 in {~~-, the advocacy of, or the discussion of~~ } :
 - 71 (i) the intricacies of intercourse, sexual stimulation, or erotic behavior;
 - 72 (ii) the advocacy of homosexuality;
 - 73 (iii) the advocacy or use of contraceptive methods or devices; or
 - 74 (iv) the advocacy of sexual activity outside of marriage.

Francis D. Gibson, Chair

Report filed. On motion of Representative Gibson, the report of the Education committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 9, 2012

The Health and Human Services Committee reports a favorable recommendation on **H.B. 319**, PROVISION OF INFORMATION TO PARENTS OF CHILDREN IN STATE CUSTODY, by Representative C. Watkins; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 232**, ABUSE, NEGLECT, AND DIVISION DEFINITIONS, by Representative C. Watkins, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 1, Lines 8 through 15:

8 General Description:

9 This bill { ~~modifies the definition of neglect and~~ }
eliminates a responsibility of the

10 Division of Child and Family Services.

11 Highlighted Provisions:

12 This bill:

13 { ~~► adds willful, wanton, and reckless negligence to the~~
~~definition of neglect; and~~ }

14 ► eliminates the division's responsibility to conduct
court-ordered home evaluations in

15 custody proceedings.

2. Page 7, Lines 191 through 194:

191 (25) (a) "Neglect" means action or inaction { ~~that is willful,~~
~~wanton, or reckless~~

192 ~~negligence.~~ } causing:

193 (i) abandonment of a child, except as provided in Title 62A,
Chapter 4a, Part 8, Safe

194 Relinquishment of a Newborn Child;

Paul Ray, Chair

Report filed. On motion of Representative Dee, the reports of the Health and Human Services committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker:

February 9, 2012

The Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 140**, LIQUIFIED PETROLEUM GAS AMENDMENTS, by Senator C. Bramble, with the following amendments and recommends it be placed on the Consent Calendar.

- 1. Page 4, Line 97:
Delete “vendor” and insert “person”

Michael E. Noel, Chair

Report filed. On motion of Representative Handy, the report of the Public Utilities and Technology committee was adopted and the bill was considered read the second time by short title and placed on the Consent Calendar.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

February 10, 2012

The President of the Senate has signed **2nd Sub. H.B. 39**, AMENDMENT TO UTAH OPTOMETRY PRACTICE ACT, by Representative J. Dunnigan, and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 53**, UTAH EDUCATION NETWORK AMENDMENTS, by Representative R. Menlove, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 60**, PROCEEDS FROM FEDERAL GRANTS FOR MINERS’ HOSPITAL, by Representative C. Watkins, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 214**, PROFESSIONAL EMPLOYER ORGANIZATION LICENSING ACT AMENDMENTS, by Representative J. Dunnigan, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 249**, SINGLE FAMILY ZONING DESIGNATION, by Representative D. Sanpei, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 251**, UTAH STATE PERSONNEL MANAGEMENT ACT AMENDMENTS, by Representative B. Daw, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: February 10, 2012

The Senate concurred in the House amendments and passed **1st Sub. S.B. 15**, OFF-HIGHWAY VEHICLES AMENDMENTS, by Senator R. Okerlund, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 16**, BALLOT PROPOSITION AMENDMENTS, by Senator S. Jenkins, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 90**, SECURITIES FRAUD REPORTING PROGRAM ACT AMENDMENTS, by Senator B. McAdams, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

The bills were signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

* * *

Madam Speaker: February 10, 2012

The Senate passed **S.B. 155**, TRANSITION FOR REPEALED NAVAJO TRUST FUND ACT, by Senator D. Hinkins, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bill was read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORT

Madam Speaker: February 10, 2012

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 64**, Amendments to Public Employee Health Care (Rep.

B. Doughty), be replaced with **1st Sub. H.B. 64**, Amendments to Public Employee Health Care (Rep. B. Doughty), and further recommends it be assigned to the House Business and Labor Standing Committee.

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

Madam Speaker: February 10, 2012

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 91**, Utah Enabling Act Litigation (Rep. K. Sumsion), be replaced with **1st Sub. H.B. 91**, Utah Enabling Act Litigation (Rep. K. Sumsion), and further recommends it be assigned to the House Natural Resources, Agriculture, and Environment Standing Committee.

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

Madam Speaker: February 10, 2012

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 135**, Focus on Front-line Teachers Program (Rep. J. Nielson) be replaced with **1st Sub. H.B. 135**, Focus on Front-line Teachers Program (Rep. J. Nielson), and further recommends it be assigned to the House Education Standing Committee

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

Madam Speaker: February 10, 2012

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 278**, Arrested Persons' Health Insurance Provisions (Rep. B. Daw), be replaced with **1st Sub. H.B. 278**, Arrested Persons' Health Insurance Provisions (Rep. B. Daw), and further recommends it be assigned to the House Business and Labor Standing Committee.

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

Madam Speaker: February 10, 2012

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 262**, Building Code Amendments (Rep. F. Cox), be amended as

follows and further recommends it be assigned to the House Political Subdivisions Standing Committee:

1. Page 1, Line 12:

12 ▶ updates the version of the National Electrical Code
 and the Utah Wildland Urban Interface Code adopted by the state;

2. Page 1, Line 15:

15 chapter; {~~and~~}
 ▶ ~~prohibits the state and political subdivisions of the state
 from adopting any version of the International Green Construction Code;
 and~~

3. Page 1, Lines 22 through 23:

22 Other Special Clauses:

23 {~~None~~} This bill provides effective dates.
 This bill provides revisor instructions.

4. Page 3, Line 59:

59 Control, the Legislature adopts the {~~2006~~} 2009
 edition of the Utah Wildland Urban Interface Code,

5. Page 3, Line 63:

63 this section.

(3) The state and a county, city, town, or other political
 subdivision of the state may not adopt any version of the International
 Green Construction Code.

6. Page 4, Line 91:

91 controlling thermal expansion can be ensured as required in the IPC
 Section 607.3.”

Section 4. Effective date.

(1) Except as provided in Subsection (2), this bill takes effect July 1,
 2012.

(2) Section 15A-3-203 and Subsection 15A-3-701(2) take effect
 January 1, 2013.

Section 5. Revisor instructions.

Due to the delayed effective date of Subsection 15A-3-701(2), the Legislature intends that the Office of Legislative Research and General Counsel, in preparing the Utah Code database for publication, modify Section 15A-3-701 to read as follows until January 1, 2013:

”15A-3-701. General provision.

The following [is] are adopted as [~~an amendment~~] amendments to the IECC to be applicable statewide[~~, in~~]:

(1) in IECC, Section 303.1.3:

(a) the following is added at the end of the second sentence before the period: “or, for a site-built fenestration product, shall be assigned the system U-factor stated in the manufacturer’s documentation, if the manufacturer has produced documentation of the applicable system U-factor”; and

(b) the following is added at the end of the fourth sentence before the period: “or, for a site-built fenestration product, shall be assigned the system SHGC stated in the manufacturer’s documentation, if the manufacturer has produced documentation of the applicable system SHGC”; and

(2) in IECC, Section 504.4, a new exception is added as follows: “Exception: Heat traps, other than the arrangement of piping and fittings, shall be prohibited unless a means of controlling thermal expansion can be ensured as required in the IPC Section 607.3.”

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

Madam Speaker:

February 10, 2012

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 102**, Blasting Regulations (Rep. R. Edwards) be amended as follows and further recommends it be assigned to the House Natural Resources, Agriculture & Environment Standing Committee:

1. Page 1, Lines 8 through 10:

8 General Description:

9 This bill provides for the regulation of explosives use by a mining operation that blasts

10 within {~~one~~} one-half mile of a residential structure.

2. Page 1, Lines 11 through 19:

11 Highlighted Provisions:

12 This bill:

13 ► requires a mining operation that blasts within
 {~~one~~} one-half mile of a residential structure to

14 comply with local, state, and federal law;

15 ► grants rulemaking authority to the Board of Oil, Gas, and
 Mining to regulate a

16 mining operation that blasts within {~~one~~} one-half
 mile of a residential structure; and

17 ► grants rulemaking authority to the Board of Oil, Gas, and
 Mining to make rules, {~~in~~

18 ~~order to prevent injury or damage, that impose further, specific~~
~~limitations on a~~ } for a

19 blasting mining operation that blasts within
 {~~one~~} one-half mile of a residential structure {~~-~~} ▲
that address certain considerations.

3. Page 2, Lines 31 through 32:

31 (1) A mining operation that uses explosives within
 {~~one~~} one-half mile of a residential structure

32 may only use explosives in accordance with local, state, and federal
law.

4. Page 2, Lines 33 through 44:

33 (2) The board shall, in accordance with Title 63G, Chapter 3,
Utah Administrative

34 Rulemaking Act, make rules that regulate a mining operation's use
of explosives within {~~one~~} one-half

35 mile of a residential structure, including rules that require a mining
operation to:

36 (a) provide notice of upcoming blasting:

37 (i) generally to the local public; and

38 (ii) specifically to residents living within
 {~~one~~} one-half mile of the proposed blasting site;

39 (b) maintain a blasting record;

40 (c) mitigate explosives use to meet industry-standard vibration limits;

41 (d) monitor air blasts and ground vibration to ensure operation within industry-standard

42 limits; and

43 (e) upon request of a person who lives in or owns a structure within {1/2 } one-half mile of the

44 mining operation, conduct a preblasting survey of that structure.

5. Page 2, Lines 45 through 50:

45 (3) {~~In order to prevent injury or damage caused by a mining operation's use of~~

46 ~~explosives within one mile of a residential structure, the } The board may, in accordance with Title~~

47 63G, Chapter 3, Utah Administrative Rulemaking Act, make rules that {~~limit~~ } address, for a mining operation that uses explosives within one-half mile of a residential structure :

48 (a) the type of explosives or detonating equipment used by a mining operation;

49 (b) the size or timing of blasting at a mining operation; or

50 (c) the frequency, in inches per second, of blast vibrations at a mining operation.

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

* * *

Madam Speaker:

February 10, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

H.B. 93 Child Support – Health Insurance for Children with Disabilities (Rep. R. Edwards)

H.B. 125 Access to Dental Health Care (Rep. T. Cosgrove)

H.B. 211 Insurance Coverage for Amino Acid-based Formula (Rep. C. Moss)

- H.B. 272** Pilot Program for Insurance Coverage for Autism Spectrum Disorders (Rep. R. Menlove)
H.B. 303 Insurance Coverage for Children with Hearing Impairments (Rep. R. Edwards)
H.B. 379 Occupational Licensing Amendments (Rep. J. Peterson)

GOVERNMENT OPERATIONS

- H.B. 142** Alcohol Amendments (Rep. G. Froerer)
H.B. 193 Alcoholic Beverage Control Commission Amendments (Rep. B. Doughty)
H.B. 283 State Stores Pilot Program for Days of Sale of Liquor (Rep. P. Arent)

HEALTH AND HUMAN SERVICES

- H.B. 165** Pharmacy Patient Counseling Amendments (Rep. M. Poulson)
H.J.R. 4 Joint Resolution on Breastfeeding (Rep. J. Seelig)
S.C.R. 2 Concurrent Resolution Encouraging Advance Health Care Directives (Sen. P. Jones)

JUDICIARY

- H.B. 130** Custodial Interference Amendments (Rep. G. Froerer)

POLITICAL SUBDIVISIONS

- H.C.R. 11** Concurrent Resolution Recognizing the Sesquicentennial of the City of St. George (Rep. D. Ipson)
1st Sub. S.B. 115 Historical District Creation Requirements (Sen. W. Niederhauser)

PUBLIC UTILITIES AND TECHNOLOGY

- H.B. 494** Campaign Finance Amendments (Rep. J. Dougall)
H.B. 366 Receipt of Welfare Benefits Amendments (Rep. J. Dougall)

REVENUE AND TAXATION

- H.B. 112** Adoption Tax Credit Amendments (Rep. F. Gibson)

WORKFORCE SERVICES AND COMMUNITY & ECONOMIC DEVELOPMENT

- H.R. 5** House Committee Name Change Resolution (Rep. J. Bird)

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:00 p.m., the House voted to adjourn until February 13, 2012, at 10:00 a.m.

TWENTY-SECOND DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:10 a.m.

Roll call showed all members present except Representative Sumsion, excused.

Prayer offered by Representative Mel Brown. Pledge of Allegiance led by Representative Brown’s children, Ellen and Mel II.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 10, 2012

The Senate passed, as amended, **H.B. 51**, MEDICAL SPECIALITY PRACTICE ACT AMENDMENTS, by Representative E. Vickers, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communications filed. The bill was placed on the Concurrence Calendar.

* * *

Madam Speaker: February 10, 2012

The Senate passed, **H.B. 269**, UTAH NATIONAL GUARD – OFFICER APPOINTMENT AMENDMENTS, by Representative V. Peterson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 273**, MUNICIPAL AND COUNTY DEVELOPMENT STANDARDS, by Representative B. Wilson, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

INTRODUCTION OF BILLS

H.B. 370, Education on Free Enterprise System (K. Grover), was read the first time by short title and referred to the Rules Committee.

H.B. 437, Public Employee Health Care Benefits (B. Daw), was read the first time by short title and referred to the Rules Committee.

H.B. 453, Citation Amendments (D. Ipson), was read the first time by short title and referred to the Rules Committee.

H.B. 502, Incorporation Amendments (M. Brown), was read the first time by short title and referred to the Rules Committee.

H.J.R. 15, Joint Resolution – Legislative Process Rule (K. Powell), was read the first time by short title and referred to the Rules Committee.

H.J.R. 18, Joint Resolution on Personal Property Tax (P. Painter), was read the first time by short title and referred to the Rules Committee.

CONCURRENCE CALENDAR

On motion of Representative Dunnigan, the House voted to concur in the Senate amendments to **1st Sub. H.B. 29, INSURANCE AMENDMENTS**.

1st Sub. H.B. 29, as amended by the Senate, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Painter
Perry	Pitcher	Poulson	Powell
Sagers	Sandstrom	Sanpei	Seelig
Snow	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Last	Oda	Ray	Sumsion
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1st Sub. H.B. 29, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Barrus, the House voted to concur in the Senate amendments to **H.B. 48**, COALITION OF ENERGY PRODUCING STATES.

H.B. 48, as amended by the Senate, passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Painter	Perry	Pitcher	Poulson
Powell	Sagers	Sandstrom	Sanpei
Seelig	Snow	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Oda	Ray	Sumsion
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H.B. 48, as amended by the Senate, transmitted to the Senate for signature of President.

CONSENT CALENDAR

1st Sub. H.B. 126, PHYSICIAN AND OSTEOPATHIC MEDICINE AMENDMENTS, *Barlow*, was read the third time by short title and placed on its final passage.

1st Sub. H.B. 126 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Painter	Perry	Pitcher	Poulson
Powell	Sagers	Sandstrom	Sanpei
Seelig	Snow	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Oda	Ray	Sumsion
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1st Sub. H.B. 126 was transmitted to the Senate for its consideration.

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H.B. 195, PETROLEUM AND UNDERGROUND STORAGE TANK FEES, *Hughes*, was read the third time by short title and placed on its final passage.

H.B. 195 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty

Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives
Hutchings Sumsion

H.B. 317 was transmitted to the Senate for its consideration.

INTRODUCTION OF BILLS

H.B. 157, Currency Amendments (B. Galvez), was read the first time by short title and referred to the Rules Committee.

H.B. 466, Forum Requirements (B. Doughty), was read the first time by short title and referred to the Rules Committee.

H.B. 485, Change Application Amendments (R. Wilcox), was read the first time by short title and referred to the Rules Committee.

H.B. 490, Asset Protection Trusts (D. Brown), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 323, SALES AND USE TAX COLLECTION AMENDMENTS, *Butterfield*, was read the third time by short title and placed on its final passage.

H.B. 323 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover

Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

M Brown Sumsion

H.B. 323 was transmitted to the Senate for its consideration.

* * *

H.B. 232, ABUSE, NEGLECT, AND DIVISION DEFINITIONS, *Watkins*, was read the third time by short title and placed on its final passage.

H.B. 232 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig

Snow	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Bird	Dougall	M Brown	Sumsion
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H.B. 232 was transmitted to the Senate for its consideration.

* * *

S.B. 140, LIQUIFIED PETROLEUM GAS AMENDMENTS, *Senator Bramble*, was read the third time by short title and placed on its final passage. Representative Painter explained the bill.

S.B. 140 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McCay	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Butterfield	M Brown	McIff	Sumsion
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S.B. 140 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

UNFINISHED BUSINESS

On motion of Representative Webb, the House voted to uncircle **1st Sub. H.B. 294.**

1st Sub. H.B. 294, BIOFEEDBACK LICENSING AMENDMENTS, *Webb*, was before the House on its final passage.

Representative Webb proposed Amendment 3:

- 1. Page 1, Lines 1 through 2

1 ~~{-AMENDMENTS TO MENTAL HEALTH PRACTICES~~
 2 LICENSING—LAWS—} BIOFEEDBACK LICENSING
AMENDMENTS

- 2. Page 5, Lines 120 through 122:

120 [~~(xvii)~~] (xvi) activities of daily living related to physical
 movement and mobility; ~~{-and-}~~

121 [~~(xviii)~~] (xvii) functioning in the physical environment at home
 or work, as it relates to

122 physical movement and mobility : and
(xviii) neural muscular responses .

Representative Webb’s motion to amend passed on a voice vote.

On motion of Representative Webb, the House voted to waive the 3 readings requirement on the bill.

1st Sub. H.B. 294, as amended, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Dunnigan	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings

Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Butterfield	Dougall	Edwards	M Brown
Sumsion			

1st Sub. H.B. 294, as amended, was transmitted to the Senate for its consideration.

TIME CERTAIN CALENDAR

H.C.R. 5, CONCURRENT RESOLUTION DESIGNATING FEBRUARY 18, 2012 CONGRESSIONAL GOLD MEDAL DAY FOR CERTAIN VETERANS, *Oda*, was read the third time by short title and placed on its final passage. Representatives Arent, Christensen, Sandstrom, and Noel commented.

H.C.R. 5 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel

Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
Sumsion

H.C.R. 5 was transmitted to the Senate for its consideration.

* * *

H.C.R. 9, CONCURRENT RESOLUTION RECOGNIZING 75TH ANNIVERSARY OF DUCKS UNLIMITED, *Oda*, was read the third time by short title and placed on its final passage. Representatives Cosgrove commented.

H.C.R. 9 passed on the following roll call:

Yeas, 72; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Snow	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative was: Representative
Dougall

REPORTS OF STANDING COMMITTEES

Madam Speaker:

February 10, 2012

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 140**, VEHICLE CHECKPOINT AMENDMENTS, by Representative D. Butterfield; and

The Law Enforcement and Criminal Justice Committee recommends **H.B. 194**, INVOLUNTARY FEEDING AND HYDRATION OF INMATES, by Representative D. Brown, be replaced and reports a favorable recommendation on **1st Sub. H.B. 194**, INVOLUNTARY FEEDING AND HYDRATION OF INMATES with the following amendments:

1. Page 4, Line 89:

89 the subject prisoner { -z } , and shall explain what efforts have been made to address the findings of the evaluation including provision of medication or other treatment.

2. Page 4, Line 93:

93 are available , including the evaluation referenced in this section ; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 147**, EMERGENCY VEHICLE AMENDMENTS, by Senator D. Thatcher.

Curtis Oda, Chair

Reports filed. On motion of Representative Oda, the reports of the Law Enforcement and Criminal Justice committee were adopted and the bills were considered read the second time and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 10, 2012

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 153**, DIVERSION OF WATER, by Representative J. Briscoe; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 198**, GROWING OF FOOD, by Representative C. Herrod, with the following amendments:

1. Page 1, Line 9:

9 This bill provides that certain food grown by an individual for
 {~~use~~} consumption by the individual's

2. Page 1, Line 11:

11 by an individual for {~~use~~} consumption by the
 individual's family may not be confiscated by a

3. Page 1, Line 17:

17 for {~~use~~} consumption by the individual or the
 individual's family unless:

4. Page 1, Line 22:

22 by an individual for {~~use~~} consumption by the
 individual or the individual's family unless:

5. Page 2, Line 38:

38 intended for the individual's {~~use~~} consumption ,or for
 {~~use~~} consumption by members of the individual's
immediate family; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 348**, HAZARDOUS WASTE AMENDMENTS, by Representative R. Menlove; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 132**, REAUTHORIZATION OF RADIATION CONTROL ACT, by Senator P. Knudson, and recommends it be placed on the Consent Calendar; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 133**, REAUTHORIZATION OF MERCURY SWITCH REMOVAL ACT, by Senator P. Knudson, and recommends it be placed on the Consent Calendar.

Roger E. Barrus, Chair

Reports filed. On motion of Representative Dee, the reports of the Natural Resources, Agriculture, and Environment committee were adopted and the bills were considered read the second time and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker: February 10, 2012

The Transportation Committee reports a favorable recommendation on **S.B. 142**, TRAFFIC MANAGEMENT COMMITTEE REPEAL, by Senator T. Weiler; and

The Transportation Committee reports a favorable recommendation on **S.B. 148**, TRANSPORTATION MAINTENANCE FACILITIES, by Senator J. S. Adams.

Bradley M. Daw, Chair

Reports filed. On motion of Representative Daw, the reports of the Transportation committee were adopted and the bills were considered read the second time and placed on the Third Reading Calendar.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 13, 2012

The President of the Senate has signed **H.B. 33**, FIREWORKS AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 43**, BARBER, COSMETOLOGIST, ESTHETICIAN, ELECTROLOGIST, AND NAIL TECHNICIAN ACT AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: February 13, 2012

The Senate passed **S.B. 58**, PROPERTY TAX VALUATION AMENDMENTS, by Senator W. Niederhauser, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 134**, STATE WATER DEVELOPMENT COMMISSION AMENDMENTS, by Senator M. Dayton, and it is transmitted for consideration; and

The Senate passed **S.B. 159**, STATE FAIR PARK RISK MANAGEMENT, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed **S.C.R. 6**, CONCURRENT RESOLUTION HONORING THE SALVATION ARMY, by Senator R. Romero, and it is transmitted for consideration; and

The Senate passed **S.J.R. 1**, ALZHEIMER'S STATE PLAN JOINT RESOLUTION, by Senator K. Morgan, and it is transmitted for consideration; and

The Senate passed **S.J.R. 4**, JOINT RESOLUTION APPROVING COMPENSATION OF IN-SESSION EMPLOYEES, by Senator S. Jenkins, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

UNFINISHED BUSINESS

On motion of Representative Ray, the House voted to uncircle **H.B. 276**.

H.B. 276, AIDING SEXUAL SOLICITATION, *Ray*, was before the House on its final passage.

H.B. 276 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez-Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold

Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Ray
Sagers	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Butterfield	Ipson	Powell	Sandstrom
Sumsion			

H.B. 276 was transmitted to the Senate for its consideration.

* * *

On motion of Representative Ray, the House voted to uncircle **H.B. 44**.

H.B. 44, THEFT AMENDMENTS, *Ray*, was before the House on its final passage. Representatives King commented.

H.B. 44 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wilcox
Wiley	Wilson	Wright	

Absent or not voting were: Representatives

Fisher	Sumsion	Wheatley	Lockhart
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H.B. 44 was transmitted to the Senate for its consideration.

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H.B. 86, POSTING OF TRESPASS, *Mathis*, was read the third time by short title and placed on its final passage.

H.B. 86 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wilcox
Wiley	Wilson	Wright	

Absent or not voting were: Representatives

Hemingway	Sumsion	Wheatley	Lockhart
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H.B. 86 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 68, POWERSPORT VEHICLE FRANCHISE ACT AMENDMENTS, *Sagers*, was read the third time by short title and placed on its final passage. Representative Nielson commented.

On motion of Representative Dunnigan, the House voted to circle **H.B. 68**.

COMMITTEE OF THE WHOLE

On motion of Representative Dee, the House resolved itself into a Committee of the Whole, with the Speaker as Chairwoman, for the purpose of hearing from U. S. Congressman Jason Chaffetz.

On motion of Representative Dee, the Committee of the Whole was dissolved.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:20 p.m., the House voted to adjourn until February 14, 2012, at 10:00 a.m.

TWENTY-THIRD DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:10 a.m.

Roll call showed all members present except Representative Nielson, excused.

Prayer offered by Andrew P. Thompson, Representative Merlynn Newbold's brother. Pledge of Allegiance led by Representative Newbold's intern Zach Slagowski.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

February 13, 2012

The Senate passed, as amended, **S.B. 35, NEW MOTOR VEHICLE WARRANTIES ACT AMENDMENTS**, by Senator K. Mayne, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 138, HEALTH INSURANCE MANDATE ACCOUNTABILITY AMENDMENTS**, by Senator T. Weiler, and it is transmitted for consideration.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILLS

H.B. 150, Underground Petroleum Storage Tank Financial Viability Study (S. Eliason), was read the first time by short title and referred to the Rules Committee.

H.B. 155, Drug Screening for Temporary Assistance for Needy Families Recipients (B. Wilson), was read the first time by short title and referred to the Rules Committee.

H.B. 159, Unlawful Detention Amendments (R. Wilcox), was read the first time by short title and referred to the Rules Committee.

H.B. 182, Signage Honoring Fallen Highway Patrol Officers (B. Wilson), was read the first time by short title and referred to the Rules Committee.

H.B. 336, Electronic High School Amendments (S. Sandstrom), was read the first time by short title and referred to the Rules Committee.

H.B. 350, Payroll Deduction Amendments (B. Daw), was read the first time by short title and referred to the Rules Committee.

H.B. 357, Guardian Ad Litem Amendments (L. Christensen), was read the first time by short title and referred to the Rules Committee.

H.B. 432, Bureau of Criminal Identification Amendments (J. Seelig), was read the first time by short title and referred to the Rules Committee.

H.B. 448, Custody Modifications (G. Hughes), was read the first time by short title and referred to the Rules Committee.

H.B. 452, Family Expenses Amendments (S. Sandstrom), was read the first time by short title and referred to the Rules Committee.

H.B. 459, Amendments to Deferred Deposit Lending (J. Dunnigan), was read the first time by short title and referred to the Rules Committee.

H.B. 487, Hospice Pharmacy Dispensing of Medication (C. Herrod), was read the first time by short title and referred to the Rules Committee.

H.B. 492, Training of School Nurses (P. Ray), was read the first time by short title and referred to the Rules Committee.

H.C.R. 4, Concurrent Resolution Honoring Weber County Law Enforcement Officers (B. Dee), was read the first time by short title and referred to the Rules Committee.

H.J.R. 13, Joint Resolution – Tax Opinion Question (G. Hughes), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

H.B. 82, ARCHITECT'S LICENSING REVISIONS, *Nielson*, was read the third time by short title and placed on its final passage.

On motion of Representative Dee, the House voted to circle **H.B. 82**.

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1st Sub. H.B. 75, PROPERTY TAXATION OF LOW-INCOME HOUSING, *Draxler*, was read the third time by short title and placed on its final passage.

Representative Painter proposed Amendment 1:

1. Page 1, Line 68:
Strike "10%" and insert "5%"

Representative Painter's motion to amend passed on a voice vote. Representatives Chavez–Houck and Cox commented.

Representative Chavez–Houck declared a conflict of interest.

1st Sub. H.B. 75 passed on the following roll call:

Yeas, 65; Nays, 9; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Christensen	Cosgrove
Cox	D Brown	Dee	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Moss	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Anderson	Chavez–Houck	Daw	Dougall
Eliason	McCay	Morley	Newbold
Sumsion			

Absent or not voting was: Representative Nielson

1st Sub. H.B. 75 was transmitted to the Senate for its consideration.

SPECIAL ORDER OF BUSINESS

H.B. 105, OFFICIAL VOTER REGISTER AMENDMENTS, *Newbold*, was read the third time by short title and placed on its final passage.

Representative Newbold proposed Amendment 1:

- 1. Page 1, Line 14:
Strike “three business” and insert “21”
- 2. Page 1, Line 44:
Strike “three business” and insert “21”

Representative Newbold’s motion to amend passed on a voice vote. Representative Sumsion commented.

H.B. 105, as amended, passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Dougall	Ivory	Nielson
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H.B. 105, as amended, was transmitted to the Senate for its consideration.

CONCURRENCE CALENDAR

On motion of Representative Vickers, the House voted to concur in the Senate amendments to **H.B. 51, MEDICAL SPECIALITY PRACTICE ACT AMENDMENTS.**

H.B. 51, as amended by the Senate, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	McCay	McIff	Menlove
Morley	Moss	Newbold	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Briscoe	Dougall	Mathis	Nielson
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H.B. 51, as amended by the Senate, transmitted to the Senate for signature of President.

UNFINISHED BUSINESS

On motion of Representative Sagers, the House voted to uncircle **H.B. 68**.

H.B. 68, POWERSPORT VEHICLE FRANCHISE ACT AMENDMENTS, *Sagers*, was before the House on its final passage. Representatives King, Painter, Dee, Wilson, Brown, Gibson, and Christensen commented.

On motion of Representative Gibson, the House voted to circle **H.B. 68**.

* * *

H.B. 81, CITY OR TOWN OPTION SALES AND USE TAX AMENDMENTS, *Dee*, was read the third time by short title and placed on its final passage.

On motion of Representative Dee, the House voted to delete **H.B. 81** in title and body and insert **1st Sub. H.B. 81** in lieu thereof.

On motion of Representative Dee, the House voted to circle **1st Sub. H.B. 81**.

THIRD READING CALENDAR

H.B. 288, IMPACT FEE AMENDMENTS, *Morley*, was read the third time by short title and placed on its final passage. Representative Powell commented.

H.B. 288 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright			

Absent or not voting were: Representatives

Edwards	Last	Nielson	Noel
Sagers	Lockhart		

H.B. 288 was transmitted to the Senate for its consideration.

* * *

H.B. 302, LAND USE PENALTIES, *Morley*, was read the third time by short title and placed on its final passage.

H.B. 302 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Duckworth	Hutchings	Nielson	Noel
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H.B. 302 was transmitted to the Senate for its consideration.

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H.B. 306, DISPOSAL OF UNUSED PRESCRIPTION DRUGS, *Daw*, was read the third time by short title and placed on its final passage.

H.B. 306 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Dunnigan	Edwards	Eliason

Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Oda
Painter	Perry	Pitcher	Poulson
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Duckworth	Hutchings	Newbold	Nielson
Noel	Powell	Vickers	

H.B. 306 was transmitted to the Senate for its consideration.

* * *

H.B. 206, CURRICULUM OPTIONS FOR SECONDARY SCHOOL STUDENTS, *Dougall*, was read the third time by short title and placed on its final passage.

On motion of Representative Dougall, the House voted to delete **H.B. 206** in title and body and insert **1st Sub. H.B. 206** in lieu thereof. Representative Powell commented.

1st Sub. H.B. 206 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory

J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Bird	Nielson	Wilcox
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1st Sub. H.B. 206 was transmitted to the Senate for its consideration.

* * *

H.B. 258, EDUCATION FUNDING AMENDMENTS, *Powell*, was read the third time by short title and placed on its final passage.

On motion of Representative Powell, the House voted to circle **H.B. 258**.

* * *

H.B. 88, CUSTODY AMENDMENTS, *Wilcox*, was read the third time by short title and placed on its final passage. Representatives Arent and Seelig commented.

H.B. 88 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis

McCay	McIff	Menlove	Morley
Moss	Newbold	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sandstrom	Sanpei
Seelig	Snow	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Nielson	Sagers	Sumsion
---------	--------	---------

H.B. 88 was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 257, CONTROLLED SUBSTANCE DATABASE AMENDMENTS, *Daw*, was read the third time by short title and placed on its final passage. Representative Vickers commented.

1st Sub. H.B. 257 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Noel	Oda	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Hughes Hutchings Nielson Painter
Sumsion

1st Sub. H.B. 257 was transmitted to the Senate for its consideration.

* * *

H.B. 256, RETIREMENT MODIFICATIONS, *Ipson*, was read the third time by short title and placed on its final passage.

On motion of Representative Ipson, the House voted to circle **H.B. 256**.

* * *

H.B. 265, PUBLIC EMPLOYEE'S LONG-TERM DISABILITY ACT AMENDMENTS, *King*, was read the third time by short title and placed on its final passage.

Representative King declared a conflict of interest.

H.B. 265 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Nielson Sumsion

H.B. 265 was transmitted to the Senate for its consideration.

RULES COMMITTEE REPORT

Madam Speaker: February 14, 2012

The House Rules Committee recommends that the following resolutions, under suspension of the rules, be considered read for the second time and placed on the top of the Third Reading Calendar for Senate bills:

S.J.R. 4 Joint Resolution Approving Compensation of In-session Employees (Sen. S. Jenkins)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Madam Speaker: February 14, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

H.B. 459 Amendments to Deferred Deposit Lending
(Rep. J. Dunnigan)

GOVERNMENT OPERATIONS

S.B. 159 State Fair Park Risk Management (Sen. L. Hillyard)

HEALTH AND HUMAN SERVICES

H.B. 155 Drug Screening for Temporary Assistance for Needy Families Recipients (Rep. B. Wilson)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

H.B. 159 Unlawful Detention Amendments (Rep. R. Wilcox)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

H.B. 176 County Land Use Plans (Rep. M. Noel)

H.B. 511 Eminent Domain of Federal Land (Rep. K. Sumsion)

POLITICAL SUBDIVISIONS

S.C.R. 6 Concurrent Resolution Honoring the Salvation Army
(Sen. R. Romero)

REVENUE AND TAXATION

- H.B. 174** Sales and Use Tax Allocations for Water Resources
Construction Fund (Rep. P. Painter)
- S.B. 58** Property Tax Valuation Amendments
(Sen. W. Niederhauser)

TRANSPORTATION

- S.B. 35** New Motor Vehicle Warranties Act Amendments
(Sen. K. Mayne)

WORKFORCE SERVICES AND COMMUNITY AND ECONOMIC DEVELOPMENT

- H.B. 132** Premarital Education and Counseling Amendments
(Rep. D. Pitcher)
- H.B. 196** Abusive Workplace Policies Act (Rep. S. Sandstrom)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

CORRECTED COMMITTEE REPORT

Madam Speaker:

February 9, 2012

The Education Committee reports a favorable recommendation on **H.B. 363**, HEALTH EDUCATION AMENDMENTS, by Representative B. Wright, with the following amendments:

1. Page 3, Lines 61 through 62:

61 instructional programs shall be provided in accordance with this section and supporting State Board of

62 Education rules adopted under this section and consistent with this section .

2. Page 3, Lines 69 through 74:

69 (c) Human sexuality instruction or instructional programs may not include instruction

70 in { ~~the advocacy of, or the discussion of~~ } ;

71 (i) the intricacies of intercourse, sexual stimulation, or erotic behavior;

72 (ii) the advocacy of homosexuality;

73 (iii) the advocacy or encouragement of the use of contraceptive methods or devices: or

74 (iv) the advocacy of sexual activity outside of marriage.

Francis D. Gibson, Chair

Report filed. On motion of Representative Gibson, the corrected report of the Health and Human Services committee was adopted and the bill was placed on the Third Reading Calendar.

REPORTS OF STANDING COMMITTEES

Madam Speaker:

February 13, 2012

The Government Operations Committee reports a favorable recommendation on **H.B. 304**, ACCESS TO VOTER DATE OF BIRTH RECORDS, by Representative R. Edwards; and

The Government Operations Committee reports a favorable recommendation on **H.B. 416**, GUARDIAN AD LITEM OFFICE REFERENCES, by Representative V. L. Snow, and recommends it be placed on the Consent Calendar; and

The Government Operations Committee reports a favorable recommendation on **S.B. 145**, STATE BUILDING BOARD AMENDMENTS, by Senator J. S. Adams, and recommends it be placed on the Consent Calendar.

Kraig Powell, Chair

Reports filed. On motion of Representative Powell, the reports of the Government Operations committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker:

February 14, 2012

The Political Subdivisions Committee recommends **H.B. 121**, DISABLED LAW ENFORCEMENT OFFICER AMENDMENTS, by Representative L. Perry, be replaced and reports a favorable recommendation on **1st Sub. H.B. 121**, DISABLED LAW ENFORCEMENT OFFICER AMENDMENTS with the following amendments and asks that it be placed on the Consent Calendar.

1. Page 3, Lines 59 through 61:

59 (2) (a) [~~Each~~] A law enforcement officer {~~—~~} or state correctional officer {~~—operator license~~}

60 ~~examiner, commercial license examiner, or Driver License~~
~~Division-hearing examiner-} who is~~

61 injured in the course of employment shall be given a leave of
 absence with ~~[full pay]~~ 100% of ; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 406**, HOMEOWNER ASSOCIATION REGISTRATION AMENDMENTS, by Representative D. Ipson, and recommends it be placed on the Consent Calendar; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 495**, PROPERTY TAX – APPRAISER AMENDMENTS, by Representative J. Draxler, and recommends it be placed on the Consent Calendar; and

The Political Subdivisions Committee reports a favorable recommendation on **S.B. 137**, FINANCIAL TRANSPARENCY WEBSITE, by Senator W. Niederhauser, and, due to fiscal impact, recommends it be referred to the Rules Committee for prioritization.

R. Curt Webb, Chair

Reports filed. On motion of Representative Webb, the reports of the Political Subdivisions committee were adopted and the bills were considered read the second time by short title and placed on the Consent Calendar and **S.B. 137** was returned to the Rules Committee due to fiscal impact.

* * *

Madam Speaker:

February 14, 2012

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 143**, INCOME TAX – PASS-THROUGH ENTITIES, by Senator W. Niederhauser, and, due to fiscal impact, recommends it be referred to the Rules Committee for prioritization.

Patrick Painter, Chair

Report filed. On motion of Representative Painter, the report of the Revenue and Taxation committee was adopted. The bill was read the second time by short title and was returned to the Rules Committee due to fiscal impact.

* * *

Madam Speaker:

February 13, 2012

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 139**, DEPARTMENT

OF COMMUNITY AND CULTURE AMENDMENTS, by Representative W. Harper, with the following amendments:

- 1. Page 1, Line 27 through Page 2, Line 34:

27 ▶ modifies the powers and duties of the Housing and Community Development

28 Division; {~~and~~}

 ▶ creates an advisory council to advise the Department of Workforce Services during the transition of moving the Division of Housing and Community Development from the Department of Community and Culture; and

29 ▶ makes technical changes.

30 Money Appropriated in this Bill:

31 None

32 Other Special Clauses:

33 {~~None~~} This bill takes effect on July 1, 2012.

34 Utah Code Sections Affected:

- 2. Page 4, Lines 110 through 111:

110 9-1-201.2, Utah Code Annotated 1953
 35A-8-1801, Utah Code Annotated 1953
 35A-8-1802, Utah Code Annotated 1953

111 RENUMBERS AND AMENDS:

- 3. Page 50, Lines 1526 through 1531:

1526 (2) The director or the director’s designee, hereafter referred to in this section as the

1527 director, shall administer the fund with input from the {~~Department of [Community and Culture]~~}

1528 Heritage and Arts } Housing and Community Development Division , including any advisory committees within the {~~Department of [Community~~

1529 and Culture] Heritage and Arts } Housing and Community Development Division that deal with refugee services issues.

1530 (3) (a) Money shall be deposited into the fund from numerous sources, including

1531 federal grants, private foundations, and individual donors.

4. Page 50, Lines 1535 through 1538:

1535 (4) The director may not expend money in the fund that is not restricted to a specific

1536 use under federal law or by donors without input from the
 {~~Department of [Community and~~

1537 ~~Culture]~~ Heritage and Arts } Housing and Community Development Division, either directly or through an advisory committee identified in

1538 Subsection (2).

5. Page 50, Lines 1542 through 1546:

1542 (6) The money in the fund may not be used by the director for administrative expenses.

1543 (7) If the {~~Department of [Community and Culture]~~ Heritage and Arts } Housing and Community Development Division establishes a

1544 refugee services advisory committee referred to in Subsection (2), that committee may:

1545 (a) advise the director on refugee services needs in the state and on relevant operational

1546 aspects of any grant or revenue collection program established under this part;

6. Page 51, Lines 1572 through 1573:

1572 (9) In addition to Subsection (8), the director with advice from the {~~Department of~~

1573 ~~[Community and Culture]~~ Heritage and Arts } Housing and Community Development Division or its refugee services advisory committee, if one

7. Page 57, Line 1737 through Page 58, Line 1766:

1737 (i) utilize the capabilities and facilities of public and private universities and colleges

1738 within the state in carrying out its functions; and

1739 (j) assist and support local governments, community action agencies, and citizens in

1740 the planning, development, and maintenance of home weatherization, energy efficiency, and

1741 antipoverty activities {~~;~~} and

1742 {~~(k) assist and support volunteer efforts in the state[.];~~
and }

1743 {~~(l) provide information and support to aid a qualifying client of the department in~~

1744 obtaining affordable housing, including the provision of:

1745 (i) information regarding special housing programs, including programs for first-time

1746 home buyers and persons with low and moderate incomes and the eligibility requirements for

1747 those programs;

1748 (ii) referrals to programs operated by volunteers from the real estate industry that assist

1749 clients in obtaining affordable housing, including information on home ownership, down

1750 payments, closing costs, and credit requirements; and

1751 (iii) referrals to housing programs operated by municipalities, counties, local housing

1752 authorities, and nonprofit housing organizations that assist individuals to obtain affordable

1753 housing, including first-time home ownership. }

8. Page 92, Lines 2836 through 2840:

2836 (viii) two members of the general public.

2837 (b) The director or [his] the director's designee [~~shall serve~~]
serves as the secretary of

2838 the {~~committee~~} board .

2839 (c) The members of the board shall annually elect a chair from among the voting

2840 membership of the board.

9. Page 164, Lines 5060 through 5062:

5060 (c) in the case of a loan, in accordance with Section 63A-3-205.

(7) The division, with board approval, may use fund money for the administration of the fund, but this amount may not exceed 2% of the annual receipts to the fund.

5061 Section 154. Section 35A-8-1708, which is renumbered from Section 9-11-108 is

5062 renumbered and amended to read:

10. Page 164, Line 5066 through Page 166, Line 5067:

5066 as a list of recipients of this assistance.

Section 155. Section 35A-8-1801 is enacted to read:

Part 18. Transitional Housing and Community Development Advisory Council

35A-8-1801. Transitional Housing and Community Development Advisory Council -- Membership -- Duties.

(1) There is created the Transitional Housing and Community Development Advisory Council within the Department of Workforce Services consisting of the following members:

(a) the executive director of the Department of Workforce Services or the executive director's designee;

(b) the director of the Housing and Community Development Division of the Department of Workforce Services, who shall serve as chair of the advisory council;

(c) a representative from the governor's office designated and appointed by the governor;

(d) two representatives of entities that use or allocate funds distributed by the Housing and Community Development Division, designated and appointed by the director of the Housing and Community Development Division; and

(e) the executive director, or the executive director's designee, of the:

(i) Bear River Association of Governments;

(ii) Five County Association of Governments;

(iii) Mountainland Association of Governments;

(iv) Six County Association of Governments;

(v) Southeastern Utah Association of Governments;

(vi) Uintah Basin Association of Governments;

- (vii) Wasatch Front Regional Council;
- (viii) Community Action Partnership of Utah; and
- (ix) Utah Housing Coalition.

(2) (a) Except as provided in Subsection (2)(b), the advisory council shall meet at least once every three months and may meet more frequently as needed.

(b) The advisory council may meet less than once every three months if the chair, after polling the members, determines that a meeting is not needed.

(c) The chair, or a majority of the advisory council, may call a meeting of the advisory council.

(d) A majority of the membership is a quorum for conducting advisory council business and a majority vote of the quorum present is required for an action to be taken by the advisory council.

(e) A member may not receive compensation or benefits for the member's service, but may receive per diem and travel expenses in accordance with:

(i) Section 63A-3-106;

(ii) Section 63A-3-107; and

(iii) rules made by the Division of Finance pursuant to Sections 63A-3-106 and 63A-3-107.

(f) The Housing and Community Development Division shall provide necessary administrative and staff support services to the advisory council.

(3) The advisory council shall advise and counsel the Department of Workforce Services and the department's Housing and Community Development Division in formulating rules, protocols, and policies to:

(a) successfully transition the division from the Department of Community and Culture;

(b) maintain consistency in providing services to, and cooperating with, qualifying interested parties, including individuals, groups, political subdivisions, and community action agencies, which properly participated in division services under the Department of Community and Culture; and

(c) inform and advise interested parties, including individuals, groups, political subdivisions, and community action agencies regarding:

(i) the division's transition to the Department of Workforce Services; and

(ii) each significant change, or contemplated change, in the

delivery of division services.

(4) The Housing and Community Development Division shall present to the advisory council for its advice and counsel, each significant proposed change to the delivery of services by the division.

Section 156. Section 35A-8-1802 is enacted to read:

35A-8-1802. Interim study.

During the 2012 interim, the Workforce Services, Community, and Economic Development Interim Committee shall study and make recommendations to the Legislature regarding:

(1) the effectiveness and progress of the Housing and Community Development's transition to the Department of Workforce Services;

(2) housing needs in the state of Utah; and

(3) opportunities for further consolidation of state programs and policies regarding housing.

5067 Section 155. Section 51-9-504 is amended to read:

Renumber remaining sections accordingly.

11. Page 220, Lines 6809 through 6812:

6809 (ii) one member of the State Board of Education;

6810 (iii) one member of the ~~{-[Division of]}~~ Housing and Community Development Division

6811 ~~of the-}~~ Department of ~~{-[Community and Culture]}~~ Workforce Services } Heritage and Arts ;

6812 (iv) one member of the Board of Tourism Development;

12. Page 222, Lines 6866 through 6868:

6866 (3) Title 35A, Chapter 8, Part 7, Utah Housing Corporation Act, is repealed July 1,

6867 2016.

(4) Title 34A, Chapter 8, Part 18, Transitional Housing and Community Development Advisory Council, is repealed July 1, 2014.

6868 Section 180. Section 63I-4-102 is amended to read:

13. Page 250, Lines 7719 through 7721:

7719 (iii) the executive secretary of the Drinking Water Board;

7720 (iv) the ~~{-executive-}~~ director of the ~~{-[Department of [Community and Culture]}~~ Heritage and

7721 Arts } Housing and Community Development Division
or the {~~executive~~} director’s designee; and

14. Page 250, Line 7746:

7746 Section 9–6–607, Office director.
Section 198. Effective date.
This bill takes effect on July 1, 2012. ; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.J.R. 17**, JOINT RESOLUTION ON INTERIM COMMITTEE NAME CHANGE, by Representative J. Bird, and recommends it be placed on the Consent Calendar; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.R. 5**, HOUSE COMMITTEE NAME CHANGE RESOLUTION, by Representative J. Bird, and recommends it be placed on the Consent Calendar; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **1st Sub. S.B. 42**, LIMITATION ON ACTION TO RECOVER DEFICIENCY FOLLOWING SHORT SALE, by Senator W. Niederhauser.

Jim Bird, Chair

Reports filed. On motion of Representative Bird, the reports of the Workforce Services and Community and Economic Development committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker: February 13, 2012

The Business and Labor Committee reports a favorable recommendation on **H.B. 125**, ACCESS TO DENTAL HEALTH CARE, by Representative T. Cosgrove, with the following amendments:

1. Page 3, Lines 65 through 66:

65 (ii) use {~~the state’s primary care grants~~} funds from
the Division of Family Health and Preparedness that are available to
reimburse dentists for educational loans in
66 exchange for the dentist agreeing to serve Medicaid and
under-served populations. ; and

The Business and Labor Committee recommends **H.B. 144**, HEALTH SYSTEM REFORM AMENDMENTS, by Representative J. Dunnigan, be replaced and reports a favorable recommendation on **1st Sub. H.B. 144**, HEALTH SYSTEM REFORM AMENDMENTS with the following amendments:

1. Page 26, Lines 785 through 793:

785 (4) The office:

786 (a) may not:

787 (i) regulate health insurers, health insurance plans, health insurance producers, or

788 health insurance premiums charged in the exchange;

789 (ii) adopt administrative rules, except as provided in Section 63M-1-2506; or

790 (iii) act as an appeals entity for resolving disputes between a health insurer and an

791 insured;

792 (b) may establish and collect a fee { ~~from the employers~~ }
for the cost of the exchange

793 transaction in accordance with Section 63J-1-504 for: ; and

The Business and Labor Committee recommends **H.B. 190**, NURSE MIDWIFE PRACTICE ACT AMENDMENTS, by Representative D. Brown, be replaced and reports a favorable recommendation on **1st Sub. H.B. 190**, NURSE MIDWIFE PRACTICE ACT AMENDMENTS and asks that it be placed on the Consent Calendar.

James A. Dunnigan, Chair

Reports filed. On motion of Representative Dunnigan, the reports of the Business and Labor committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker:

February 13, 2012

The Education Committee reports a favorable recommendation on **H.B. 124**, IN-STATE TUITION FOR VETERANS, by Representative C. Oda; and

The Education Committee reports a favorable recommendation on **H.B. 197**, GRANTS FOR MATH TEACHER TRAINING, by Representative R. Edwards, with the following amendments:

- 1. Page 2, Lines 32 through 33:

32 (1) {~~The~~ } If the state obtains matching funds of equal
sums from private contributors, the board may award grants to
institutions of higher education or nonprofit
33 educational organizations for programs that provide mentoring and
training leading to a

Francis D. Gibson, Chair

Reports filed. On motion of Representative Gibson, the reports of the Education committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker: February 13, 2012

The Health and Human Services Committee reports a favorable recommendation on **S.C.R. 2**, CONCURRENT RESOLUTION ENCOURAGING ADVANCE HEALTH CARE DIRECTIVES, by Senator P. Jones, and recommends it be placed on the Consent Calendar; and

The Health and Human Services Committee reports a favorable recommendation on **S.C.R. 4**, CONCURRENT RESOLUTION ON BREAST CANCER SCREENING, by Senator K. Mayne, and recommends it be placed on the Consent Calendar.

Paul Ray, Chair

Reports filed. On motion of Representative Ray, the reports of the Health and Human Services committee were adopted and the bills were considered read the second time by short title and placed on the Consent Calendar.

* * *

Madam Speaker: February 13, 2012

The Public Utilities and Technology Committee recommends **H.J.R. 9**, JOINT RESOLUTION ON MONETARY DECLARATION, by Representative B. Galvez, be replaced and favorably recommends **1st Sub. H.J.R. 9**, JOINT RESOLUTION ON MONETARY DECLARATION; and

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 366**, RECEIPT OF WELFARE BENEFITS AMENDMENTS, by Representative J. Dougall, and recommends it be placed on the Consent Calendar; and

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 494**, CAMPAIGN FINANCE AMENDMENTS, by Representative S. Barlow, and recommends it be placed on the Consent Calendar.

Michael E. Noel, Chair

Reports filed. On motion of Representative Handy, the reports of the Public Utilities and Technology committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

February 14, 2012

The President of the Senate has signed **1st Sub. H.B. 29**, INSURANCE AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 48**, COALITION OF ENERGY PRODUCING STATES, by Representative R. Barrus, and it is transmitted for the signature of the Speaker.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker:

February 14, 2012

The Senate passed **S.B. 56**, HOMEOWNER ASSOCIATION RESERVE ACCOUNT AMENDMENTS, by Senator S. Urquhart, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 120**, OFF-DUTY PEACE OFFICERS' EMPLOYMENT, by Senator M. Dayton, and it is transmitted for consideration; and

The Senate passed **S.B. 168**, UNIFORM DISPOSITION OF COMMUNITY PROPERTY RIGHTS AT DEATH ACT, by Senator L. Hillyard, and it is transmitted for consideration.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

* * *

Madam Speaker:

February 14, 2012

The Senate refuses to concur with the House Amendments to **S.B. 91**, UTAH UNIFORM SECURITIES ACT AMENDMENTS AND CIVIL ACTIONS, by Senator B. McAdams, and requests the House recede from its amendments.

Leslie O. McLean
Secretary of the Senate

On motion of Representative Wilcox, the House voted to recede from its amendments to **S.B. 91**. The bill passed on the following roll call vote:

Yeas, 62; Nays, 2; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
Butterfield	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Doughty	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Frank	Froerer
Galvez	Gibson	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Litvack
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Oda
Painter	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Snow	V Peterson	Vickers	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Anderson	Bird
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Absent or not voting were: Representatives

Dougall	Fisher	Greenwood	Last
M Brown	Nielson	Noel	Perry
Seelig	Sumsion	Watkins	

S.B. 91 was signed by the Speaker and returned to the Senate for the signature of the President.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:05 p.m., the House voted to adjourn until February 15, 2012, at 10:00 a.m.

TWENTY-FOURTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:10 a.m.

Roll call showed all members present.

Prayer and Pledge of Allegiance by Lindsay John, Representative Lynn Hemingway's granddaughter.

INTRODUCTION OF BILLS

H.B. 147, Online Education Amendments (B. Last), was read the first time by short title and referred to the Rules Committee.

H.B. 148, Transfer of Public Lands Act and Related Study (K. Ivory), was read the first time by short title and referred to the Rules Committee.

H.B. 399, Physician and Osteopathic Licensing Amendments (S. Sandstrom), was read the first time by short title and referred to the Rules Committee.

H.B. 486, Water and Irrigation Amendments (N. Hendrickson), was read the first time by short title and referred to the Rules Committee.

H.B. 508, Boating Insurance (L. Perry), was read the first time by short title and referred to the Rules Committee.

H.C.R. 3, Concurrent Resolution on Airport Security (K. Ivory), was read the first time by short title and referred to the Rules Committee.

SPECIAL ORDER OF BUSINESS

H.C.R. 8, CONCURRENT RESOLUTION RECOGNIZING THE 100TH ANNIVERSARY OF THE GIRL SCOUTS OF THE USA, Chavez-Houck, was read the third time by short title and placed on its final passage.

H.C.R. 8 passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Ipson	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Doughty	Gibson	Hutchings	Ivory
Menlove	Morley	Moss	Newbold
Ray	Sumsion		

H.C.R. 8 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

S.J.R. 4, JOINT RESOLUTION APPROVING COMPENSATION OF IN-SESSION EMPLOYEES, *Senator Jenkins*, was read the third time by short title and placed on its final passage. Representative Dee explained the bill.

S.J.R. 4 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer

Galvez	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Gibson	Hutchings	Menlove	Morley
Ray	Sumsion		

S.J.R. 4 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

1st Sub. S.B. 21, DEPARTMENT OF ENVIRONMENTAL QUALITY BOARDS REVISIONS, *Senator Dayton*, was read the third time by short title and placed on its final passage.

Representative Wright proposed Amendment 4:

- 1. Page 2, Lines 36 through 37

36 Other Special Clauses:

37 This bill provides an effective date.

This bill coordinates with S.B. 11, Department of Environmental Quality Boards Adjudicative Proceedings, by providing substantive and technical amendments.

- 2. Page 188, Lines 5802 through 5803:

5802 (2) The amendments to Sections 19-5-102 (Effective 07/01/12) and 19-5-104

5803 (Effective 07/01/12) take effect on July 1, 2012.

Section 115. Coordinating S.B. 21 with S.B. 11 -- Substantive and

technical amendments.

If this S.B. 21 and S.B. 11, Department of Environmental Quality Boards Adjudicative Proceedings, both pass and become law, the Legislature intends that the Office of Legislative Research and General Counsel shall prepare the Utah Code database for publication as follows:

(1) amend Subsection 19-1-201(1)(d)(ii) to read as follows:

“(ii) procedural rules that govern:

(A) an adjudicative proceeding, consistent with Section 19-1-301; and

(B) a permit review adjudicative proceeding, consistent with Section 19-1-301.5.”;

(2) delete Subsection 19-1-301(12); and

(3) amend Section 19-1-301.5 to read as follows:

“19-1-301.5. Permit review adjudicative proceedings.

(1) As used in this section:

(a) “Dispositive action” means a final agency action that:

(i) the executive director takes as part of a permit review adjudicative proceeding; and

(ii) is subject to judicial review, in accordance with Subsection (14).

(b) “Dispositive motion” means a motion that is equivalent to:

(i) a motion to dismiss under Utah Rules of Civil Procedure, Rule 12(b)(6);

(ii) a motion for judgment on the pleadings under Utah Rules of Civil Procedure, Rule 12(c); or

(iii) a motion for summary judgment under Utah Rules of Civil Procedure, Rule 56.

(c) “Party” means:

(i) the director who issued the permit order being challenged in the permit review adjudicative proceeding;

(ii) the permittee;

(iii) the person who applied for the permit, if the permit was denied; or

(iv) a person granted intervention by the administrative law judge.

(d) “Permit” means any of the following issued under this title:

(i) a permit;

(ii) a plan;

(iii) a license;

(iv) an approval order; or

(v) another administrative authorization made by a director.

(e) (i) “Permit order” means an order issued by a director that:

(A) approves a permit;

(B) renews a permit;

(C) denies a permit;

(D) modifies or amends a permit; or

(E) revokes and reissues a permit.

(ii) "Permit order" does not include an order terminating a permit.

(f) "Permit review adjudicative proceeding" means a proceeding to resolve a challenge to a permit order.

(2) This section governs permit review adjudicative proceedings.

(3) Except as expressly provided in this section, the provisions of Title 63G, Chapter 4, Administrative Procedures Act, do not apply to a permit review adjudicative proceeding.

(4) If a public comment period was provided during the permit application process, a person who challenges a permit order, including the permit applicant, may only raise an issue or argument during the permit review adjudicative proceeding that:

(a) the person raised during the public comment period; and

(b) was supported with sufficient information or documentation to enable the director to fully consider the substance and significance of the issue.

(5) The executive director shall appoint an administrative law judge, in accordance with Subsections 19-1-301(5) and (6), to conduct a permit review adjudicative proceeding.

(6) (a) Only the following may file a request for agency action seeking review of a permit order:

(i) a party; or

(ii) a person who is seeking to intervene under Subsection (7).

(b) A person who files a request for agency action seeking review of a permit order shall file the request:

(i) within 30 days after the day on which the permit order is issued; and

(ii) in accordance with Subsections 63G-4-201(3)(a) through (c).

(c) A person may not raise an issue or argument in a request for agency action unless the issue or argument:

(i) was preserved in accordance with Subsection (4); or

(ii) was not reasonably ascertainable before or during the public comment period.

(d) The department may, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, make rules allowing the extension of the filing deadline described in Subsection (6)(b)(i).

(7) (a) A person who is not a party may not participate in a permit review adjudicative proceeding unless the person is granted the right to intervene under this Subsection (7).

(b) A person who seeks to intervene in a permit review adjudicative proceeding under this section shall, within 30 days after the day on which the permit order being challenged was issued, file:

(i) a petition to intervene that:

(A) meets the requirements of Subsection 63G-4-207(1); and

(B) demonstrates that the person is entitled to intervention under Subsection (7)(c)(ii); and

(ii) a timely request for agency action.

(c) An administrative law judge shall grant a petition to intervene in a permit review adjudicative proceeding, if:

(i) the petition to intervene is timely filed; and

(ii) the petitioner:

(A) demonstrates that the petitioner's legal interests may be substantially affected by the permit review adjudicative proceeding;

(B) demonstrates that the interests of justice and the orderly and prompt conduct of the permit review adjudicative proceeding will not be materially impaired by allowing the intervention; and

(C) in the petitioner's request for agency action, raises issues or arguments that are preserved in accordance with Subsection (4).

(d) An administrative law judge:

(i) shall issue an order granting or denying a petition to intervene in accordance with Subsection 63G-4-207(3)(a); and

(ii) may impose conditions on intervenors as described in Subsection 63G-4-207(3)(b) and (c).

(e) The department may, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, make rules allowing the extension of the filing deadline described in Subsection (7)(b).

(8) (a) An administrative law judge shall conduct a permit review adjudicative proceeding based only on the administrative record and not as a trial de novo.

(b) To the extent relative to the issues and arguments raised in the request for agency action, the administrative record shall consist of the following items, if they exist:

(i) the permit application, draft permit, and final permit;

(ii) each statement of basis, fact sheet, engineering review, or other substantive explanation designated by the director as part of the basis for the decision relating to the permit order;

(iii) the notice and record of each public comment period;

(iv) the notice and record of each public hearing, including oral comments made during the public hearing;

- (v) written comments submitted during the public comment period;
- (vi) responses to comments that are designated by the director as part of the basis for the decision relating to the permit order;
- (vii) any information that is:
 - (A) requested by and submitted to the director; and
 - (B) designated by the director as part of the basis for the decision relating to the permit order;
- (viii) any additional information specified by rule;
- (ix) any additional documents agreed to by the parties; and
- (x) information supplementing the record under Subsection (8)(c).
- (c) (i) There is a rebuttable presumption against supplementing the record.
 - (ii) A party may move to supplement the record described in Subsection (8)(b) with technical or factual information.
 - (iii) The administrative law judge may grant a motion to supplement the record described in Subsection (8)(b) with technical or factual information if the moving party proves that:
 - (A) good cause exists for supplementing the record;
 - (B) supplementing the record is in the interest of justice; and
 - (C) supplementing the record is necessary for resolution of the issues.
 - (iv) The administrative law judge may supplement the record with technical or factual information on the administrative law judge's own motion if the administrative law judge determines that adequate grounds exist to supplement the record under Subsections (8)(c)(iii)(A) through (C).
 - (v) In supplementing the record with testimonial evidence, the administrative law judge may administer an oath or take testimony as necessary.
 - (vi) The department may, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, make rules permitting further supplementation of the record.
- (9) (a) The administrative law judge shall review and respond to a request for agency action in accordance with Subsections 63G-4-201(3)(d) and (e), following the relevant procedures for formal adjudicative proceedings.
 - (b) The administrative law judge shall require the parties to file responsive pleadings in accordance with Section 63G-4-204.
 - (c) If an administrative law judge enters an order of default against a party, the administrative law judge shall enter the order of default in accordance with Section 63G-4-209, following the relevant procedures

for formal adjudicative proceedings.

(d) The administrative law judge, in conducting a permit review adjudicative proceeding:

(i) may not participate in an ex parte communication with a party to the permit review adjudicative proceeding regarding the merits of the permit review adjudicative proceeding unless notice and an opportunity to be heard are afforded to all parties; and

(ii) shall, upon receiving an ex parte communication, place the communication in the public record of the proceeding and afford all parties an opportunity to comment on the information.

(e) In conducting a permit review adjudicative proceeding, the administrative law judge may take judicial notice of matters not in the administrative record, in accordance with Utah Rules of Evidence, Rule 201.

(f) An administrative law judge may take any action in a permit review adjudicative proceeding that is not a dispositive action.

(10) (a) A person who files a request for agency action has the burden of demonstrating that an issue or argument raised in the request for agency action has been preserved in accordance with Subsection (4).

(b) The administrative law judge shall dismiss, with prejudice, any issue or argument raised in a request for agency action that has not been preserved in accordance with Subsection (4).

(11) In response to a dispositive motion, the administrative law judge may submit a proposed dispositive action to the executive director recommending full or partial resolution of the permit review adjudicative proceeding, that includes:

(a) written findings of fact;

(b) written conclusions of law; and

(c) a recommended order.

(12) For each issue or argument that is not dismissed or otherwise resolved under Subsection (10)(b) or (11), the administrative law judge shall:

(a) provide the parties an opportunity for briefing and oral argument;

(b) conduct a review of the director's determination, based on the record described in Subsections (8)(b), (8)(c), and (9)(e); and

(c) submit to the executive director a proposed dispositive action, that includes:

(i) written findings of fact;

(ii) written conclusions of law; and

(iii) a recommended order.

(13) (a) When the administrative law judge submits a proposed dispositive action to the executive director, the executive director may:

(i) adopt, adopt with modifications, or reject the proposed dispositive action; or

(ii) return the proposed dispositive action to the administrative law judge for further action as directed.

(b) On review of a proposed dispositive action, the executive director shall uphold all factual, technical, and scientific agency determinations that are supported by substantial evidence taken from the record as a whole.

(c) (i) The executive director may not participate in an ex parte communication with a party to the permit review adjudicative proceeding regarding the merits of the permit review adjudicative proceeding unless notice and an opportunity to be heard are afforded to all parties.

(ii) Upon receiving an ex parte communication, the executive director shall place the communication in the public record of the proceeding and afford all parties an opportunity to comment on the information.

(d) In reviewing a proposed dispositive action during a permit review adjudicative proceeding, the executive director may take judicial notice of matters not in the record, in accordance with Utah Rules of Evidence, Rule 201.

(e) The executive director may use the executive director's technical expertise in making a determination.

(14) (a) A party may seek judicial review in the Utah Court of Appeals of a dispositive action in a permit review adjudicative proceeding, in accordance with Sections 63G-4-401, 63G-4-403, and 63G-4-405.

(b) An appellate court shall limit its review of a dispositive action of a permit review adjudicative proceeding to:

(i) the record described in Subsections (8)(b), (8)(c), (9)(e), and (13)(d); and

(ii) the record made by the administrative law judge and the executive director during the permit review adjudicative proceeding.

(c) During judicial review of a dispositive action, the appellate court shall:

(i) review all agency determinations in accordance with Subsection 63G-4-403(4), recognizing that the agency has been granted substantial discretion to interpret its governing statutes and rules; and

(ii) uphold all factual, technical, and scientific agency determinations that are supported by substantial evidence viewed in light of the record as

a whole.

(15) (a) The filing of a request for agency action does not stay a permit or delay the effective date of a permit.

(b) A permit may not be stayed or delayed unless a stay is granted under this Subsection (15).

(c) The administrative law judge shall:

(i) consider a party's motion to stay a permit during a permit review adjudicative proceeding; and

(ii) submit a proposed determination on the stay to the executive director.

(d) The administrative law judge may not recommend to the executive director a stay of a permit, or a portion of a permit, unless:

(i) all parties agree to the stay; or

(ii) the party seeking the stay demonstrates that:

(A) the party seeking the stay will suffer irreparable harm unless the stay is issued;

(B) the threatened injury to the party seeking the stay outweighs whatever damage the proposed stay is likely to cause the party restrained or enjoined;

(C) the stay, if issued, would not be adverse to the public interest; and

(D) there is a substantial likelihood that the party seeking the stay will prevail on the merits of the underlying claim, or the case presents serious issues on the merits, which should be the subject of further adjudication.

(e) A party may appeal the executive director's decision regarding a stay of a permit to the Utah Court of Appeals, in accordance with Section 78A-4-103."

Representative Wright's motion to amend passed on a voice vote.

Representative Wright explained the bill.

Representative Briscoe proposed Amendment 3:

1. Page 1, Line 19

19 make procedural rules for adjudicative proceedings;

► requires that the executive director prepare a list of persons who can be appointed as an administrative law judge to hear a request for agency action;

2. Page 10, Lines 286 through 295:

286 (c) has a working knowledge of the federal laws and regulations and state statutes and

287 rules applicable to a request for agency action.

288 ~~{ (5) In appointing an administrative law judge who meets the qualifications listed in~~

289 ~~Subsection (4), the executive director may:~~

290 ~~(a) compile a list of persons who may be engaged as an administrative law judge pro~~

291 ~~tempore by mutual consent of the parties to an adjudicative proceeding;~~

292 ~~(b) appoint an assistant attorney general as an administrative law judge pro tempore; or~~

293 ~~(c) (i) appoint an administrative law judge as an employee of the department; and~~

294 ~~(ii) assign the administrative law judge responsibilities in addition to conducting an~~

295 ~~adjudicative proceeding. }~~

(5) (a) The executive director shall prepare a list of persons who:

(i) meet the qualifications described in Subsection (4); and

(ii) are not currently employed by state government in a capacity other than an administrative law judge under this title;

(b) In appointing an administrative law judge to hear a request for agency action, the executive director shall select a person:

(i) from the list described in Subsection (5)(a); and

(ii) who does not have a conflict of interest with a party to the proceeding.

(c) If the executive director is unable to appoint a person described in Subsection (5)(b) to hear a request for agency action, the executive director may appoint an assistant attorney general as an administrative law judge to hear the request.

Representative Briscoe's motion to amend failed on a voice vote.

Representatives Arent commented.

Representative Edwards proposed a verbal amendment as follows:

1. Page 14, Line 404 and 405:

After "physician," delete the rest of the line and line 405 and insert: "with an expertise in environmental or public health"

Representatives Wright, Briscoe, Barrus, and Noel commented.

Representative Edwards' motion to amend failed on the following roll call:

Yeas, 24; Nays, 48; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
D Brown	Doughty	Draxler	Duckworth
Edwards	Fisher	Handy	Hemingway
Ipson	J Peterson	King	Litvack
Moss	Poulson	Powell	Seelig
Watkins	Wheatley	Wilcox	Wiley

Voting in the negative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	Daw
Dee	Dougall	Dunnigan	Eliason
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Harper	Hendrickson
Hughes	Ivory	Kiser	Last
M Brown	Mathis	McCay	McIff
Menlove	Morley	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Sagers	Sandstrom	Sanpei
Snow	Sumsion	V Peterson	Vickers
Webb	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Herrod	Hutchings	Ray
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Representatives Wilcox, Litvack, and Nielson commented.

1st Sub. S.B. 21, as amended, passed on the following roll call:

Yeas, 52; Nays, 18; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Daw	Dee	Draxler	Eliason
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	Kiser

Last	Mathis	McCay	Menlove
Morley	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Sagers	Sanpei	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wilcox	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Dougall	Doughty	Duckworth	Edwards
Fisher	Hemingway	King	Litvack
Moss	Poulson	Powell	Seelig
Wheatley	Wiley		

Absent or not voting were: Representatives

Dunnigan	M Brown	McIff	Ray
Sandstrom			

1st Sub. S.B. 21, as amended, was returned to the Senate for further consideration.

BILL RETURNED TO THE RULES COMMITTEE

Madam Speaker: February 15, 2012

The Business and Labor Committee has returned **H.B. 272**, PILOT PROGRAM FOR COVERAGE FOR AUTISM SPECTRUM DISORDERS, by Representative R. Menlove, to the Rules Committee.

James A. Dunnigan, Chair

Report filed. The bill was returned to the Rules Committee.

REPORT OF STANDING COMMITTEE

Madam Speaker: February 15, 2012

The Business and Labor Committee recommends **H.B. 459**, AMENDMENTS TO DEFERRED DEPOSIT LENDING, by Representative J. Dunnigan, be replaced and reports a favorable recommendation on **1st Sub. H.B. 459**, AMENDMENTS TO DEFERRED DEPOSIT LENDING with the following amendments:

1. Page 5, Lines 119 through 130:

119 [~~(v)~~] (iv) the total number of deferred deposit loans rescinded by the deferred deposit

120 lender at the request of the customer pursuant to Subsection 7-23-401(3)(b);

121 [~~(vi) the percentage of deferred deposit loans extended by the deferred deposit lender~~

122 ~~that are not paid in full by 10 weeks after the day on which the deferred deposit loan is~~

123 ~~executed; and]~~

124 {~~[-]~~} {~~-(vii)-~~} (v) of the persons to whom the deferred deposit lender extended a deferred deposit

125 loan, the percentage that entered into an extended payment plan under Section 7-23-403. {~~-]~~}

126 {~~-(v)-~~} (vi) the total dollar amount of deferred deposit loans rescinded by the deferred deposit

127 lender at the request of the customer pursuant to Subsection 7-23-401(3)(b);

128 {~~-(vi)-~~} (vii) the average annual percentage rate charged on deferred deposit loans; and

129 {~~-(vii)-~~} (viii) the total number of extended payment plans entered into under Section 7-23-403

130 by the deferred deposit lender.

James A. Dunnigan, Chair

Report filed. On motion of Representative Pitcher, the report of the Business and Labor committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

THIRD READING CALENDAR

2nd Sub. S.B. 124, COUNTY AMENDMENTS, *Senator Bramble*, was read the third time by short title and placed on its final passage.

On motion of Representative Hughes, the House voted to delete **2nd Sub. S.B. 124** in title and body and insert **3rd Sub. S.B. 124** in lieu thereof.

On motion of Representative Hughes, the House voted to circle **3rd Sub. S.B. 124**.

* * *

S.B. 147, EMERGENCY VEHICLE AMENDMENTS, *Senator Thatcher*, was read the third time by short title and placed on its final passage. Representative Greenwood explained the bill.

S.B. 147 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Dunnigan	Grover	M Brown	Noel
Ray	Seelig		

S.B. 147 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 142, TRAFFIC MANAGEMENT COMMITTEE REPEAL, *Senator Weiler*, was read the third time by short title and placed on its final passage. Representative D. Brown explained the bill.

S.B. 142 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck

Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Oda	Painter	Perry
Pitcher	Poulson	Powell	Sagers
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Dunnigan	M Brown	Noel	Ray
Seelig	Wilcox		

S.B. 142 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 148, TRANSPORTATION MAINTENANCE FACILITIES, *Senator Adams*, was read the third time by short title and placed on its final passage. Representative Froerer explained the bill.

S.B. 148 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson

Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Menlove	Morley	Newbold
Nielson	Oda	Painter	Perry
Pitcher	Poulson	Powell	Sagers
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

M Brown	Moss	Noel	Ray
Sandstrom			

S.B. 148 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

1st Sub. S.B. 42, LIMITATION ON ACTION TO RECOVER DEFICIENCY FOLLOWING SHORT SALE, *Senator Niederhauser*, was read the third time by short title and placed on its final passage. On motion of Representative McCay, under suspension of the rules, the House voted to suspend the three reading requirement on this bill. Representative McCay explained the bill.

1st Sub. S.B. 42 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Bird
Butterfield	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson

Painter	Perry	Pitcher	Poulson
Powell	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright

Absent or not voting were: Representatives

Barrus	Briscoe	M Brown	Noel
Oda	Ray	Lockhart	

1st Sub. S.B. 42 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

H.B. 256, RETIREMENT MODIFICATIONS, *Ipson*, was read the third time by short title and placed on its final passage.

On motion of Representative Ipson, the House voted to delete **H.B. 256** in title and body and insert **1st Sub. H.B. 256** in lieu thereof.

On motion of Representative Ipson, the House voted to circle **1st Sub. H.B. 256**.

UNFINISHED BUSINESS

On motion of Representative Nielson, the House voted to uncircle **H.B. 82**.

H.B. 82, ARCHITECT'S LICENSING REVISIONS, *Nielson*, was before the House on its final passage. Representatives Frank and Cox commented.

H.B. 82 passed on the following roll call:

Yeas, 66; Nays, 1; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod

Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McIff	Menlove
Moss	Nielson	Painter	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative was: Representative
McCay

Absent or not voting were: Representatives

Dougall	M Brown	Morley	Newbold
Noel	Oda	Perry	Sumsion

H.B. 82 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 78, UTAH DIVISION OF CONSUMER PROTECTION AMENDMENTS, *D. Brown*, was read the third time by short title and placed on its final passage.

H.B. 78, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Menlove	Moss	Newbold
Nielson	Painter	Perry	Pitcher

Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives
M Brown Morley Noel Oda

H.B. 78, as amended, was transmitted to the Senate for its consideration.

REPORTS OF STANDING COMMITTEES

Madam Speaker: February 15, 2012

The Health and Human Services Committee reports a favorable recommendation on **H.J.R. 4**, JOINT RESOLUTION ON BREASTFEEDING, by Representative J. Seelig, and recommends it be placed on the Consent Calendar; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 180**, FOOD STAMP REFERENCE AMENDMENTS, by Representative R. Chavez–Houck, and recommends it be placed on the Consent Calendar.

Paul Ray, Chair

Reports filed. On motion of Representative Ray, the reports of the Health and Human Services committee were adopted and the bills were considered read the second time by short title and placed on the Consent Calendar.

* * *

Madam Speaker: February 14, 2012

The Judiciary Committee recommends **H.B. 107**, JOINT CUSTODY MODIFICATIONS, by Representative G. Froerer, be replaced and reports a favorable recommendation on **1st Sub. H.B. 107**, JOINT CUSTODY MODIFICATIONS with the following amendments:

1. Page 3, Lines 57 through 58:
 - 57 (v) any other factor the court considers relevant, including those listed in this Section and Section
 - 58 30–3–10.2.

2. Page 2, Line 45 through Page 3, Line 58

45 (b) ~~[The court shall, in every case, consider joint custody but~~
~~may award any form of~~
46 ~~eustody which is determined to be]~~ There shall be a rebuttable
presumption that joint legal
47 custody, as defined in Section 30-3-10.1, is in the best interest of
the child[-], so long as the
48 party who desires joint legal custody files a proposed parenting plan
in accordance with
49 Sections 30-3-10.8 and 30-3-10.9. The presumption may be
rebutted by a showing by a
50 preponderance of the evidence that the following circumstances
exist:
51 ~~{-(i) the parents were not married to each other; }~~
52 ~~{-(ii)-}~~ (i) domestic violence in the home or in the
presence of the child;
53 ~~{-(iii)-}~~ (ii) special physical or mental needs of a
parent or child, making joint legal custody
54 unreasonable;
55 ~~{-(iv)-}~~ (iii) physical distance between the
residences of the parents, making joint decision
56 making impractical in certain circumstances; or
57 ~~{-(v)-}~~ (iv) any other factor the court considers
relevant, including those listed in Section
58 30-3-10.2.; and

The Judiciary Committee reports a favorable recommendation on **H.B. 141**, STATE SOVEREIGNTY AND RIGHTS OF SET-OFF, by Representative L. Christensen, with the following amendments:

1. Page 1, Lines 16 through 21:

16 ► reserves all rights of the state to claim a credit or set-off
for any amount inequitably or unlawfully claimed by the federal
government. ~~{-the state~~

17 may incur due to the loss or wrongful withholding of its public lands
or for the

18 incarceration of illegal aliens that are not reimbursed by the federal
government

19 against any amount that the state is claimed to owe the federal
government; and

20 ► provides that the state is relieved of all liability for the
payment of funds owed to

21 the federal government for which the state exercises its rights of
set-off. }

2. Page 2, Lines 38 through 47:

38 the State of Utah against any amounts it claims to have been
inequitably or unlawfully imposed by the federal government.

{ ~~the state may be unlawfully claimed to owe the federal
government.~~

(2) The state may exercise and apply as a credit, any amounts the state
incurs due to the

40 violation of the state's sovereign powers or other acts and omissions
of the federal government.

41 including:

42 (a) all costs and damages sustained by the state due to the loss or
wrongful withholding

43 of its public lands; and

44 (b) all costs of incarceration of illegal aliens for crimes
committed in the state if and to

45 such extent as those costs are not fully reimbursed by the federal
government.

46 (3) The state is not liable for any amounts or federal claims
which are subject to this

47 section or other legal and equitable protections of the state's
interests. } ; and

The Judiciary Committee reports a favorable recommendation on **H.B. 405**, JURY SERVICE AMENDMENTS, by Representative C. Watkins.

Kay L. McIff, Chair

Reports filed. On motion of Representative McIff, the reports of the Judiciary committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 14, 2012

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 187**, AGRICULTURAL OPERATION INTERFERENCE, by Representative J. Mathis.

Curtis Oda, Chair

Report filed. On motion of Representative Oda, the report of the Law Enforcement and Criminal Justice committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 14, 2012

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 343**, UNDERGROUND STORAGE TANK AMENDMENTS, by Representative K. McIff, with the following amendments:

- 1. Page 7, Lines 187 through 191:

187 (29) "Underground storage tank" means [~~any~~] a tank regulated under Subtitle I,

188 Resource Conservation and Recovery Act, 42 U.S.C. Sec. 6991c, et seq., including:

189 (a) a petroleum storage tank;

190 (b) underground pipes and lines connected to a storage tank;
{~~and~~}

191 (c) [~~any~~] {~~an~~} underground ancillary equipment ;
and

(d) a containment system.; and

The Natural Resources, Agriculture, and Environment Committee recommends **H.B. 485**, CHANGE APPLICATION AMENDMENTS, by

Representative R. Wilcox, be replaced and reports a favorable recommendation on **1st Sub. H.B. 485**, CHANGE APPLICATION AMENDMENTS and asks that it be placed on the Consent Calendar.

Roger E. Barrus, Chair

Reports filed. On motion of Representative Barrus, the reports of the Natural Resources, Agriculture, and Environment committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker:

February 14, 2012

The Government Operations Committee recommends **H.B. 142**, ALCOHOL AMENDMENTS, by Representative G. Froerer, be replaced and favorably recommends **1st Sub. H.B. 142**, ALCOHOL AMENDMENTS.

Kraig Powell, Chair

Reports filed. On motion of Representative Powell, the reports of the Government Operations committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 14, 2012

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 259**, MUNICIPAL ADMINISTRATIVE PROCEEDINGS AMENDMENTS, by Representative K. Powell, with the following amendments:

1. Page 2, Lines 29 through 30:

29 (1) A municipality may adopt an ordinance establishing an administrative proceeding to

30 review and decide a violation of a civil municipal ordinance.

(2) An ordinance adopted in accordance with Subsection (1) shall provide due process for parties participating in the administrative proceeding.

2. Page 3, Lines 75 through 76:

75 (ii) \$65 for an appeal of a municipal administrative determination {—} in accordance with

76 Section 10–3–703.7 {—} .

3. Page 8, Line 219:

219 (b) municipal administrative proceedings ~~{-}~~ in
accordance with Section 10-3-703.7 ~~{-}~~ .; and

The Political Subdivisions Committee reports a favorable recommendation on **H.C.R. 11**, CONCURRENT RESOLUTION RECOGNIZING THE SESQUICENTENNIAL OF THE CITY OF ST. GEORGE, by Representative D. Ipson; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 189**, ASBESTOS REQUIREMENTS, by Representative L. Wiley, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 2, Lines 33 through 56:

33 (1) The board may make rules in accordance with Title 63G,
Chapter 3, Utah

34 Administrative Rulemaking Act:

35 (a) regarding the control, abatement, and prevention of air
pollution from all sources

36 and the establishment of the maximum quantity of air contaminants
that may be emitted by any

37 air contaminant source;

38 (b) establishing air quality standards;

39 (c) requiring persons engaged in operations which result in air
pollution to:

40 (i) install, maintain, and use emission monitoring devices, as
the board finds necessary;

41 (ii) file periodic reports containing information relating to the
rate, period of emission,

42 and composition of the air contaminant; and

43 (iii) provide access to records relating to emissions which cause
or contribute to air

44 pollution;

45 (d) ~~(i)~~ implementing ~~[15 U.S.C.A. 2601 et seq. Toxic
Substances Control Act,~~

46 ~~Subchapter II — Asbestos Hazard Emergency Response, and~~
 reviewing and approving];

47 (A) Toxic Substances Control Act, Subchapter II, Asbestos
Hazard Emergency

48 Response, 15 U.S.C. 2601 et seq.;

49 (B) 40 C.F.R. Part 763, Asbestos; and

50 (C) 40 C.F.R. Part 61, National Emission Standards for
Hazardous Air Pollutants,

51 Subpart M, National Emission Standard for Asbestos; and

52 (ii) {~~governing~~ } reviewing and approving asbestos
 management plans submitted by local education agencies under

53 [~~that act~~] the Toxic Substances Control Act, Subchapter II,
Asbestos Hazard Emergency

54 Response, 15 U.S.C. 2601 et seq.;

55 (e) establishing a requirement for a diesel emission opacity
 inspection and maintenance

56 program for diesel-powered motor vehicles;

2. Page 5, Lines 130 through 145:

130 (q) meet the requirements of federal air pollution laws;

131 (r) by rule, establish work practice, certification, and
 clearance air sampling requirements for

132 persons who:

133 (i) contract for hire to conduct demolition, renovation, salvage,
 encapsulation work

134 involving friable asbestos-containing materials, or asbestos
 inspections[;] if:

135 (A) the contract work is done on a site other than a residential
property with four or

136 fewer units; or

137 (B) the contract work is done on a residential property with four
or fewer units where a

138 tested sample contained greater than 1% of asbestos;

139 (ii) conduct work described in Subsection (3)(r)(i) in areas to
140 which the general public

141 has unrestrained access or in school buildings that are subject to the
142 federal Asbestos Hazard

143 Emergency Response Act of 1986;

144 (iii) conduct asbestos inspections in facilities subject to 15
145 U.S.C.A. 2601 et seq.,

146 Toxic Substances Control Act, Subchapter II – Asbestos Hazard
147 Emergency Response; or

148 (iv) conduct lead paint inspections in facilities subject to 15
149 U.S.C.A. 2601 et seq.,

150 Toxic Substances Control Act, Subchapter IV -- Lead Exposure
151 Reduction;

3. Page 6, Line 171 through Page 7, Line 183:

171 (6) (a) The board may not require testing for asbestos or related
172 materials on a

173 residential property with four or fewer units[-], unless:

174 (i) the property's construction was completed before January 1,
175 1981; or

176 (ii) the testing is for:

177 (A) a sprayed acoustical ceiling;

178 (B) transite siding;

179 (C) {-vinyl-asbestos-} vinyl floor tile;

180 (D) thermal-system insulation or tape on a duct or furnace; or

181 (E) vermiculite {insulated-type} type insulation
182 materials.

183 (b) A residential property with four or fewer units is subject to
184 an abatement rule made

185 under Subsection (1) or (3)(r) if:

186 (i) a sample from the property is tested for asbestos; and

187 (ii) the sample contains asbestos measuring greater than 1%. ;
188 and

The Political Subdivisions Committee recommends **H.B. 383**, INTERNATIONAL RESIDENTIAL CODE AMENDMENTS, by Representative J. Peterson, be replaced and reports a favorable recommendation on **1st Sub. H.B. 383**, INTERNATIONAL RESIDENTIAL CODE AMENDMENTS and asks that it be placed on the Consent Calendar.

R. Curt Webb, Chair

Reports filed. On motion of Representative Webb, the reports of the Political Subdivisions committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 15, 2012

The President of the Senate has signed **H.B. 51**, MEDICAL SPECIALITY PRACTICE ACT AMENDMENTS, by Representative E. Vickers, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 8**, CONCURRENT RESOLUTION RECOGNIZING THE 100TH ANNIVERSARY OF THE GIRL SCOUTS OF THE USA, by Representative R. Chavez–Houck, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

RULES COMMITTEE REPORT

Madam Speaker: February 15, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

GOVERNMENT OPERATIONS

H.B. 502 Incorporation Amendments (Rep. M. Brown)

HEALTH AND HUMAN SERVICES

H.B. 272 Pilot Program for Insurance Coverage for Autism Spectrum Disorders (Rep. R. Menlove)

- H.B. 402** Shared Parenting (Rep. K. Powell)
- H.B. 461** Abortion Waiting Period (Rep. S. Eliason)

JUDICIARY

- H.B. 231** Guardianship Amendments (Rep. K. Powell)
- S.B. 168** Uniform Disposition of Community Property Rights At Death Act (Sen. L. Hillyard)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

- H.B. 351** Opt Out of Executive Order on White House Rural Council (Rep. K. Ivory)
- H.B. 458** Wastewater System Amendments (Rep. P. Painter)

POLITICAL SUBDIVISIONS

- H.B. 488** Wording on Election Ballots (Rep. E. Vickers)

REVENUE AND TAXATION

- H.B. 401** Off-highway Vehicle Revisions (Rep. P. Painter)

WORKFORCE SERVICES & COMMUNITY AND ECONOMIC DEVELOPMENT

- S.J.R. 1** Alzheimer’s State Plan Joint Resolution (Sen. K. Morgan)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 11:55 a.m., the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Lockhart at 2:00 p.m.

Representatives Don Ipson, Johnny Anderson, and Roger Barrus were excused for the afternoon.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 15, 2012

The Senate passed, **H.B. 109**, USE OF CONTROLLED SUBSTANCES IN RESEARCH, by Representative D. Sanpei, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: February 15, 2012

The Senate passed, as substituted, **1st Sub. S.B. 116**, ARMED FORCES PROPERTY TAX EXEMPTION, by Senator L. Robles, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 122**, URBAN FARMING ASSESSMENT ACT, by Senator W. Niederhauser, and it is transmitted for consideration; and

The Senate passed **S.B. 149**, DIVISION OF CHILD AND FAMILY SERVICES AMENDMENTS, by Senator A. Christensen, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 152**, CHARTER SCHOOL FINANCING, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed **S.B. 154**, JUDICIARY AMENDMENTS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed **S.B. 205**, RECORDS ACCESS DISCOVERY AMENDMENTS, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed, as substituted, **3rd Sub. S.J.R. 8**, JOINT RESOLUTION ON PROPERTY TAX EXEMPTION FOR MILITARY PERSONNEL, by Senator L. Robles, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

* * *

Madam Speaker:

February 15, 2012

The Senate concurred in the House amendments and passed **2nd Sub. S.B. 19**, VOTER INFORMATION PAMPHLETS, by Senator P. Knudson, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 140**, LIQUIFIED PETROLEUM GAS AMENDMENTS, by Senator C. Bramble, and it is transmitted for the signature of the Speaker.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

INTRODUCTION OF BILLS

H.B. 362, Food Handler Training Amendments (J. Anderson), was read the first time by short title and referred to the Rules Committee.

H.B. 364, School District Financial Reporting Amendments (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.B. 368, Abandonment or Forfeiture of Water Rights (B. Galvez), was read the first time by short title and referred to the Rules Committee.

H.B. 434, Pharmacy Practice Act Modifications (E. Vickers), was read the first time by short title and referred to the Rules Committee.

H.B. 477, Employment and Verification Requirements (S. Sandstrom), was read the first time by short title and referred to the Rules Committee.

H.J.R. 3, Joint Resolution on Federal Transfer of Public Lands (R. Barrus), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

S.B. 132, REAUTHORIZATION OF RADIATION CONTROL ACT, *Senator Knudson*, was read the third time by short title and placed on its final passage. Representative Menlove explained the bill.

S.B. 132 passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dougall	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Lockhart		

Absent or not voting were: Representatives

Anderson	Dee	Doughty	Hutchings
Ipson	Mathis	Noel	Sagers
Wright			

S.B. 132 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 133, REAUTHORIZATION OF MERCURY SWITCH REMOVAL ACT, *Senator Knudson*, was read the third time by short title and placed on its final passage. Representative Menlove explained the bill.

S.B. 133 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw

Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Anderson	Hutchings	Ipson	Noel
Painter	Sagers		

S.B. 133 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

UNFINISHED BUSINESS

On motion of Representative McIff, the House voted to uncircle **H.B. 11**.

H.B. 11, GRAND JURY AMENDMENTS, *McIff*, was before the House on its final passage.

Representative McIff proposed Amendment 3:

1. Page 2, Lines 51 through 52

51 (d) A subpoena may be served upon a minor less than 72 hours
before the minor is

52 required to testify if the managing judge {–finds–} makes a
factual finding that the minor was intentionally concealed to

2. Page 3, Lines 60 through 61:

60 issued by the grand jury.

(f) The service requirement of Subsection (3)(d) may be asserted

by a parent or legal guardian of the minor on the minor's behalf.

(g) If the managing judge finds it necessary to prevent any of the actions enumerated in Subsections (3)(d)(i) through (iv) or to otherwise protect the minor, the judge may appoint a guardian ad litem to receive service on behalf of the minor, to represent the minor, and to protect the interests of the minor.

(h) If the minor served under Subsection (3)(d), has no parent, legal guardian, or guardian ad litem with whom to confer prior to the grand jury hearing, the managing judge shall appoint legal counsel to represent the minor at the hearing.

61 [~~(d)~~] {~~(f)~~} (i) The managing judge may enter any order necessary to secure compliance with

Representative Christensen commented. Representative McIff's motion to amend passed on a voice vote.

Representative Christensen commented.

H.B. 11, as amended, passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives
Anderson Ipson

H.B. 11, as amended, was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 290, DIVORCE ORIENTATION CLASS, *Nielson*, was read the third time by short title and placed on its final passage.

On motion of Representative Nielson, the House voted to circle **H.B. 290**.

* * *

H.B. 72, WASTE TIRE AMENDMENTS, *Hendrickson*, was read the third time by short title and placed on its final passage.

On motion of Representative Hendrickson, the House voted to circle **H.B. 72**.

UNFINISHED BUSINESS

On motion of Representative Sagers, the House voted to uncircle **H.B. 68**.

H.B. 68, POWERSPORT VEHICLE FRANCHISE ACT AMENDMENTS, *Sagers*, was before the House on its final passage. Representatives Pitcher, Christensen, and Eliason commented.

H.B. 68 passed on the following roll call:

Yeas, 40; Nays, 30; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Barlow	Bird	Christensen	Daw
Draxler	Duckworth	Edwards	Eliason
Fisher	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Hemingway
Hendrickson	Hutchings	J Peterson	Kiser
Last	Litvack	M Brown	Menlove
Moss	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Sagers	Snow	V Peterson	Vickers
Wheatley	Wiley	Wright	Lockhart

Voting in the negative were: Representatives

Arent	Briscoe	Butterfield	Chavez–Houck
Cosgrove	Cox	D Brown	Dee

Dougall	Doughty	Dunnigan	Frank
Harper	Herrod	Hughes	Ivory
King	Mathis	McCay	McCliff
Morley	Newbold	Nielson	Ray
Sanpei	Sumsion	Watkins	Webb
Wilcox	Wilson		

Absent or not voting were: Representatives

Anderson	Barrus	Ipson	Sandstrom
Seelig			

H.B. 68 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

1st Sub. H.J.R. 1, GREEN SCHOOLS JOINT RESOLUTION, *Wheatley*, was read the third time by short title and placed on its final passage.

On motion of Representative Wheatley, the House voted to delete **1st Sub. H.J.R. 1** in title and body and insert **2nd Sub. H.J.R. 1**, SUSTAINABLE SCHOOLS JOINT RESOLUTION, in lieu thereof. On motion of Representative Wheatley, under suspension of the rules, the House voted to waive the three-reading requirement.

Representative Cox proposed a voice amendment as follows:

1. Page 2, Line 25–27:
Delete lines 25, 26, and 27.

Representative Cox's motion to amend passed on a voice vote.

Representative Briscoe commented.

2nd Sub. H.J.R. 1, as amended, passed on the following roll call:

Yeas, 51; Nays, 19; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Arent	Barlow	Briscoe	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Froerer	Galvez	Greenwood	Handy
Harper	Hendrickson	Herrod	Hughes

Hutchings	J Peterson	King	Kiser
Last	Litvack	M Brown	Mclff
Morley	Moss	Nielson	Noel
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Snow
V Peterson	Vickers	Watkins	Wheatley
Wilcox	Wiley	Wilson	

Voting in the negative were: Representatives

Bird	Butterfield	Dee	Dougall
Frank	Gibson	Grover	Ivory
Mathis	McCay	Menlove	Newbold
Oda	Sandstrom	Sanpei	Sumsion
Webb	Wright	Lockhart	

Absent or not voting were: Representatives

Anderson	Barrus	Hemingway	Ipson
Seelig			

2nd Sub. H.J.R. 1, as amended, was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 52, NOTORIOUS CRIMINAL ACTIVITY AMENDMENTS, *Webb*, was read the third time by short title and placed on its final passage.

On motion of Representative Webb, the House voted to circle **1st Sub. H.B. 52**.

* * *

H.B. 57, AGE DIFFERENCE IN SEXUAL OFFENSES, *Greenwood*, was read the third time by short title and placed on its final passage. Representative Draxler commented.

H.B. 57 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Arent	Barlow	Briscoe	Butterfield
Chavez–Houck	Christensen	Cosgrove	D Brown
Daw	Dee	Dougall	Doughty

Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Anderson	Barrus	Bird	Cox
Hutchings	Ipson		

H.B. 57 was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 301, NATIONAL GUARD – NONJUDICIAL PUNISHMENT, *V. Peterson*, was read the third time by short title and placed on its final passage.

1st Sub. H.B. 301, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Barlow	Bird	Briscoe
Butterfield	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Menlove	Morley

Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Anderson	Barrus	Ipson	M Brown
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1st Sub. H.B. 301, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 233, POLITICAL PARTY REGISTRATION AMENDMENTS, *Nielson*, was read the third time by short title and placed on its final passage.

On motion of Representative Wilcox, the House voted to circle **H.B. 233**.

* * *

H.B. 296, SOCIAL SERVICES – EMPLOYMENT FIRST PRIORITY, *Snow*, was read the third time by short title and placed on its final passage.

H.B. 296, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Barlow	Bird	Briscoe
Butterfield	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry

Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Anderson	Barrus	Ipson	Wheatley
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H.B. 296, as amended, was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 95, RETAIL SALE OF TOBACCO PRODUCTS, *Ray*, was read the third time by short title and placed on its final passage.

Representative Ray proposed a voice amendment as follows:

1. Page 2, Line 54:
Delete "30%" and insert "35%"
2. Page 2, Line 56:
Delete "50%" and insert "45%"
3. Page 13, Lines 375 and 376:
Delete lines 375 and 376

Representative Ray's motion to amend passed on a voice vote.

Representatives Cox, Sagers, McCay, and Greenwood commented.

1st Sub. H.B. 95, as amended, passed on the following roll call:

Yeas, 41; Nays, 28; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Arent	Barlow	Briscoe	Chavez-Houck
Christensen	Cosgrove	D Brown	Daw
Draxler	Dunnigan	Edwards	Eliason
Fisher	Froerer	Galvez	Greenwood
Handy	Hemingway	Hendrickson	Herrod
Hutchings	King	Last	Mclff
Menlove	Moss	Nielson	Perry
Pitcher	Poulson	Powell	Ray

Sagers	Sandstrom	Sanpei	Snow
V Peterson	Vickers	Watkins	Wilson
Wright			

Voting in the negative were: Representatives

Bird	Butterfield	Cox	Dee
Dougall	Doughty	Duckworth	Frank
Grover	Harper	Hughes	Ivory
J Peterson	Kiser	Litvack	Mathis
McCay	Morley	Newbold	Noel
Oda	Painter	Sumsion	Webb
Wheatley	Wilcox	Wiley	Lockhart

Absent or not voting were: Representatives

Anderson	Barrus	Gibson	Ipson
M Brown	Seelig		

1st Sub. H.B. 95, as amended, was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Nielson, the House voted to uncircle **H.B. 233**.

H.B. 233, POLITICAL PARTY REGISTRATION AMENDMENTS, *Nielson*, was before the House on its final passage.

H.B. 233 passed on the following roll call:

Yeas, 66; Nays, 4; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Arent	Barlow	Briscoe	Butterfield
Chavez–Houck	Christensen	Cosgrove	Cox
D Brown	Daw	Dee	Dougall
Doughty	Draxler	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Greenwood	Grover	Handy
Hemingway	Herrod	Hughes	Hutchings
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher

Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Bird	Duckworth	Harper	Hendrickson
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Absent or not voting were: Representatives

Anderson	Barrus	Gibson	Ipson
Webb			

H.B. 233 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 101, TAX CREDITS FOR EMPLOYING A HOMELESS PERSON, *King*, was read the third time by short title and placed on its final passage.

On motion of Representative King, the House voted to delete **H.B. 101** in title and body and insert **1st Sub. H.B. 101** in lieu thereof.

Representative Duckworth commented.

1st Sub. H.B. 101 passed on the following roll call:

Yeas, 42; Nays, 28; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Arent	Barlow	Bird	Briscoe
Butterfield	Chavez–Houck	Cosgrove	Cox
Dee	Doughty	Draxler	Duckworth
Edwards	Eliason	Fisher	Froerer
Gibson	Handy	Hemingway	Hendrickson
Hutchings	Ivory	J Peterson	King
Kiser	Litvack	M Brown	McCay
McIff	Moss	Newbold	Nielson
Pitcher	Poulson	Powell	Ray
Seelig	Snow	Watkins	Wheatley
Wiley	Wright		

Voting in the negative were: Representatives

Christensen	D Brown	Daw	Dougall
Dunnigan	Frank	Galvez	Greenwood

Grover	Herrod	Hughes	Mathis
Menlove	Morley	Noel	Oda
Painter	Perry	Sagers	Sandstrom
Sanpei	Sumsion	V Peterson	Vickers
Webb	Wilcox	Wilson	Lockhart

Absent or not voting were: Representatives

Anderson	Barrus	Harper	Ipson
Last			

1st Sub. H.B. 101 was transmitted to the Senate for its consideration.

* * *

H.B. 305, CONSTRUCTION CODE REVISIONS, *Froerer*, was read the third time by short title and placed on its final passage.

Representative Cox proposed Amendment 1:

- 1. Page 1, Lines 13 through 18

13 before 1975 {~~;~~}

14 {~~→ eliminates a requirement that the evaluation occur when~~
~~the building is undergoing~~

15 ~~reroofing or an alteration of or repair to certain features; and~~

16 ~~▶— replaces that requirement with a requirement that the~~
~~evaluation occur when the~~

17 ~~building is undergoing structural alterations or repairs, and~~
~~specifies what is not~~

18 ~~included in structural alterations or repairs.—}~~

- 2. Page 2, Lines 33 through 36

House Committee Amendments 2–3–2012:

33 etc. evaluated by a licensed engineer when [said] the building is
undergoing a complete {~~[-]~~} reroofing, or major

34 alteration {~~-of or repair-~~} to said feature. {~~-]~~}
{~~structural alterations~~ ~~↗~~, which may include structural

34a sheathing replacement of 10% or greater. ~~↖~~ ~~↗~~ or ~~↖~~ ~~↗~~ other ~~↖~~ ~~↗~~
structural repairs. Reroofing

34b ~~of~~

35 ~~water membrane replacement may not be considered a structural alteration or repair for~~

36 ~~purposes of this section.~~ } Such parapet bracing, wall anchors, and appendages shall be

Representatives Froerer, Morley, Wiley, and Webb commented. Representative Cox's motion to amend failed on a voice vote.

Representatives Sandstrom, Greenwood, Perry, Wiley, J. Peterson, Nielson, and Froerer commented.

H.B. 305, as amended, passed on the following roll call:

Yeas, 48; Nays, 23; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Barlow	Butterfield	Christensen	D Brown
Daw	Dee	Dougall	Draxler
Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hendrickson
Herrod	Hughes	Hutchings	J Peterson
Kiser	Last	M Brown	Mathis
McCay	McIff	Morley	Newbold
Nielson	Noel	Oda	Pitcher
Ray	Sagers	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wilcox	Wright	Lockhart

Voting in the negative were: Representatives

Arent	Bird	Briscoe	Chavez-Houck
Cosgrove	Cox	Doughty	Duckworth
Fisher	Hemingway	Ivory	King
Litvack	Menlove	Moss	Perry
Poulson	Powell	Sandstrom	Seelig
Wheatley	Wiley	Wilson	

Absent or not voting were: Representatives

Anderson	Barrus	Ipson	Painter
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H.B. 305, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 213, SCHOOL COMMUNITY COUNCIL MEMBER QUALIFICATIONS, *Perry*, was read the third time by short title and placed on its final passage. Representatives Litvack and Wright commented.

H.B. 213, as amended, passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Arent	Barlow	Bird	Briscoe
Butterfield	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Draxler	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Anderson	Barrus	Doughty	Duckworth
Hutchings	Ipson	Painter	

H.B. 213, as amended, was transmitted to the Senate for its consideration.

* * *

H.J.R. 2, JOINT RESOLUTION ON WORLD CLASS CURRICULUM, *Poulson*, was read the third time by short title and placed on its final passage. Representatives Wilcox and Bird commented.

H.J.R. 2, as amended, passed on the following roll call:

Yeas, 66; Nays, 2; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Arent	Barlow	Bird	Briscoe
Butterfield	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Doughty	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ivory	J Peterson	King	Last
Litvack	M Brown	Mathis	Menlove
Morley	Moss	Newbold	Nielson
Noel	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Dougall	McCay
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Absent or not voting were: Representatives

Anderson	Barrus	Ipson	Kiser
McIff	Oda	Painter	

H.J.R. 2, as amended, was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Noel, the House voted to open a bill file for a resolution regarding Legislature’s Counsel to U.S. Senators, Title 36, Chapter 27.

THIRD READING CALENDAR

H.B. 98, CONTINUOUS ELIGIBILITY FOR MEDICAID, *Sanpei*, was read the third time by short title and placed on its final passage. Representative Briscoe commented.

H.B. 98 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Arent	Barlow	Bird	Briscoe
Butterfield	Chavez–Houck	Christensen	Cosgrove

Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	Menlove	Morley
Moss	Newbold	Nielson	Noel
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Anderson	Barrus	Ipson	McIff
Oda			

H.B. 98 was transmitted to the Senate for its consideration.

RULES COMMITTEE REPORT

Madam Speaker: February 15, 2012

The House Rules Committee recommends that the following bill be placed on the Third Reading Calendar for Senate bills:

1st Sub. S.B. 93 Retention Proceeds Revisions (Sen. S. Jenkins)
Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Madam Speaker: February 15, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

JUDICIARY

H.B. 161 Rights of Parents and Children (Rep. L. Christensen)

H.B. 393 Juvenile Competency Amendments (Rep. K. McIff)

LAW ENFORCEMENT AND CRIMINAL JUSTICE**H.B. 453** Citation Amendments (Rep. D. Ipson)**NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT****H.B. 486** Water and Irrigation Amendments (Rep. N. Hendrickson)**S.B. 134** State Water Development Commission Amendments
(Sen. M. Dayton)**POLITICAL SUBDIVISIONS****H.J.R. 13** Joint Resolution – Tax Opinion Question
(Rep. G. Hughes)**S.B. 122** Urban Farming Assessment Act (Sen. W. Niederhauser)**REVENUE AND TAXATION****1st Sub. S.B. 116** Armed Forces Property Tax Exemption (Sen. L. Robles)**3rd Sub. S.J.R. 8** Joint Resolution on Property Tax Exemption for Military
Personnel (Sen. L. Robles)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules
Committee was adopted.**COMMUNICATIONS FROM THE SENATE**

Madam Speaker: February 15, 2012

The Senate passed, **H.B. 204**, EXPEDITED JURY TRIAL ACT
AMENDMENTS, by Representative B. King, which has been signed by the
President and it is transmitted for the signature of the Speaker.Leslie O. McLean
Secretary of the SenateCommunication filed. The bill was signed by the Speaker and referred to staff
for enrolling and transmission to the Governor.

* * *

Madam Speaker: February 15, 2012

The Senate passed, as amended, **S.B. 48**, MISSION OF PUBLIC
EDUCATION, by Senator P. Jones, and it is transmitted for consideration; andThe Senate passed, as amended, **S.B. 50**, MOTOR VEHICLE
IMPOUNDMENT AMENDMENTS, by Senator M. Waddoups, and it is
transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 112**, MULTI-CHANNEL VIDEO OR AUDIO SERVICE TAX AMENDMENTS, by Senator W. Niederhauser, and it is transmitted for consideration; and

The Senate passed, as amended, **S.C.R. 5**, CONCURRENT RESOLUTION ENCOURAGING PARENTAL ENGAGEMENT IN THE EDUCATION OF CHILDREN, by Senator P. Jones, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 4:45 p.m., the House voted to adjourn until February 16, 2012, at 10:00 a.m.

TWENTY-FIFTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:10 a.m.

Roll call showed all members present except Representatives Dan McCay and Lynn Hemingway, excused.

Prayer offered by Assistant Adjutant General Jeff Burton, Utah National Guard. Pledge of Allegiance led by Miss Utah Danica Olson, a student at Utah Valley University. Both are guests of Representative Val Peterson.

MISCELLANEOUS BUSINESS

At the request of six House members, **H.B. 383** was removed from the Consent Calendar and placed at the bottom of the Third Reading Calendar.

INTRODUCTION OF BILLS

H.B. 149, Online Education Survey (S. Eliason), was read the first time by short title and referred to the Rules Committee.

H.B. 156, Public Education Program Amendments (M. Newbold), was read the first time by short title and referred to the Rules Committee.

H.B. 365, Revisions to Tax (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.B. 398, Allocation of School Trust Lands Funds (C. Herrod), was read the first time by short title and referred to the Rules Committee.

H.B. 417, Education on Process for Electing Public Officials (S. Barlow), was read the first time by short title and referred to the Rules Committee.

H.B. 429, Property Rights Modifications (G. Froerer), was read the first time by short title and referred to the Rules Committee.

H.B. 456, Traffic Violations Around School Buses (B. Wilson), was read the first time by short title and referred to the Rules Committee.

H.B. 462, Constitutional Defense Council Amendments (J. Briscoe), was read the first time by short title and referred to the Rules Committee.

H.C.R. 12, Concurrent Resolution Urging Congress to Transfer Navajo Trust Fund Money (M. Noel), was read the first time by short title and referred to the Rules Committee.

H.R. 4, House Rules Resolution Limiting Number of Bill Files (C. Frank), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 416, GUARDIAN AD LITEM OFFICE REFERENCES, *Snow*, was read the third time by short title and placed on its final passage.

H.B. 416 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Dunnigan	Hemingway	McCay	Seelig
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H.B. 416 was transmitted to the Senate for its consideration.

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S.B. 145, STATE BUILDING BOARD AMENDMENTS, *Senator Adams*, was read the third time by short title and placed on its final passage. On motion of

Representative Froerer, the House voted to move the bill to the bottom of the Third Reading Calendar.

* * *

1st Sub. H.B. 121, DISABLED LAW ENFORCEMENT OFFICER AMENDMENTS, *Perry*, was read the third time by short title and placed on its final passage.

1st Sub. H.B. 121, as amended, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sanpei	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Dunnigan	Hemingway	McCay	Sandstrom
Seelig			

1st Sub. H.B. 121, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 406, HOMEOWNER ASSOCIATION REGISTRATION AMENDMENTS, *Ipson*, was read the third time by short title and placed on its final passage.

H.B. 406 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Hemingway	McCay	Seelig
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H.B. 406 was transmitted to the Senate for its consideration.

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H.B. 495, PROPERTY TAX – APPRAISER AMENDMENTS, *Draxler*, was read the third time by short title and placed on its final passage.

H.B. 495 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards

Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Hemingway McCay

H.B. 495 was transmitted to the Senate for its consideration.

* * *

H.J.R. 17, JOINT RESOLUTION ON INTERIM COMMITTEE NAME CHANGE, *Bird*, was read the third time by short title and placed on its final passage.

H.J.R. 17 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Morley	Moss	Newbold

Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Hemingway McCay

H.J.R. 17 was transmitted to the Senate for its consideration.

SPECIAL ORDER OF BUSINESS

H.C.R. 2, CONCURRENT RESOLUTION RECOGNIZING HISTORIC AND ECONOMIC RELATIONSHIPS BETWEEN CANADA, THE UNITED STATES, AND UTAH, *Handy*, was read the third time by short title and placed on its final passage.

H.C.R. 2 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Hemingway McCay

H.C.R. 2 was transmitted to the Senate for its consideration.

CONSENT CALENDAR

H.R. 5, HOUSE COMMITTEE NAME CHANGE RESOLUTION, *Bird*, was read the third time by short title and placed on its final passage.

H.R. 5 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Morley	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Daw Hemingway McCay Moss

H.R. 5 was signed by the Speaker and referred to staff for enrolling.

* * *

1st Sub. H.B. 190, NURSE MIDWIFE PRACTICE ACT AMENDMENTS, *D. Brown*, was read the third time by short title and placed on its final passage.

1st Sub. H.B. 190 passed on the following roll call:

Yeas, 65; Nays, 1; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hendrickson	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McIff
Menlove	Morley	Moss	Nielson
Noel	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative was: Representative
Sagers

Absent or not voting were: Representatives

Hemingway	Herrod	Hughes	Hutchings
M Brown	McCay	Newbold	Oda
Vickers			

1st Sub. H.B. 190 was transmitted to the Senate for its consideration.

* * *

S.C.R. 2, CONCURRENT RESOLUTION ENCOURAGING ADVANCE HEALTH CARE DIRECTIVES, *Senator P. Jones*, was read the third time by short title and placed on its final passage. Representative Ivory explained the bill.

S.C.R. 2 passed on the following roll call:

Yeas, 65; Nays, 1; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck

Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Harper	Hendrickson
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright			

Voting in the negative was: Representative
Dougall

Absent or not voting were: Representatives

Draxler	Handy	Hemingway	Herrod
Hutchings	M Brown	McCay	Oda
Lockhart			

S.C.R. 2 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.C.R. 4, CONCURRENT RESOLUTION ON BREAST CANCER SCREENING, *Senator Mayne*, was read the third time by short title and placed on its final passage. Representative Menlove explained the bill.

S.C.R. 4 passed on the following roll call:

Yeas, 64; Nays, 1; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher

Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Harper	Hendrickson
Herrod	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sanpei	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright

Voting in the negative was: Representative
Dougall

Absent or not voting were: Representatives

Draxler	Handy	Hemingway	Hughes
M Brown	McCay	Oda	Sandstrom
Seelig	Lockhart		

S.C.R. 4 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

MISCELLANEOUS BUSINESS

On motion of Representative Ipson, the House voted to calendar **H.C.R. 11** for Time Certain on February 21, 2012 at 10:45 a.m.

CONSENT CALENDAR

H.B. 366, RECEIPT OF WELFARE BENEFITS AMENDMENTS, *Dougall*, was read the third time by short title and placed on its final passage.

H.B. 366 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez

Gibson	Greenwood	Grover	Harper
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright

Absent or not voting were: Representatives

Draxler	Handy	Hemingway	McCay
Oda	Seelig	Lockhart	

H.B. 366 was transmitted to the Senate for its consideration.

* * *

H.B. 494, CAMPAIGN FINANCE AMENDMENTS, *Barlow*, was read the third time by short title and placed on its final passage.

Representatives Hendrickson and Dougall declared conflicts of interest because they each control a PAC.

H.B. 494 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Harper
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel

Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Wheatley
Wilcox	Wiley	Wilson	Wright

Absent or not voting were: Representatives

Draxler	Handy	Hemingway	McCay
Oda	Webb	Lockhart	

H.B. 494 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

1st Sub. S.B. 93, RETENTION PROCEEDS REVISIONS, *Senator Jenkins*, was read the third time by short title and placed on its final passage. Representative Morley explained the bill.

On motion of Representative Dunnigan, the House voted to circle **1st Sub. S.B. 93**.

* * *

S.B. 145, STATE BUILDING BOARD AMENDMENTS, *Senator Adams*, was read the third time by short title and placed on its final passage. Representative Froerer explained the bill.

S.B. 145 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Harper	Hendrickson	Herrod	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel

Painter	Perry	Pitcher	Poulson
Ray	Sagers	Sandstrom	Sanpei
Seelig	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Handy	Hemingway	Hughes	McCay
Oda	Powell	Snow	

S.B. 145 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

UNFINISHED BUSINESS

On motion of Representative Morley, the House voted to uncircle **1st Sub. S.B. 93**.

1st Sub. S.B. 93, RETENTION PROCEEDS REVISIONS, *Senator Jenkins*, was before the House on its final passage.

Representative Morley proposed Amendment 1:

- Page 7, Lines 199 through 201
House Committee Amendments 2-1-2012

199 (6) (a) A local school board may require in the proposed contract that [~~at least 10%~~]

199a ~~H~~ → {~~-~~} up

200 to {~~-~~} {~~at least~~} ← ~~H~~ 5% of the contract price be withheld until the project is completed and

200a accepted by the

201 board.

Representative Morley's motion to amend passed on a voice vote.

1st Sub. S.B. 93, as amended, passed on the following roll call:

Yeas, 65; Nays, 1; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck

Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Grover	Harper
Hendrickson	Herrod	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Morley	Moss	Newbold
Noel	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Lockhart			

Voting in the negative was: Representative Nielson

Absent or not voting were: Representatives

Greenwood	Handy	Hemingway	Hughes
Hutchings	McCay	Oda	Snow
Wright			

1st Sub. S.B. 93, as amended, was returned to the Senate for further consideration.

* * *

On motion of Representative Webb, the House voted to uncircle **1st Sub. H.B. 52**.

1st Sub. H.B. 52, NOTORIOUS CRIMINAL ACTIVITY AMENDMENTS, *Webb*, was read the third time by short title and before the House on its final passage.

On motion of Representative Greenwood, the House voted to circle **1st Sub. H.B. 52**.

* * *

On motion of Representative Nielson, the House voted to uncircle **H.B. 290**.

H.B. 290, DIVORCE ORIENTATION CLASS, *Nielson*, was before the House on its final passage.

Representative Chavez–Houck proposed a voice amendment as follows:

1. Page 2, Line 41d:
Delete “respondent” and insert “petitioner”

Representative Chavez–Houck’s motion to amend passed on a voice vote.

Representative Moss commented.

Representative Ray proposed Amendment 3:

1. Page 1, Lines 12 through 19

12 This bill:

* * * *Some lines not shown* * * *

▶ raises the filing fee for a divorce petition; and

19 ▶ makes technical corrections.

2. Page 2, Line 29:

29 51–9–408, as last amended by Laws of Utah 2010, Chapter 218
78A–2–301, as last amended by Laws of Utah 2011, Chapter 22

* * * *Some lines not shown* * * *

3. Page 5, Line 147:

147 of any fiscal year shall lapse into the General Fund.

Section 5. Section 78A–2–301 is amended to read:

78A–2–301. Civil fees of the courts of record — Courts complex design.

(1) (a) The fee for filing any civil complaint or petition invoking the jurisdiction of a court of record not governed by another subsection is \$360.

(b) The fee for filing a complaint or petition is:

(i) \$75 if the claim for damages or amount in interpleader exclusive of court costs, interest, and attorney fees is \$2,000 or less;

(ii) \$185 if the claim for damages or amount in interpleader exclusive of court costs, interest, and attorney fees is greater than \$2,000 and less than \$10,000;

(iii) \$360 if the claim for damages or amount in interpleader is \$10,000 or more;

(iv) {~~–\$340–~~} \$350 if the petition is filed under Title

30, Chapter 3, Divorce, or Title 30, Chapter 4, Separate Maintenance;
and

** * * Some lines not shown * * **

Representative Watkins commented. Representative Ray’s motion to amend passed on a voice vote.

Representatives King, Anderson, Fisher, McIff, and Nielson commented.

H.B. 290, as amended, failed to pass on the following roll call:

Yeas, 14; Nays, 56; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Christensen	D Brown	Daw	Dee
Eliason	Grover	Herrod	Hughes
J Peterson	Nielson	Pitcher	Sanpei
V Peterson	Lockhart		

Voting in the negative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Cosgrove	Cox	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Handy	Harper
Hendrickson	Ipson	Ivory	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Morley
Moss	Newbold	Painter	Perry
Poulson	Powell	Ray	Sagers
Sandstrom	Seelig	Snow	Sumsion
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright

Absent or not voting were: Representatives

Hemingway	Hutchings	McCay	Noel
Oda			

H.B. 290, as amended, was filed.

RULES COMMITTEE REPORT

Madam Speaker:

February 16, 2012

The House Rules Committee recommends that the following bill be placed on the Third Reading Calendar for Senate bills:

S.B. 143 Income Tax – Pass-through Entities
(Sen. W. Niederhauser)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Madam Speaker:

February 16, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

H.B. 399 Physician and Osteopathic Licensing Amendments
(Rep. S. Sandstrom)

H.B. 466 Forum Requirements (Rep. B. Doughty)

EDUCATION

H.B. 149 Online Education Survey (Rep. S. Eliason)

S.B. 48 Mission of Public Education (Sen. P. Jones)

S.B. 152 Charter School Financing (Sen. J. Valentine)

S.C.R. 5 Concurrent Resolution Encouraging Parental Engagement
in the Education of Children (Sen. P. Jones)

HEALTH AND HUMAN SERVICES

H.B. 487 Hospice Pharmacy Dispensing of Medication
(Rep. C. Herrod)

S.B. 149 Division of Child and Family Services Amendments
(Sen. A. Christensen)

JUDICIARY

H.B. 452 Family Expenses Amendments (Rep. S. Sandstrom)

S.B. 154 Judiciary Amendments (Sen. L. Hillyard)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

S.B. 50 Motor Vehicle Impoundment Amendments
(Sen. M. Waddoups)

S.B. 120 Off-duty Peace Officers' Employment (Sen. M. Dayton)

S.B. 205 Records Access Discovery Amendments
(Sen. C. Bramble)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

- H.B. 148** Transfer of Public Lands Act and Related Study
(Rep. K. Ivory)
- H.B. 150** Underground Petroleum Storage Tank Financial Viability Study (Rep. S. Eliason)
- H.B. 368** Abandonment or Forfeiture of Water Rights
(Rep. B. Galvez)
- H.J.R. 3** Joint Resolution on Federal Transfer of Public Lands
(Rep. R. Barrus)

REVENUE AND TAXATION

- 1st Sub. S.B. 112** Multi-channel Video or Audio Service Tax Amendments
(Sen. W. Niederhauser)

WORKFORCE SERVICES AND COMMUNITY & ECONOMIC DEVELOPMENT

- H.B. 184** Study of Regulatory Environment for Alcohol Policy
(Rep. D. Litvack)
- S.B. 56** Homeowner Association Reserve Account Amendments
(Sen. S. Urquhart)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

REPORTS OF STANDING COMMITTEES

Madam Speaker: February 16, 2012
 The Judiciary Committee reports a favorable recommendation on **H.B. 393**, JUVENILE COMPETENCY AMENDMENTS, by Representative K. McIff.

Kay L. McIff, Chair

Report filed. On motion of Representative McIff, the report of the Judiciary committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker: February 16, 2012
 The Law Enforcement and Criminal Justice Committee recommends **H.B. 159**, UNLAWFUL DETENTION AMENDMENTS, by Representative R. Wilcox, be replaced and reports a favorable recommendation on **1st Sub. H.B. 159**, UNLAWFUL DETENTION AMENDMENTS with the following amendments:

1. Page 1, Lines 12 through 13:

12 ▶ creates the offense of unlawful detention of a minor
when a person {~~18 years of age~~

13 ~~or older~~} who is at least four or more years older than the
victim coerces or influences a minor who is 14 or 15 years of age to
stay with the

2. Page 4, Line 92:

92 (b) the actor is {~~18 years of age or older~~} at least four
or more years older than the victim ; and

The Law Enforcement and Criminal Justice Committee recommends **H.B. 395**, FIREARMS AMENDMENTS, by Representative S. Sandstrom, be replaced and reports a favorable recommendation on **1st Sub. H.B. 395**, FIREARMS AMENDMENTS with the following amendments:

1. Page 3, Lines 62 through 74:

62 (3) (a) {~~(i)~~} The bureau may deny, suspend, or revoke a
concealed firearm permit if it has

63 reasonable cause to believe that the applicant or permit holder has
been or is a danger to self or

64 others as demonstrated by evidence, including:

65 {~~(-)~~} (i) {~~(-)~~} {~~(A)~~} past pattern of behavior
involving unlawful violence or threats of unlawful

66 violence;

67 {~~(-)~~} (ii) {~~(-)~~} {~~(B)~~} past participation in
incidents involving unlawful violence or threats of

68 unlawful violence; [ø]

69 {~~(-)~~} (iii) {~~(-)~~} {~~(C)~~} conviction of an
offense in violation of Title 76, Chapter 10, Part 5,

70 Weapons.

71 {~~(ii)~~} The bureau shall immediately reverse any action taken
that was based primarily on

72 an indictment or bindover under Subsection (3)(a)(i)(D) upon
notice:

73 ~~(A) that the indictment or bindover has been dismissed; or~~
 74 ~~(B) of acquittal of the person charged. }~~

2. Page 9, Lines 267 through 269:

267 (8) (a) A person may not sell, transfer, or otherwise dispose
 of any firearm or dangerous

268 weapon to any person, knowing that the recipient is a person
described in Subsection (1)(a) or

269 (b).

(b) A person who violates Subsection (8)(a) when the recipient
is:

(i) a person described in Subsection (1)(a) and the transaction
involves a firearm, is guilty of a second degree felony;

(ii) a person described in Subsection (1)(a) and the transaction
involves any dangerous weapon other than a firearm, is guilty of a third
degree felony;

(iii) a person described in Subsection (1)(b) and the transaction
involves a firearm, is guilty of a third degree felony; or

(iv) a person described in Subsection (1)(b) and the transaction
involves any dangerous weapon other than a firearm, is guilty of a class A
misdemeanor.

Curtis Oda, Chair

Reports filed. On motion of Representative Oda, the reports of the Law Enforcement and Criminal Justice committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 16, 2012

The Natural Resources, Agriculture, and Environment Committee recommends **H.B. 176**, COUNTY LAND USE PLANS, by Representative M. Noel, be replaced and favorably recommends **1st Sub. H.B. 176**, COUNTY LAND USE PLANS; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 511**, EMINENT DOMAIN OF FEDERAL LAND, by Representative K. Sumsion, et al.

Roger E. Barrus, Chair

Reports filed. On motion of Representative Barrus, the reports of the Natural Resources, Agriculture, and Environment committee were adopted and the bills

were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker: February 16, 2012

The Transportation Committee recommends **H.B. 87**, BILLBOARD REVISIONS, by Representative M. Brown, be replaced and favorably recommends **1st Sub. H.B. 87**, BILLBOARD REVISIONS; and

The Transportation Committee reports a favorable recommendation on **S.B. 35**, NEW MOTOR VEHICLE WARRANTIES ACT AMENDMENTS, by Senator K. Mayne.

Bradley M. Daw, Chair

Reports filed. On motion of Representative Daw, the reports of the Transportation committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 16, 2012

The President of the Senate has signed **H.B. 85**, FORENSIC PHLEBOTOMY, by Representative V. Peterson, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 208**, LIMITS ON LANDOWNER LIABILITY FOR PUBLIC RECREATION, by Representative R. Barrus, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 263**, UNEMPLOYMENT BENEFITS FOR MILITARY SPOUSE, by Representative L. Hemingway, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 246**, COUNTY CORRECTIONAL FACILITIES FUNDING AMENDMENTS, by Representative M. Noel, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 2**, CONCURRENT RESOLUTION RECOGNIZING HISTORIC AND ECONOMIC RELATIONSHIPS BETWEEN CANADA, THE UNITED STATES, AND UTAH, by Representative S. Handy, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 5**, CONCURRENT RESOLUTION DESIGNATING FEBRUARY 18, 2012 CONGRESSIONAL GOLD MEDAL DAY FOR CERTAIN VETERANS, by Representative C. Oda, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 6**, NAVAJO ELECTRIFICATION DEMONSTRATION PROJECT CONCURRENT RESOLUTION, by Representative C. Watkins, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: February 16, 2012

The Senate passed, as amended, **H.B. 18**, KIDNAPPING OFFENDER AMENDMENTS, by Representative F. Cox, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 62**, PROVISIONS REGARDING SCHOOL SUPPLIES, by Representative K. Powell, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 289**, REAUTHORIZATION OF CORRECTIONS EDUCATION PROGRAMS, by Representative C. Watkins, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

* * *

Madam Speaker: February 16, 2012

The Senate passed, as substituted, **1st Sub. S.B. 233**, NAME CHANGE FOR APPROPRIATIONS SUBCOMMITTEES, by Senator L. Hillyard, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:10 p.m., the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Lockhart at 2:20 p.m.

INTRODUCTION OF BILLS

H.B. 341, Financial Disclosures by Local Candidates (K. Sumsion), was read the first time by short title and referred to the Rules Committee.

H.B. 342, Campaign Finance Reporting in Local Elections (K. Sumsion), was read the first time by short title and referred to the Rules Committee.

UNFINISHED BUSINESS

On motion of Representative Hughes, the House voted to uncircle **3rd Sub. S.B. 124**.

3rd Sub. S.B. 124, COUNTY AMENDMENTS, *Senator Bramble*, was before the House on its final passage. Representative Hughes explained the bill.

Representative King commented.

3rd Sub. S.B. 124, as amended, passed on the following roll call:

Yeas, 65; Nays, 4; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
Butterfield	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dougall
Doughty	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Hemingway	Hendrickson
Herrod	Hughes	Ipson	J Peterson
King	Kiser	Litvack	M Brown
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson

Powell	Ray	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Anderson	Bird	Mathis	Sagers
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Absent or not voting were: Representatives

Dee	Harper	Hutchings	Ivory
Last	McCay		

3rd Sub. S.B. 124, as amended, was returned to the Senate for further consideration.

MISCELLANEOUS BUSINESS

On motion of Representative J. Peterson, the House voted to lift **1st Sub. H.B. 383** from the bottom of the Third Reading Calendar and place it at the top of the Third Reading Calendar.

THIRD READING CALENDAR

1st Sub. H.B. 383, INTERNATIONAL RESIDENTIAL CODE AMENDMENTS, *J. Peterson*, was read the third time by short title and placed on its final passage. Representatives Cox, Sandstrom, and Christensen commented.

1st Sub. H.B. 383 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove

Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Hutchings	Ivory	McCay
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1st Sub. H.B. 383 was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Ipson, the House voted to uncircle **1st Sub. H.B. 256**.

1st Sub. H.B. 256, RETIREMENT MODIFICATIONS, *Ipson*, was before the House on its final passage.

On motion of Representative Dougall, the House voted to delete **1st Sub. H.B. 256** in title and body and insert **2nd Sub. H.B. 256** in lieu thereof.

2nd Sub. H.B. 256 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion

V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives
 Draxler Gibson Hutchings McCay
 Noel

2nd Sub. H.B. 256 was transmitted to the Senate for its consideration.

* * *

On motion of Representative Nielson, the House voted to uncircle **H.J.R. 6**.

H.J.R. 6, JOINT RESOLUTION ON SEVERANCE TAX, *Nielson*, was before the House on its final passage.

On motion of Representative Nielson, the House voted to delete **H.J.R. 6** in title and body and insert **2nd Sub. H.J.R. 6** in lieu thereof.

On motion of Representative Nielson, the House voted to circle **2nd Sub. H.J.R. 6**.

* * *

On motion of Representative Webb, the House voted to uncircle **1st Sub. H.B. 52**.

1st Sub. H.B. 52, NOTORIOUS CRIMINAL ACTIVITY AMENDMENTS, *Webb*, was before the House on its final passage.

Representative Snow proposed Amendment 1:

1. Page 1, Lines 12 through 17
 House Committee Amendments 2–2–2012
- 12 This bill:
- 13 ► changes the Profits From Crime Memorabilia Act to
 allow the state to receive any
- 14 profit derived from criminal activity;
- defines “convicted person”;
- 15 ► requires any entity or person who contracts with a
 {~~defendant~~} convicted person to remit to the Crime

16 Victims Reparations Fund any funds owed to the
 {~~defendant~~} convicted person by virtue of a contract
 17 with the {~~defendant~~} convicted person ; and

2. Page 2, Lines 43 through 44
 House Committee Amendments 2-2-2012:

43 As used in this part:

44 (1) “Convicted person” means a person who has been convicted of a crime.

(2) “Conviction” means an adjudication by a federal or state court resulting from a trial

3. Page 2, Lines 52 through 53
 House Committee Amendments 2-2-2012:

52 {~~(4)~~} (5) “Notoriety of crimes contract” means a contract or other agreement with a

53 {~~defendant~~} convicted person , or a representative or assignee of a {~~defendant~~} convicted person , with respect to:

Renumber remaining Subsections accordingly

4. Page 3, Line 57:

57 (b) the expression of the {~~defendant's~~} convicted person's thoughts, feelings, opinions, or emotions

5. Page 3, Lines 71 through 71a
 House Committee Amendments 2-2-2012:

71 (1) Any $\hat{H} \rightarrow$ [person] {~~defendant~~} convicted person or a representative or assignee of a {~~defendant~~} convicted person $\leftarrow \hat{H}$ who

71a receives a profit from the sale or transfer of memorabilia shall

6. Page 3, Line 83 through Page 4, Line 91
 House Committee Amendments 2-2-2012:

83 (3) (a) Any person or entity who enters into a notoriety of crime contract with a

84 {~~defendant~~} convicted person or with a representative or assignee of a {~~defendant~~} convicted person shall pay to the fund any profit

85 which by the terms of the contract would otherwise be owing to the {~~defendant~~} convicted person or representative

86 or assignee of the {~~defendant~~} convicted person .

87 (b) A {~~defendant~~} convicted person or a representative or assignee of a {~~defendant~~} convicted person who has received any

88 profit from a notoriety of crime contract shall remit the profit to the fund. Any future profit

89 which, by the terms of the contract, would otherwise be owing to the {~~defendant~~} convicted person or a

90 representative or assignee of a {~~defendant~~} convicted person shall be paid to the fund as required under Subsection

91 (3)(a).

Representative Snow’s motion to amend passed on a voice vote.

1st Sub. H.B. 52, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Sagers
Sandstrom	Sanpei	Seelig	Snow

Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Briscoe	Hutchings	McCay	Ray
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1st Sub. H.B. 52, as amended, was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 90, PUBLIC MEETINGS DURING PARTY CAUCUSES, *Powell*, was read the third time by short title and placed on its final passage.

Representative Powell proposed Amendment 1:

- Page 6, Lines 171 through 172a
House Committee Amendments 2–6–2012

171 (2) { ~~H~~ → ~~Except in case of emergency.~~ ← ~~H~~ A } (a)
Except as provided by Subsection (2)(b), a public body may not convene a meeting at the

171a same time as a voting precinct

172 caucus H → { ~~provided proper~~ } if notice of the
{ ~~party's~~ } voting precinct caucus has been given pursuant to

172a Section 20A–8–402. ← H { ~~—~~ }

(b) A public body may convene an emergency meeting authorized by Section 52–4–202 at the same time as a voting precinct caucus.

Representative Powell's motion to amend passed on a voice vote.

Representatives Dougall, Hughes, Ivory, Dee, and Herrod commented.

H.B. 90, as amended, passed on the following roll call:

Yeas, 38; Nays, 34; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Briscoe
Butterfield	Chavez–Houck	Christensen	Cosgrove
Cox	Daw	Doughty	Draxler

Duckworth	Edwards	Eliason	Fisher
Frank	Galvez	Gibson	Grover
Hemingway	Hendrickson	Herrod	Ivory
J Peterson	King	Litvack	Moss
Nielson	Perry	Poulson	Powell
Seelig	Snow	Sumsion	Watkins
Webb	Wilson		

Voting in the negative were: Representatives

Barrus	Bird	D Brown	Dee
Dougall	Dunnigan	Froerer	Greenwood
Handy	Harper	Hughes	Ipson
Kiser	Last	M Brown	Mathis
McIff	Menlove	Morley	Newbold
Noel	Oda	Painter	Pitcher
Sagers	Sandstrom	Sanpei	V Peterson
Vickers	Wheatley	Wilcox	Wiley
Wright	Lockhart		

Absent or not voting were: Representatives

Hutchings	McCay	Ray
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H.B. 90, as amended, was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Hendrickson, the House voted to uncircle **H.B. 72**.

H.B. 72, WASTE TIRE AMENDMENTS, *Hendrickson*, was before the House on its final passage.

Representative Hendrickson proposed Amendment 1:

1. Page 1, Lines 14 through 15

14 ▶ prohibits a tire retailer from transferring ownership of a
waste tire to anyone other

15 than :

- a waste tire transporter that agrees to transport the tire to a tire retailer that sells the tire wholesale or retail or a recycler; or
- a person who purchases it for the person’s own use;

2. Page 6, Lines 172 through 175:

172 (4) A tire retailer may only transfer ownership of a waste tire described in Subsection

173 19-6-803(28)(b) to:

174 (a) a person who purchases it for the person's own use and not for resale; or

175 (b) a waste tire transporter that ;

(i) is registered in accordance with Section 19-6-806 {~~—~~} ; and
(ii) agrees to transport the tire to:

(A) a tire retailer that sells the tire wholesale or retail; or

(B) a recycler.

Representative Powell commented. Representative Hendrickson's motion to amend passed on a voice vote.

Representative Greenwood commented.

H.B. 72, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	

Absent or not voting were: Representatives

Dee Herrod McCay Lockhart

H.B. 72, as amended, was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 99, BACKGROUND CHECK FEE EXEMPTION FOR FIREARM PURCHASE, *Galvez*, was read the third time by short title and placed on its final passage.

H.B. 99, as amended, passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Hughes
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright			

Absent or not voting were: Representatives

Dee Herrod Hutchings McCay
Painter Lockhart

H.B. 99, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 103, THEFT BY DECEPTION AMENDMENT, *Oda*, was read the third time by short title and placed on its final passage.

H.B. 103 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Perry	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Bird	Dee	McCay	Painter
Pitcher			

H.B. 103 was transmitted to the Senate for its consideration.

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H.B. 117, FIREARM MODIFICATIONS, *Ivory*, was read the third time by short title and placed on its final passage.

H.B. 117 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth

Dunnigan	Edwards	Eliason	Fisher
Frank	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright			

Absent or not voting were: Representatives

Bird	Butterfield	Froerer	McCay
Morley	Lockhart		

H.B. 117 was transmitted to the Senate for its consideration.

* * *

H.B. 307, FACTUAL INNOCENCE AMENDMENTS, *Dee*, was read the third time by short title and placed on its final passage.

Representative Dee proposed Amendment 1:

1. Page 1, Lines 11 through 20

11 This bill:

* * * *Some lines not shown* * * *

19 ► provides that assistance payments on a claim of
factual innocence {~~is~~} are extinguished upon the death of the
20 petitioner.

2. Page 4, Line 117 through Page 5, Line 121:

117 (13) The procedures governing the filing and adjudication of a
petition to determine

118 factual innocence apply to all petitions currently filed or
pending in the district court and any new petitions filed on

119 or after [~~the effective date of this amendment~~] { ~~March 25, 2010~~ } June 1, 2012 .

120 (14) A claim for determination of factual innocence under this part is not extinguished

121 upon the death of the petitioner. The assistance payment provisions of Section 78B-9-405 may not apply, and financial payments may not be made, if the finding of factual innocence occurs after the death of the petitioner. In addition, any payments already being made under Section 78B-9-405 shall cease upon the death of the petitioner.

Representative Dee's motion to amend passed on a voice vote.

On motion of Representative Dee, the House voted to circle **H.B. 307**.

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H.B. 260, PEDESTRIANS ON HIGHWAYS, *Perry*, was read the third time by short title and placed on its final passage.

On motion of Representative Perry, the House voted to circle **H.B. 260**.

* * *

H.B. 312, VETERAN EMPLOYMENT TAX CREDIT, *Ipson*, was read the third time by short title and placed on its final passage. Representative Gibson commented.

H.B. 312, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove

Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	

Absent or not voting were: Representatives

Dougall	Froerer	McCay	Lockhart
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H.B. 312, as amended, was transmitted to the Senate for its consideration.

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H.J.R. 12, JOINT RESOLUTION ON PROPERTY TAX EXEMPTION FOR CERTAIN MILITARY PERSONNEL, *Sandstrom*, was read the third time by short title and placed on its final passage.

On motion of Representative Vickers, the House voted to delete **H.J.R. 12** in title and body and insert **1st Sub. H.J.R. 12** in lieu thereof.

Representative Poulson commented.

1st Sub. H.J.R. 12 passed on the following roll call:

Yeas, 71; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow

Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative was: Representative
Dougall

Absent or not voting were: Representatives
Dee M Brown McCay

1st Sub. H.J.R. 12 was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 229, CONSTABLES AMENDMENTS, *Perry*, was read the third time by short title and placed on its final passage.

1st Sub. H.B. 229, as amended, passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives
Frank Hendrickson McCay

1st Sub. H.B. 229, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 230, UTAH SCHOOLS FOR THE DEAF AND BLIND AMENDMENTS, *Seelig*, was read the third time by short title and placed on its final passage. Representative Handy commented.

H.B. 230 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hutchings	Ipson	Ivory
J Peterson	King	Last	Litvack
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Hughes	Kiser	M Brown	McCay
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H.B. 230 was transmitted to the Senate for its consideration.

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H.B. 225, CHILD AND FAMILY SERVICE PROVIDERS, *Watkins*, was read the third time by short title and placed on its final passage.

H.B. 225, as amended, passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Hutchings	McCay
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H.B. 225, as amended, was transmitted to the Senate for its consideration.

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1st Sub. H.B. 237, CHILD WELFARE AMENDMENTS, *Harper*, was read the third time by short title and placed on its final passage.

On motion of Representative Harper, the House voted to delete **1st Sub. H.B. 237** in title and body and insert **2nd Sub. H.B. 237** in lieu thereof.

Representative Watkins commented.

2nd Sub. H.B. 237 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen

Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wright	Lockhart		

Absent or not voting were: Representatives

Arent	Draxler	Hughes	McCay
Wilson			

2nd Sub. H.B. 237 was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 74, EMINENT DOMAIN AMENDMENTS, *Noel*, was read the third time by short title and placed on its final passage.

Representative Noel proposed Amendment 1:

1. Page 4, Lines 108 through 113

108 [~~Each—person—whø~~] (1) A {~~government~~
~~entity~~ } political subdivision of the state that seeks to acquire
property by eminent

109 domain or {~~who~~} that intends to use eminent domain to
acquire property if the property cannot be

110 acquired in a voluntary transaction shall:

111 [(4)] (a) before {~~taking~~} the governing body, as
defined in Subsection 78B-6-504(2)(a), of the political subdivision
takes a final vote to approve the filing of an eminent domain action,

112 make a reasonable effort to negotiate with the property owner for
the purchase of the property;

113 and

2. Page 5, Lines 124 through 126:

124 (2) A person, other than a {~~government entity~~ }
political subdivision of the state, that seeks to acquire property by
eminent

125 domain or that intends to use eminent domain to acquire property if
the property cannot be

126 acquired in a voluntary transaction shall:

Representative Noel's motion to amend passed on a voice vote.

1st Sub. H.B. 74, as amended, passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Dee	Dougall	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	McCliff
Menlove	Morley	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wright	Lockhart	

Absent or not voting were: Representatives

Daw	Draxler	Frank	Hughes
Mathis	McCay	Moss	Wilson

1st Sub. H.B. 74, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 116, PROBATE CODE AMENDMENTS, *Snow*, was read the third time by short title and placed on its final passage.

H.B. 116, as amended, passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Morley
Moss	Nielson	Noel	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Doughty	Draxler	Frank	McCay
Newbold	Oda		

H.B. 116, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 238, EXPUNGED RECORDS AMENDMENTS, *Greenwood*, was read the third time by short title and placed on its final passage.

H.B. 238 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Draxler	Hughes	McCay
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H.B. 238 was transmitted to the Senate for its consideration.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

February 16, 2012

The Senate passed, **H.B. 13**, OFFENDER REGISTRY REVIEW, by Representative J. Draxler, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 277**, GRAFFITI PARAPHERNALIA, by Representative J. Nielson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 285**, REPEAL OF HIGHER EDUCATION TUITION ASSISTANCE PROGRAM, by Representative S. Eliason, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker:

February 16, 2012

The Senate passed, as amended, **S.B. 49**, MILITARY INSTALLATION DEVELOPMENT AUTHORITY AMENDMENTS, by Senator J. Stevenson, and it is transmitted for consideration; and

The Senate passed **S.B. 57**, ISSUANCE OF BLASTING PERMITS, by Senator R. Okerlund, and it is transmitted for consideration; and

The Senate passed **S.B. 62**, CIGARETTE TAX RESTRICTED ACCOUNT REVISIONS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed **S.B. 100**, LAW LIBRARY SELF-HELP CENTER, by Senator S. Urquhart, and it is transmitted for consideration; and

The Senate passed **S.B. 141**, REAUTHORIZATION OF PROHIBITIONS ON PRACTICING LAW WITHOUT A LICENSE, by Senator S. Jenkins, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 150**, LOCAL AND SPECIAL SERVICE DISTRICT AMENDMENTS, by Senator J. Stevenson, and it is transmitted for consideration; and

The Senate passed **S.B. 156**, ELECTED OFFICIAL RETIREMENT BENEFITS AMENDMENTS, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed **S.B. 166**, STATUTORY CONSTRUCTION – COMPUTATION OF TIME, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed **S.B. 167**, CHILDREN'S JUSTICE CENTER PROGRAM AMENDMENTS, by Senator R. Okerlund, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 4:35 p.m., the House voted to adjourn until February 17, 2012, at 10:00 a.m.

TWENTY-SIXTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:10 a.m.

Roll call showed all members present except Representatives Brad Wilson and Chris Herrod, excused.

Prayer offered by Brandon Grover. Pledge of Allegiance led by Ashley Grover. Both are Representative Keith Grover’s guests, a nephew and niece.

COMMUNICATION FROM THE SENATE

Madam Speaker: February 16, 2012

The Senate concurred in the House amendments and passed **3rd Sub. S.B. 124, COUNTY AMENDMENTS**, by Senator C. Bramble, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

INTRODUCTION OF BILLS

H.B. 367, Trust Lands Amendments (M. Noel), was read the first time by short title and referred to the Rules Committee.

H.B. 381, Public Education – Assessment Amendments (B. Daw), was read the first time by short title and referred to the Rules Committee.

H.B. 382, Constitutional Defense Council – Posting of Public Information (K. Ivory), was read the first time by short title and referred to the Rules Committee.

H.B. 481, Licensing Related Revisions (S. Sandstrom), was read the first time by short title and referred to the Rules Committee.

H.B. 497, Clearance for Direct Patient Access (B. Last), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 180, FOOD STAMP REFERENCE AMENDMENTS, *Chavez–Houck*, was read the third time by short title and placed on its final passage.

H.B. 180 passed on the following roll call:

Yeas, 53; Nays, 14; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Arent	Barlow	Briscoe	Chavez–Houck
Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Handy	Hemingway	Hendrickson	Hughes
Hutchings	Ipson	J Peterson	King
Last	Litvack	M Brown	McCay
McIff	Menlove	Moss	Newbold
Nielson	Oda	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wilcox
Wiley			

Voting in the negative were: Representatives

Anderson	Barrus	Bird	Butterfield
Dougall	Greenwood	Harper	Ivory
Kiser	Mathis	Morley	Painter
Sumsion	Lockhart		

Absent or not voting were: Representatives

Christensen	Grover	Herrod	Noel
Sandstrom	Wheatley	Wilson	Wright

H.B. 180 was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 485, CHANGE APPLICATION AMENDMENTS, *Wilcox*, was read the third time by short title and placed on its final passage.

1st Sub. H.B. 485 passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Hughes	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McIff	Menlove	Morley	Moss
Newbold	Nielson	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wright	Lockhart		

Absent or not voting were: Representatives

Butterfield	Daw	Herrod	Hutchings
McCay	Noel	Sandstrom	Seelig
Wilson			

1st Sub. H.B. 485 was transmitted to the Senate for its consideration.

* * *

H.B. 189, ASBESTOS REQUIREMENTS, *Wiley*, was read the third time by short title and placed on its final passage.

H.B. 189, as amended, passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason

Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sanpei	Snow	Sumsion
V Peterson	Watkins	Webb	Wheatley
Wilcox	Wiley	Wright	Lockhart

Absent or not voting were: Representatives

Dee	Herrod	Noel	Sandstrom
Seelig	Vickers	Wilson	

H.B. 189, as amended, was transmitted to the Senate for its consideration.

CONCURRENCE CALENDAR

On motion of Representative Cox, the House voted to concur in the Senate amendments to **H.B. 18**, KIDNAPPING OFFENDER AMENDMENTS.

H.B. 18, as amended by the Senate, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell

Ray	Sagers	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Webb	Wheatley	Wilcox	Wiley
Wright	Lockhart		

Absent or not voting were: Representatives

D Brown	Herrod	Sandstrom	Watkins
Wilson			

H.B. 18, as amended by the Senate, transmitted to the Senate for signature of President.

INTRODUCTION OF BILLS

H.B. 346, Amendments Regarding Competency to Stand Trial (L. Christensen), was read the first time by short title and referred to the Rules Committee.

H.C.R. 1, Concurrent Resolution – Letter to Federal Government (C. Herrod), was read the first time by short title and referred to the Rules Committee.

SPECIAL RECOGNITION

Representative Arent introduced Christopher McBeth, from the Utah Opera, and Thierry Fischer, from the Utah Symphony. They were presented Citations.

THIRD READING CALENDAR

H.B. 326, SERIOUS YOUTH OFFENDER AMENDMENTS, *Ray*, was read the third time by short title and placed on its final passage.

H.B. 326 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy

Harper	Hemingway	Hendrickson	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Pitcher
Poulson	Powell	Ray	Sagers
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wright
Lockhart			

Absent or not voting were: Representatives

Arent	Herrod	Kiser	Perry
Sandstrom	Wilson		

H.B. 326 was transmitted to the Senate for its consideration.

* * *

H.B. 223, RETENTION OF EVIDENCE AMENDMENTS, *Wilson*, was read the third time by short title and placed on its final passage.

On motion of Representative Dougall, the House voted to circle **H.B. 223**.

* * *

H.B. 239, PAWNSHOP RECORD AMENDMENTS, *Greenwood*, was read the third time by short title and placed on its final passage.

On motion of Representative Greenwood, the House voted to circle **H.B. 239**.

* * *

H.B. 131, LIENS FOR PRECONSTRUCTION SERVICE AND CONSTRUCTION WORK, *Morley*, was read the third time by short title and placed on its final passage.

Representative Morley proposed Amendment 1:

1. Page 16, Line 476

476 (e) not withdrawn under Subsection 38-1a-501
 {-(6)-} (5) .

2. Page 17, Line 517:

517 construction lender's mortgage or trust deed, as provided in Section 38-1a- {4-} 503 , by the person's

3. Page 18, Line 529:

529 (b) a preliminary notice under Section 38-1a-501 or Section 38-1b- {-201-} 202 ;

4. Page 19, Lines 557 through 558:

557 For purposes of this chapter {,-} ;

(1) an original contract is considered to exist between an

558 owner-builder as owner and the owner-builder as original contractor {-} ; and

(2) in addition to being an owner, an owner-builder is considered to be an original contractor.

5. Page 33, Lines 1016 through 1017:

1016 (1) Substantial compliance with the requirements of this chapter is sufficient to claim, as

1017 applicable, a preconstruction lien or a construction lien.

(2) Subsection (1) may not be construed to excuse compliance with or affect the requirement to file:

(a) a notice of retention as provided in Section 38-1a-401 in order to claim a preconstruction lien; or

(b) a preliminary notice as provided in Section 38-1a-501 in order to claim a construction lien.

6. Page 34, Lines 1032 through 1033

House Committee Amendments 2-9-2012:

1032 {-(5) The division shall establish by rule a procedure for determining the validity of a

1033 notice that is the subject of a request under Subsection (3). }

7. Page 48, Line 1474

House Committee Amendments 2-9-2012:

1474 Subsection [38-1-32(8)] 38-1a-501 {-(6)} (5) .

- 8. Page 48, Line 1477
House Committee Amendments 2-9-2012:

1477 ~~Subject to Subsection 38-1a-503(2)(b).~~ }
 (1) {~~+~~} Construction {~~+~~} {~~construction~~} ←~~+~~
liens on a

- 9. Page 48, Line 1480
House Committee Amendments 2-9-2012:

1480 claimed is provided.
 (2) Subsection (1) relates to the relationship between claimants’
construction liens and does not affect the priority of a construction
lender’s mortgage or trust deed, as established under this chapter.

- 10. Page 57, Line 1757:

1757 (1) In an action under this part , subject to the time restrictions
under Subsection 38-1a-701(2) :

- 11. Page 68, Line 2104:

2104 (7) “Government project-identifying {~~number~~}
 information “ means:

Representative Morley’s motion to amend passed on a voice vote.

Representatives Kiser and Cox commented.

H.B. 131, as amended, passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Hughes	Hutchings	Ipson	Ivory

J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wright	Lockhart

Absent or not voting were: Representatives

Herrod Sandstrom Wilson

H.B. 131, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 191, REAL ESTATE AMENDMENTS, *Froerer*, was read the third time by short title and placed on its final passage.

Representative Froerer proposed Amendment 1:

1. Page 12, Lines 357 through 358

357 (5) (a) ~~{-In-}~~ If any suit by or against
~~{-the-}~~ a developer ~~{-involving-}~~ of a camp
~~{-resorts-}~~ resort or timeshare

358 ~~{-developments-}~~ development results in a court finding
that the developer engaged in fraud, deception, false pretenses,
misrepresentation, false advertising, or dishonest dealing in a real estate
transaction , the developer [~~promptly~~] shall promptly furnish the
division [~~notice of the suit~~]

2. Page 14, Lines 423 through 424:

423 ~~{-disseminates-}~~ discloses a purchaser's name, address,
or email address to an unaffiliated entity without first obtaining
written

424 consent from the purchaser, unless the ~~{-dissemination is~~
~~required by law-}~~ disclosure is in response to a subpoena or an order
of a court or administrative tribunal .

Representative Froerer's motion to amend passed on a voice vote.

H.B. 191, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wright	

Absent or not voting were: Representatives

Herrod	Sandstrom	Wilson	Lockhart
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H.B. 191, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 115, PEER ASSISTANCE AND REVIEW PILOT PROGRAM, *Moss*, was read the third time by short title and placed on its final passage. Representative Handy commented.

H.B. 115 passed on the following roll call:

Yeas, 51; Nays, 18; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
Chavez–Houck	Cosgrove	Cox	D Brown
Doughty	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Froerer

Galvez	Gibson	Greenwood	Handy
Harper	Hemingway	Hendrickson	Hughes
Hutchings	Ipson	J Peterson	King
Last	Litvack	M Brown	Mathis
McIff	Moss	Nielson	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sanpei	Seelig
Snow	V Peterson	Vickers	Watkins
Wheatley	Wilcox	Wiley	

Voting in the negative were: Representatives

Anderson	Bird	Butterfield	Christensen
Daw	Dee	Dougall	Frank
Grover	Ivory	Kiser	McCay
Menlove	Newbold	Noel	Oda
Sumsion	Wright		

Absent or not voting were: Representatives

Herrod	Morley	Sandstrom	Webb
Wilson	Lockhart		

H.B. 115 was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Dee, the House voted to uncircle **1st Sub. H.B. 81**.

1st Sub. H.B. 81, CITY OR TOWN OPTION SALES AND USE TAX AMENDMENTS, *Dee*, was before the House on its final passage.

1st Sub. H.B. 81 passed on the following roll call:

Yeas, 56; Nays, 13; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Edwards	Eliason	Fisher
Froerer	Gibson	Grover	Handy
Hemingway	Hendrickson	Hughes	Hutchings
Ipson	Ivory	J Peterson	King

Kiser	Last	Litvack	M Brown
McIff	Menlove	Moss	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sanpei	Seelig	Snow	Vickers
Watkins	Wheatley	Wiley	Wright

Voting in the negative were: Representatives

Dougall	Dunnigan	Frank	Galvez
Greenwood	Harper	Mathis	McCay
Morley	Newbold	Nielson	Sumsion
V Peterson			

Absent or not voting were: Representatives

Herrod	Sandstrom	Webb	Wilcox
Wilson	Lockhart		

1st Sub. H.B. 81 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 128, SCHOOL COMMUNITY COUNCIL REVISIONS, *Wright*, was read the third time by short title and placed on its final passage.

Representative Wright proposed Amendment 2:

1. Page 6, Lines 154 through 157b
House Committee Amendments 2–9–2012

154 (iv) An election for the parent or guardian members of a school community council

155 shall:

156 (A) extend for a period of at least three consecutive school days;

⤴→_[and] ←⤵

157 (B) ~~{–commence no later than–}~~ begin within the first

⤴→_[] 30 _[] ~~[15]~~ ←⤵ days ~~{–after the first day–}~~ of the

157a school year ⤴→_[] ; and

157b (C) ~~end no later than~~ ~~{–20 }~~ 35 days after the first day
of the school year. ←⤵

2. Page 9, Lines 260 through 266
House Committee Amendments 2–9–2012:

260 (5) (a) A school community council shall provide the following information within the

261 first {~~four~~} six weeks of the school year:

262 (i) the proposed school community council meeting schedule for the year; and

263 {~~(ii) a summary of the annual report required under Section 53A-16-101.5 on how the~~

264 school's School LAND Trust Program money was used to enhance or improve academic

265 excellence at the school and implement a component of the school's improvement plan; and

266 {~~(iii)~~} (ii) ↗ either ↖ a telephone number ↗ [] or ↖ email address, or both, where each

- 3. Page 9, Lines 267 through 269
House Committee Amendments 2-9-2012:

267 member can be reached directly.

(b) On or before November 15, a school community council shall provide a summary of the annual report required under Section 53A-16-101.5 on how the school's School LAND Trust Program money was used to enhance or improve academic excellence at the school and implement a component of the school's improvement plan.

268 {~~(b)~~} (c) The school community council shall provide the information described in

269 Subsection (5)(a) and (b) by:

- 4. Page 11, Lines 324 through 326:

324 (v) the written minutes of a school community council
{~~meeting that are required to be~~

325 retained permanently shall be maintained in or converted to a format that meets long-term

326 records storage requirements } shall be retained for three years .

Representative Edwards commented. Representative Wright's motion to amend passed on a voice vote.

H.B. 128, as amended, passed on the following roll call:

Yeas, 66; Nays, 2; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sanpei
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wilcox	Wiley
Wright	Lockhart		

Voting in the negative were: Representatives

Draxler	Nielson
---------	---------

Absent or not voting were: Representatives

Butterfield	Christensen	Herrod	Sandstrom
Seelig	Wheatley	Wilson	

H.B. 128, as amended, was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 76, PHARMACY AUDIT RIGHTS, *Vickers*, was read the third time by short title and placed on its final passage.

On motion of Representative Vickers, the House voted to circle **1st Sub. H.B. 76**.

* * *

1st Sub. H.B. 122, E–PRESCRIBING AMENDMENTS, *Vickers*, was read the third time by short title and placed on its final passage.

On motion of Representative Vickers, the House voted to delete **1st Sub. H.B. 122** in title and body and insert **2nd Sub. H.B. 122** in lieu thereof.

Representative Menlove commented.

2nd Sub. H.B. 122 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wilcox	Wiley	Lockhart

Absent or not voting were: Representatives

Herrod	Mathis	Sandstrom	Seelig
Wheatley	Wilson	Wright	

2nd Sub. H.B. 122 was transmitted to the Senate for its consideration.

SPECIAL RECOGNITION

Representative Daw introduced the Utah Mother of the Year, Cynthia V. Richards, and the Utah Young Mother of the year, Lori Conger. They were presented with Citations.

THIRD READING CALENDAR

H.B. 240, MEDICAL RETAINER AGREEMENTS, *Ivory*, was read the third time by short title and placed on its final passage.

On motion of Representative Menlove, the House voted to circle **H.B. 240**.

* * *

H.B. 254, CONTROLLED SUBSTANCES AMENDMENTS, *Froerer*, was read the third time by short title and placed on its final passage.

On motion of Representative Froerer, the House voted to delete **H.B. 254** in title and body and insert **1st Sub. H.B. 254** in lieu thereof.

1st Sub. H.B. 254 passed on the following roll call:

Yeas, 68; Nays, 2; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wright	Lockhart

Voting in the negative were: Representatives

Anderson Dougall

Absent or not voting were: Representatives

Dunnigan Herrod Kiser Sandstrom
Wilson

1st Sub. H.B. 254 was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 96, PROHIBITION OF SALE OR USE OF CERTAIN SOFTWARE PROGRAMS, *Arent*, was read the third time by short title and placed on its final passage. Representative Harper commented.

1st Sub. H.B. 96, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Ray	Sagers	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wright	Lockhart	

Absent or not voting were: Representatives

Herrod	Powell	Sandstrom	Wilson
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1st Sub. H.B. 96, as amended, was transmitted to the Senate for its consideration.

CONSENT CALENDAR

H.J.R. 4, JOINT RESOLUTION ON BREASTFEEDING, *Seelig*, was read the third time by short title and placed on its final passage.

H.J.R. 4 passed on the following roll call:

Yeas, 69; Nays, 1; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler

Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Hughes
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wright
Lockhart			

Voting in the negative was: Representative
Dougall

Absent or not voting were: Representatives
Herrod Hutchings McCay Sandstrom
Wilson

H.J.R. 4 was transmitted to the Senate for its consideration.

REPORTS OF STANDING COMMITTEES

Madam Speaker: February 17, 2012

The Government Operations Committee reports a favorable recommendation on **H.B. 283**, STATE STORES PILOT PROGRAM FOR DAYS OF SALE OF LIQUOR, by Representative P. Arent, with the following amendments:

1. Page 2, Line 56 through Page 3, Line 65:

56 ~~[(ii) on a]~~ (b) Sale or delivery of liquor may not be made on or from the premises of a

57 state store, and a state store may not be kept open for the sale of liquor on a state or federal

58 legal holiday, unless the commission allows by rule or order the sale or delivery of liquor on or

59 from the premises of a state store, or allows a state store to be kept open for sale of liquor on

60 the state or federal legal holiday[-];

61 (i) through a pilot program established by rule or order and
subject to Subsection (5)(c) ; and

62 (ii) with the concurrence of the director.

(c) A pilot program established under Subsection (5)(b):
(i) may not allow the sale or delivery of liquor on or from the premises of
a state store, or allow a state store to be kept open for sale of liquor on the
following holidays:

(A) New Years;

(B) July 4;

(C) Thanksgiving; and

(D) Christmas; and

(ii) shall terminate on June 30, 2014.

63 ~~[(b)]~~ ~~{-(c)-}~~ (d) Sale or delivery of liquor may be
made on or from the premises of a state

64 store, and a state store may be open for the sale of liquor, only on a
day and during hours that

65 the commission directs by rule or order.

2. Page 3, Line 89 through Page 4, Line 91:

89 (9) (a) The director shall report to the Business and Labor
Interim Committee by no later

90 than November 30, 2012, about the implementation of the pilot
program authorized by

91 Subsection (5)(b).

(b) The director shall report to the Business, Economic Development,
and Labor Appropriations Subcommittee during the 2013 General
Session about the implementation of the pilot program authorized by
Subsection (5)(b). ; and

The Government Operations Committee reports a favorable
recommendation on **S.B. 155**, TRANSITION FOR REPEALED NAVAJO
TRUST FUND ACT, by Senator D. Hinkins, and recommends it be placed on the
Consent Calendar; and

The Government Operations Committee reports a favorable recommendation on **S.B. 159**, STATE FAIR PARK RISK MANAGEMENT, by Senator L. Hillyard, and recommends it be placed on the Consent Calendar.

Kraig Powell, Chair

Reports filed. On motion of Representative Powell, the reports of the Government Operations committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker:

February 17, 2012

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 372**, UTAH CODE – OFFICIAL VERSION, by Representative V. L. Snow; and

The Political Subdivisions Committee reports a favorable recommendation on **H.J.R. 13**, JOINT RESOLUTION – TAX OPINION QUESTION, by Representative G. Hughes; and

The Political Subdivisions Committee reports a favorable recommendation on **1st Sub. S.B. 115**, HISTORICAL DISTRICT CREATION REQUIREMENTS, by Senator W. Niederhauser; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 488**, WORDING ON ELECTION BALLOTS, by Representative E. Vickers, and recommends it be placed on the Consent Calendar; and

The Political Subdivisions Committee reports a favorable recommendation on **S.C.R. 6**, CONCURRENT RESOLUTION HONORING THE SALVATION ARMY, by Senator R. Romero, and recommends it be placed on the Consent Calendar.

R. Curt Webb, Chair

Reports filed. On motion of Representative Webb, the reports of the Political Subdivisions committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker:

February 17, 2012

The Revenue and Taxation Committee recommends **H.B. 41**, PROPERTY TAXATION OF BUSINESS PERSONAL PROPERTY, by Representative

P. Painter, be replaced and favorably recommends **1st Sub. H.B. 41**, PROPERTY TAXATION OF BUSINESS PERSONAL PROPERTY; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 174**, SALES AND USE TAX ALLOCATIONS FOR WATER RESOURCES CONSTRUCTION FUND, by Representative P. Painter; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 401**, OFF-HIGHWAY VEHICLE REVISIONS, by Representative P. Painter.

Patrick Painter, Chair

Reports filed. On motion of Representative Painter, the reports of the Revenue and Taxation committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 17, 2012

The Workforce Services and Community and Economic Development Committee recommends **H.B. 132**, PREMARITAL EDUCATION AND COUNSELING AMENDMENTS, by Representative D. Pitcher, be replaced and reports a favorable recommendation on **1st Sub. H.B. 132**, PREMARITAL EDUCATION AND COUNSELING AMENDMENTS with the following amendments:

1. Page 1, Lines 17 through 18:

17 { ~~→ increases the license fee for a couple who do not undergo~~
premarital education or
18 counseling; - }

2. Page 4, Line 118 through Page 5, Line 119:

118 { ~~(5) The fee for a marriage license if the couple has not~~
~~completed premarital education~~
119 ~~or counseling is \$65.~~ } ; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **S.J.R. 1**, ALZHEIMER'S STATE PLAN JOINT RESOLUTION, by Senator K. Morgan.

Jim Bird, Chair

Reports filed. On motion of Representative Bird, the reports of the Workforce Services and Community and Economic Development committee were adopted

and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

MISCELLANEOUS BUSINESS

On motion of Representative Gibson, the House voted to allow a bill file to be opened for a joint resolution concerning intent language.

* * *

On motion of Representative Dee, the House voted to lift **H.C.R. 4** from the Rules Committee, consideration it read the second time by short title, and calendar it for Time Certain on February 22, 2012 at 10:30 a.m.

RULES COMMITTEE REPORT

Madam Speaker: February 17, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

EDUCATION

H.B. 370 Education on Free Enterprise System (Rep. K. Grover)

GOVERNMENT OPERATIONS

S.B. 57 Issuance of Blasting Permits (Sen. R. Okerlund)

HEALTH AND HUMAN SERVICES

H.B. 357 Guardian Ad Litem Amendments (Rep. L. Christensen)

H.B. 434 Pharmacy Practice Act Modifications (Rep. E. Vickers)

H.B. 492 Training of School Nurses (Rep. P. Ray)

JUDICIARY

H.B. 346 Amendments Regarding Competency to Stand Trial
(Rep. L. Christensen)

H.B. 490 Asset Protection Trusts (Rep. D. Brown)

H.J.R. 8 Joint Resolution Applying for an Article V Amendments
Convention (Rep. B. Daw)

S.B. 100 Law Library Self-help Center (Sen. S. Urquhart)

S.B. 141 Reauthorization of Prohibitions on Practicing Law
Without a License (Sen. S. Jenkins)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

H.B. 432 Bureau of Criminal Identification Amendments
(Rep. J. Seelig)

H.B. 448 Custody Modifications (Rep. G. Hughes)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

H.C.R. 1 Concurrent Resolution – Letter to Federal Government
(Rep. C. Herrod)

POLITICAL SUBDIVISIONS

S.B. 167 Children’s Justice Center Program Amendments
(Sen. R. Okerlund)

PUBLIC UTILITIES AND TECHNOLOGY

H.B. 157 Currency Amendments (Rep. B. Galvez)

H.B. 462 Constitutional Defense Council Amendments
(Rep. J. Briscoe)

S.B. 49 Military Installation Development Authority
Amendments (Sen. J. Stevenson)

1st Sub. S.B. 150 Local and Special Service District Amendments
(Sen. J. Stevenson)

REVENUE AND TAXATION

H.J.R. 18 Joint Resolution on Personal Property Tax
(Rep. P. Painter)

S.B. 62 Cigarette Tax Restricted Account Revisions
(Sen. L. Hillyard)

TRANSPORTATION

H.B. 182 Signage Honoring Fallen Highway Patrol Officers
(Rep. B. Wilson)

S.B. 128 Wireless Telephone Use Restriction for Minors in
Vehicles (Sen. R. Romero)

**WORKFORCE SERVICES AND COMMUNITY & ECONOMIC
DEVELOPMENT**

S.B. 166 Statutory Construction – Computation of Time
(Sen. J. Valentine)

1st Sub. S.B. 233 Name Change for Appropriations Subcommittees
(Sen. L. Hillyard)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules
Committee was adopted.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

February 17, 2012

The Senate passed, **H.B. 16**, DRIVER LICENSE REVISIONS, by Representative S. Barlow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 61**, PORTABLE ELECTRONICS INSURANCE RELATED AMENDMENTS, by Representative T. Kiser, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 100**, SOCIAL WORKER EXAMINATION AMENDMENTS, by Representative D. Litvack, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 218**, LOCAL SCHOOL BOARD BUSINESS ADMINISTRATOR, by Representative D. McCay, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 255**, MOTOR VEHICLE BUSINESS REGULATION PENALTIES, by Representative D. Ipson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 267**, VINTAGE TRAVEL TRAILERS, by Representative L. Perry, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 297**, HIGHWAY BARRICADE AMENDMENTS, by Representative L. Perry, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 282**, CRIMINAL OFFENSE AMENDMENTS, by Representative P. Ray, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 318**, INDUSTRIAL ASSISTANCE ACCOUNT AMENDMENTS, by Representative R. Menlove, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: February 17, 2012

The Senate concurred in the House amendments and passed **1st Sub. S.B. 93**, RETENTION PROCEEDS REVISIONS, by Senator S. Jenkins, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and returned to the Senate for enrolling and transmission to the Governor.

* * *

Madam Speaker: February 17, 2012

The Senate passed, as amended, **S.B. 52**, WORKERS' COMPENSATION ACT AMENDMENTS, by Senator S. Urquhart, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 53**, RECREATIONAL THERAPY PRACTICE ACT AMENDMENTS, by Senator G. Davis, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 55**, AMENDMENTS TO ADOPTION CODE, by Senator T. Weiler, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 61**, INVASIVE SPECIES AMENDMENTS, by Senator R. Okerlund, and it is transmitted for consideration; and

The Senate passed **S.B. 102**, AMENDMENTS TO OFF-HIGHWAY VEHICLE PROVISIONS, by Senator S. Jenkins, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 169**, JUDICIAL CONDUCT COMMISSION AMENDMENTS, by Senator K. Mayne, and it is transmitted for consideration; and

The Senate passed **S.B. 192**, BOND VALIDATION ACT AMENDMENTS, by Senator B. McAdams, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:00 noon, the House voted to adjourn until February 21, 2012, at 10:00 a.m.

TWENTY-NINTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:00 a.m.

Roll call showed all members present.

Prayer offered by Kevin Lundy, a Kearns community leader and guest of Representative Eric Hutchings.

Posting of Colors by the Utah Chapter of the Sons of the American Revolution. Members include: David Berger, Fifer; Earon Fairbourn, Man-at-Arms; Asael Horne, Man-at-Arms; Brian Jeffers, Drummer; Norm McGregor, Man-at-Arms; Ralph Erickson, Utah Flag Bearer; Lyle Gingery, National Flag Bearer; Benjamin Horne, Man-at-Arms; Doug McGregor, Officer; and Layton Patterson, Man-at-Arms.

Pledge of Allegiance led by Kendall Sorenson, a member of Utah's 19th Special Forces group and a guest of Representative Eric Hutchings.

National Anthem sung by "Treblelicious." Members include: Stephanie Behling, Becky Snarr, Mandi Martersteck, Shannon Wilson, and Sara Mcfarland.

COMMITTEE OF THE WHOLE

On motion of Representative Dee, the House resolved itself into a Committee of the Whole, with the Speaker as Chairwoman, for the purpose of hearing from "The Living Declaration" by students from Paradigm High School. Performers are: Katharine James, Jessica Bird, Andrew Cook, Aubrey Robbins, Megan Billings, Jordan Finlay, Ty Wangsgaard, Roman Burke, Philip Soelberg, Brittney Millington, and Tyler McGettigan. Max LaRou is the group facilitator, with assistance from Lemuel Harsh III, a Core Mentor at Paradigm High School.

On motion of Representative Dee, the Committee of the Whole was dissolved.

COMMUNICATIONS FROM THE GOVERNOR

Madam Speaker:

February 17, 2012

This letter serves to inform you that on February 17, 2012, I signed the following bill of the 2012 Annual General Session of the 59th Legislature and have forwarded this bill to the Lieutenant Governor for filing:

H.C.R. 5 Concurrent Resolution Designating February 18, 2012
Congressional Gold Medal Day for Certain Veterans

Gary R. Herbert
Governor

Communication filed.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 17, 2012

The Senate passed, **1st Sub. H.B. 19**, STATE ISSUED IDENTIFICATION NUMBERS, by Representative W. Harper, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: February 17, 2012

The Senate passed, as substituted, and amended **1st Sub. S.B. 12**, ENERGY AMENDMENTS, by Senator M. Madsen, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **5th Sub. S.B. 161**, PHARMACY PRACTICE ACT REVISIONS, by Senator C. Bramble, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILLS

H.B. 158, Student-based Budgeting (D. Butterfield), was read the first time by short title and referred to the Rules Committee.

H.B. 186, State Licensing Amendments (D. McCay), was read the first time by short title and referred to the Rules Committee.

H.B. 188, Child Torture Amendments (D. Brown), was read the first time by short title and referred to the Rules Committee.

H.B. 384, Sales and Use Tax Seller Nexus Amendments (W. Harper), was read the first time by short title and referred to the Rules Committee.

H.B. 388, Unemployment Insurance Exemption (J. Peterson), was read the first time by short title and referred to the Rules Committee.

H.B. 392, Charter School Funding Revisions (S. Sandstrom), was read the first time by short title and referred to the Rules Committee.

H.B. 400, Traumatic Head and Spinal Cord Injury Rehabilitation Trust Fund (E. Hutchings), was read the first time by short title and referred to the Rules Committee.

H.B. 423, Department of Alcoholic Beverage Control Privatization Task Force (C. Frank), was read the first time by short title and referred to the Rules Committee.

H.B. 430, Classified School Employee Amendments (B. Last), was read the first time by short title and referred to the Rules Committee.

H.B. 440, Surveyor Licensing Amendments (V. Peterson), was read the first time by short title and referred to the Rules Committee.

H.B. 442, County Correctional Funding Amendments (M. Noel), was read the first time by short title and referred to the Rules Committee.

H.B. 455, Financing Motor Vehicle Purchases (G. Froerer), was read the first time by short title and referred to the Rules Committee.

H.B. 491, Midterm Vacancy Amendments (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.B. 496, Mental Health Practice Act Revisions (P. Ray), was read the first time by short title and referred to the Rules Committee.

H.B. 501, Youth Suicide Prevention (E. Hutchings), was read the first time by short title and referred to the Rules Committee.

H.B. 506, Martin Luther King, Jr. Special Group License Plate (R. Chavez-Houck), was read the first time by short title and referred to the Rules Committee.

H.C.R. 10, Provo Canal Title Transfer Concurrent Resolution (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.C.R. 14, Concurrent Resolution Supporting Education Regarding, and Prevention of, Chronic Obstructive Pulmonary Disease (E. Hutchings), was read the first time by short title and referred to the Rules Committee.

H.C.R. 15, Concurrent Resolution on Obesity (S. Barlow), was read the first time by short title and referred to the Rules Committee.

SPECIAL ORDER OF BUSINESS

H.C.R. 11, CONCURRENT RESOLUTION RECOGNIZING THE SESQUICENTENNIAL OF THE CITY OF ST. GEORGE, *Ipson*, was read the third time by short title and placed on its final passage.

H.C.R. 11 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
Wilcox

H.C.R. 11 was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Draxler, the House voted to allow a concurrent resolution bill file to be opened regarding congressional actions concerning the Utah Navajo Trust.

* * *

On motion of Representative Wright, under suspension of the rules, the House voted to recall **1st Sub. S.B. 21**, Department of Environmental Quality Board Revisions, from the Senate for reconsideration.

* * *

On motion of Representative Vickers, the House voted to reconsider its action on **2nd Sub. H.B. 122**. The bill was placed at the top of the Third Reading Calendar.

CONSENT CALENDAR

S.B. 155, TRANSITION FOR REPEALED NAVAJO TRUST FUND ACT, *Senator Hinkins*, was read the third time by short title and placed on its final passage. Representative Watkins explained the bill.

S.B. 155 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom

Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative Hughes

S.B. 155 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 159, STATE FAIR PARK RISK MANAGEMENT, *Senator Hillyard*, was read the third time by short title and placed on its final passage. Representative Draxler explained the bill.

S.B. 159 passed on the following roll call:

Yeas, 70; Nays, 5; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Cox	Dougall	Harper	Morley
Wiley			

S.B. 159 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

H.B. 488, WORDING ON ELECTION BALLOTS, *Vickers*, was read the third time by short title and placed on its final passage.

H.B. 488 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Briscoe	Sandstrom
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H.B. 488 was transmitted to the Senate for its consideration.

* * *

S.C.R. 6, CONCURRENT RESOLUTION HONORING THE SALVATION ARMY, *Senator Romero*, was read the third time by short title and placed on its final passage. Representative Pitcher explained the bill.

S.C.R. 6 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
Vickers

S.C.R. 6 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

CONCURRENCE CALENDAR

On motion of Representative Powell, the House voted to concur in the Senate amendments to **H.B. 62**, PROVISIONS REGARDING SCHOOL SUPPLIES.

H.B. 62, as amended by the Senate, passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw

Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Mathis
McCay	McIff	Menlove	Moss
Newbold	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Arent	Dougall	Litvack	M Brown
Morley	Nielson	Vickers	

H.B. 62, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Watkins, the House voted to concur in the Senate amendments to **H.B. 289**, REAUTHORIZATION OF CORRECTIONS EDUCATION PROGRAMS.

H.B. 289, as amended by the Senate, passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Mathis

McCay	McIff	Menlove	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright			

Absent or not voting were: Representatives

Arent	Dougall	Litvack	M Brown
Morley	Lockhart		

H.B. 289, as amended by the Senate, transmitted to the Senate for signature of President.

COMMITTEE OF THE WHOLE

On motion of Representative Dee, the House resolved itself into a Committee of the Whole, with the Speaker as Chairwoman, for the purpose of hearing from U.S. Congressman Jim Matheson. Representatives McCay, Noel, Painter, Litvack, and Watkins commented.

On motion of Representative Dee, the Committee of the Whole was dissolved.

RECONSIDERATION OF 2ND SUB. H.B. 122

2nd Sub. H.B. 122, E-PRESCRIBING AMENDMENTS, was before the House for reconsideration.

On motion of Representative Vickers, the House voted to circle **2nd Sub. H.B. 122**.

THIRD READING CALENDAR

H.B. 118, STORAGE OF ELECTRONIC RECORDS, *Daw*, was read the third time by short title and placed on its final passage.

H.B. 118 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck

Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Herrod	Hughes	Hutchings
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Menlove	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright

Absent or not voting were: Representatives

Dougall	Froerer	Hendrickson	Ipson
M Brown	Morley	Lockhart	

H.B. 118 was transmitted to the Senate for its consideration.

* * *

H.B. 311, ELECTRONIC MEETINGS FOR CHARTER SCHOOL, *Daw*, was read the third time by short title and placed on its final passage. Representatives Watkins and Frank commented.

H.B. 311, passed on the following roll call:

Yeas, 57; Nays, 11; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Christensen	Cox
Daw	Doughty	Draxler	Dunnigan
Edwards	Eliason	Fisher	Frank
Galvez	Gibson	Grover	Handy
Harper	Hemingway	Herrod	Hughes
Hutchings	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Menlove	Morley
Newbold	Noel	Oda	Painter

Perry	Pitcher	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Wheatley	Wilcox	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Briscoe	Chavez–Houck	Cosgrove	Duckworth
Greenwood	Hendrickson	Moss	Poulson
Watkins	Webb	Wiley	

Absent or not voting were: Representatives

D Brown	Dee	Dougall	Froerer
Ipson	M Brown	Nielson	

H.B. 311 was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Ivory, the House voted to uncircle **H.B. 240**.

H.B. 240, MEDICAL RETAINER AGREEMENTS, *Ivory*, was before the House on its final passage. Representative Cox commented.

H.B. 240, as amended, passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	Daw	Dee
Doughty	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow

Sumsion	V Peterson	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Briscoe	D Brown	Dougall	Froerer
Hutchings	Ipson	M Brown	McCay
Vickers			

H.B. 240, as amended, was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 108, INTERNET GAMBLING, *Sandstrom*, was read the third time by short title and placed on its final passage.

Representative Sandstrom proposed Amendment 6:

1. Page 1, Lines 14c through 14d
House Committee Amendments 2-9-2012

14c ▶ ~~{-requires-}~~ provides that ~~{-the governor advise the federal government of this state's choice to opt~~

14d ~~out of Internet gambling-}~~ if any federal law authorizes Internet gambling ← ^H in the states, this state shall opt out of allowing Internet gambling by the procedure provided in the federal law; and

▶ provides an exemption for an Internet service provider or hosting company, a provider of public telecommunications services, and an Internet advertising service that is routing or providing connections without selecting the material .

2. Page 3, Lines 85a through 85i
House Committee Amendments 2-9-2012:

85a ^H→ (3) (a) A person is guilty of a class A misdemeanor who ~~{-i }~~

85b ~~{-knowingly transmits, receives, or relays-}~~ intentionally provides or offers to provide any form of Internet or online gambling

85c ~~{-into-}~~ to any person in this state. ~~{-or within this state; or~~

85d ~~(b) promotes, offers, or provides Internet gambling in this state.-}~~

(b) Subsection (3)(a) does not apply to an Internet service provider or hosting company as defined in Section 76–10–1230, a provider of public telecommunications services defined in Section 54–8b–2, or an Internet advertising service by reason of the the fact that the Internet service provider, hosting company, Internet advertising service, or provider of public telecommunications services:

(i) transmits, routes, or provides connections for material without selecting the material; or

(ii) stores or delivers the material at the direction of a user.

~~85e { (4) If any federal law is enacted that authorizes Internet gambling in the states and the~~

~~85f federal law provides that individual states may opt out of allowing Internet gambling by the~~

~~85g process of the governor of the state advising the federal regulatory authority of the~~

~~85h state's choice to opt out, the governor of this state shall inform the regulatory authority in~~

~~85i compliance with the opt-out provisions of the federal legislation. }~~

(4) If any federal law is enacted that authorizes Internet gambling in the states and that federal law provides that individual states may opt out of Internet gambling, this state shall opt out of Internet gambling in the manner provided by federal law and within the time frame provided by that law.

Representative Hughes commented. Representative Sandstrom’s motion to amend passed on a voice vote.

Representatives Litvack, Chavez–Houck, Wheatley, Noel, and Butterfield commented.

H.B. 108, as amended, passed on the following roll call:

Yeas, 61; Nays, 9; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Draxler	Duckworth	Dunnigan	Edwards

Eliason	Fisher	Frank	Froerer
Galvez	Greenwood	Grover	Handy
Harper	Hendrickson	Herrod	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Mathis	McCay	McIff
Menlove	Morley	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wilcox	Wilson
Lockhart			

Voting in the negative were: Representatives

Anderson	Chavez–Houck	Doughty	Gibson
Hemingway	Litvack	Moss	Wheatley
Wiley			

Absent or not voting were: Representatives

Dougall	Hughes	Last	M Brown
Wright			

H.B. 108, as amended, was transmitted to the Senate for its consideration.

RULES COMMITTEE REPORT

Madam Speaker:

February 21, 2012

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 350**, Payroll Deduction Amendments (Rep. B. Daw), be replaced with **1st Sub. H.B. 350**, Payroll Deduction Amendments (Rep. B. Daw) and further recommends it be assigned to the House Business and Labor Standing Committee.

Wayne A. Harper, Chair

Report filed. On motion of Representative Wilcox, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Madam Speaker:

February 21, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

H.B. 440 Surveyor Licensing Amendments (Rep. V. Peterson)

S.B. 52 Workers' Compensation Act Amendments
(Sen. S. Urquhart)

EDUCATION

H.B. 147 Online Education Amendments (Rep. B. Last)
H.B. 336 Electronic High School Amendments (Rep. S. Sandstrom)
H.B. 364 School District Financial Reporting Amendments
(Rep. J. Dougall)

GOVERNMENT OPERATIONS

H.B. 382 Constitutional Defense Council – Posting of Public
Information (Rep. K. Ivory)
H.C.R. 3 Concurrent Resolution on Airport Security
(Rep. K. Ivory)

HEALTH AND HUMAN SERVICES

H.B. 400 Traumatic Head and Spinal Cord Injury Rehabilitation
Trust Fund (Rep. E. Hutchings)
H.B. 497 Clearance for Direct Patient Access (Rep. B. Last)
5th Sub. S.B. 161 Pharmacy Practice Act Revisions (Sen. C. Bramble)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

1st Sub. S.B. 12 Energy Amendments (Sen. M. Madsen)
S.B. 61 Invasive Species Amendments (Sen. R. Okerlund)

POLITICAL SUBDIVISIONS

H.B. 481 Licensing Related Revisions (Rep. S. Sandstrom)

PUBLIC UTILITIES AND TECHNOLOGY

H.B. 384 Sales and Use Tax Seller Nexus Amendments
(Rep. W. Harper)

RETIREMENT AND INDEPENDENT ENTITIES

H.B. 430 Classified School Employee Amendments (Rep. B. Last)

REVENUE AND TAXATION

H.B. 365 Revisions to Tax (Rep. J. Dougall)

TRANSPORTATION

S.B. 102 Amendments to Off-highway Vehicle Provisions
(Sen. S. Jenkins)

WORKFORCE SERVICES AND COMMUNITY & ECONOMIC DEVELOPMENT

S.B. 53 Recreational Therapy Practice Act Amendments
(Sen. G. Davis)

Wayne A. Harper, Chair

Report filed. On motion of Representative Wilcox, the report of the Rules Committee was adopted.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:15 p.m., the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Lockhart at 2:00 p.m.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 21, 2012

The President of the Senate has signed **H.B. 18, KIDNAPPING OFFENDER AMENDMENTS**, by Representative F. Cox, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 114, MESSAGE THERAPY ACT AMENDMENTS**, by Representative T. Cosgrove, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 295, TRADEMARK RENEWAL REVISIONS**, by Representative B. King, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: February 21, 2012

The Senate concurred in the House amendments and passed **1st Sub. S.B. 93**, RETENTION PROCEEDS REVISIONS, by Senator S. Jenkins, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and returned to the Senate for signature of the President.

* * *

Madam Speaker: February 21, 2012

The Senate passed **S.B. 236**, GPS TRACKING AUTHORITY, by Senator T. Weiler, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 256**, UNINCORPORATED BUSINESS ENTITIES ACT AMENDMENTS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed **S.J.R. 18**, JOINT RESOLUTION STRENGTHENING UTAH-ISRAEL RELATIONS, by Senator C. Bramble, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Madam Speaker: February 17, 2012

The Business and Labor Committee recommends **H.B. 164**, TRUST DEED FORECLOSURE CHANGES, by Representative L. Christensen, be replaced and favorably recommends **1st Sub. H.B. 164**, TRUST DEED FORECLOSURE CHANGES; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 325**, MOTOR FUEL MARKETING ACT REAUTHORIZATION, by Representative D. Ipson; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 399**, PHYSICIAN AND OSTEOPATHIC LICENSING AMENDMENTS,

by Representative S. Sandstrom, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 5, Lines 133 through 134:

133 (5) The division may not require a
medical specialty certification or
~~{board}~~ subspecialty certification as a qualification
for initial

134 licensure or to maintain licensure .

2. Page 8, Lines 243 through 244:

243 (5) The division may not require a medical specialty
certification or ~~{board}~~ subspecialty certification as a
qualification for initial

244 licensure or to maintain licensure .

James A. Dunnigan, Chair

Reports filed. On motion of Representative Pitcher, the reports of the Business and Labor committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker:

February 17, 2012

The Health and Human Services Committee recommends **H.B. 272**, PILOT PROGRAM FOR COVERAGE FOR AUTISM SPECTRUM DISORDERS, by Representative R. Menlove, be replaced and reports a favorable recommendation on **3rd Sub. H.B. 272**, PILOT PROGRAM FOR AUTISM SPECTRUM DISORDERS SERVICES with the following amendments:

1. Page 11, Lines 319 through 320:

319 (i) diagnosis of autism spectrum disorder by a physician or
qualified mental health

320 professional, and the development of a treatment plan; and

2. Page 11, Line 327:

327 (d) a \$250 annual deductible that is separate from the annual
medical deductible; and ; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 357**, GUARDIAN AD LITEM AMENDMENTS, by Representative L. Christensen, with the following amendments:

1. Page 1, Line 10:

10 ~~{-78A-}~~ 78B , Chapter 7,
~~{-Justice Court-}~~ Protective Orders , and Title 78B, Chapter 15,
 Utah Uniform Parentage Act,

2. Page 9, Lines 268 through 269:

268 attorney guardian ad litem.

(18) Any savings that result from assigning a private attorney guardian ad litem in a district court case, instead of a guardian ad litem from the Office of Guardian ad Litem, shall be applied to the Office of Guardian ad Litem to reduce caseloads and improve current practices.

269 Section 5. Section 78B-3-102 is amended to read:

3. Page 14, Lines 409 through 410:

409 (4) The court may appoint [~~an~~] a private attorney guardian ad
 litem ~~{-as provided in-}~~ under

410 Section 78A-2-228 ~~{-s-}~~ for district court cases, or the
Office of Guardian ad Litem for juvenile court cases under Section
78A-6-902, for the child who is the subject of the petition.

Paul Ray, Chair

Reports filed. On motion of Representative Vickers, the reports of the Health and Human Services committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

3rd Sub. H.B. 272 was read the first and second times by short title due to a title change.

* * *

Madam Speaker:

February 21, 2012

The Judiciary Committee recommends **H.B. 236**, ALIMONY MODIFICATIONS, by Representative S. Sandstrom, be replaced and favorably recommends **1st Sub. H.B. 236**, ALIMONY MODIFICATIONS; and

The Judiciary Committee recommends **H.B. 510**, INDIGENT DEFENSE ACT AMENDMENTS, by Representative G. Hughes, be replaced and favorably

recommends **1st Sub. H.B. 510**, INDIGENT DEFENSE ACT AMENDMENTS;
and

The Judiciary Committee reports a favorable recommendation on **S.B. 154**, JUDICIARY AMENDMENTS, by Senator L. Hillyard, and recommends it be placed on the Consent Calendar; and

The Judiciary Committee reports a favorable recommendation on **S.B. 168**, UNIFORM DISPOSITION OF COMMUNITY PROPERTY RIGHTS AT DEATH ACT, by Senator L. Hillyard, with the following amendments:

1. Page 3, Lines 70 through 78:

70 ~~75-2b-104.~~ Disposition upon death.

71 Upon the death of a married person, 1/2 of the property to which this chapter applies is

72 the property of the surviving spouse and is not subject to testamentary disposition by the

73 decendent or distribution under the laws of succession of this state. One-half of that property is

74 the property of the decendent and is subject to testamentary disposition or distribution under the

75 laws of succession of this state. {~~With respect to property to which this chapter applies, the 1/2~~

76 of the property which is the property of the decendent is not subject to the surviving spouse's

77 right to elect against the will and no estate of dower or curtesy exists in the property of the

78 decendent. } Property to which this chapter applies may not reduce, be subject to, or be used in calculating, the surviving spouse's elective share under this title.

Kay L. McIff, Chair

Reports filed. On motion of Representative McIff, the reports of the Judiciary committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker:

February 21, 2012

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 448**, CUSTODY MODIFICATIONS, by Representative G. Hughes, with the following amendments:

1. Page 1, Lines 14 through 16:

14 the custodial parent intends to relocate out of this state, or 75 miles {~~more than 150 miles~~} or more from the

15 residence {~~specified in the court decree~~} of the other parent ;

16 ► requires the court to determine that a move out of this state or {~~of~~} more than {~~150~~} 75 miles from the residence of the other parent is in the best

2. Page 1, Line 19:

19 move out of this state or 75 miles or more {~~than 150 miles~~} from the residence of the other parent when the court has determined that the move is not in

3. Page 2, Lines 32 through 33:

32 (1) For purposes of this section, “relocation” means moving {~~150~~} out of this state, or 75 miles or more from

33 the residence {~~specified in the court’s decree~~} of the other parent; and

The Law Enforcement and Criminal Justice Committee recommends **H.B. 432**, BUREAU OF CRIMINAL IDENTIFICATION AMENDMENTS, by Representative J. Seelig, be replaced and reports a favorable recommendation on **1st Sub. H.B. 432**, BUREAU OF CRIMINAL IDENTIFICATION AMENDMENTS and asks that it be placed on the Consent Calendar; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 453**, CITATION AMENDMENTS, by Representative D. Ipson, and recommends it be placed on the Consent Calendar; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 50**, MOTOR VEHICLE IMPOUNDMENT AMENDMENTS, by Senator M. Waddoups, and recommends it be placed on the Consent Calendar; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 120**, OFF-DUTY PEACE OFFICERS' EMPLOYMENT, by Senator M. Dayton, and recommends it be placed on the Consent Calendar; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 205**, RECORDS ACCESS DISCOVERY AMENDMENTS, by Senator C. Bramble, and recommends it be placed on the Consent Calendar.

Curtis Oda, Chair

Reports filed. On motion of Representative Oda, the reports of the Law Enforcement and Criminal Justice committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

* * *

Madam Speaker:

February 21, 2012

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **1st Sub. H.B. 91**, UTAH ENABLING ACT LITIGATION, by Representative K. Sumsion, with the following amendments:

1. Page 2, Line 34:

34 attorney general shall file an action on or before {~~October 1, 2012~~} April 15, 2013 , in United States district court ; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 148**, TRANSFER OF PUBLIC LANDS ACT AND RELATED STUDY, by Representative K. Ivory; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.C.R. 1**, CONCURRENT RESOLUTION – LETTER TO FEDERAL GOVERNMENT, by Representative C. Herrod, with the following amendments:

1. Page 1, Line 13:

13 {~~July 1, 2012,~~} or the state of Utah will take appropriate action to vindicate its rights

2. Page 1, Line 17:

17 ► demands that {~~, by July 1, 2012,~~} the national government of the United States

3. Page 1, Line 20:

20 national government of the United States to commit to either, by
 {~~January 1,~~} February 15, 2013,

4. Page 2, Line 29:

29 communicate its response to this demand by {~~July 1,~~
 2012-} February 15, 2013 , the government of the state of Utah,

5. Page 2, Line 41:

41 United States government {~~by July 1, 2012-~~} ;

6. Page 4, Line 112:

112 forth in this resolution, demand that, by {~~July 1,~~
 2012-} February 15, 2013 , the national government of the United

7. Page 4, Line 115:

115 government of the United States to commit to either {~~by~~
~~January 1, 2013,~~} begin (1) selling

8. Page 5, Line 123:

123 by {~~July 1, 2012-~~} February 15, 2013 , the government
 of the state of Utah, on behalf of the citizens of the state of ; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.J.R. 3**, JOINT RESOLUTION ON FEDERAL TRANSFER OF PUBLIC LANDS, by Representative R. Barrus, with the following amendments:

1. Page 11, Lines 331 through 333:

331 NOW, THEREFORE, BE IT RESOLVED that in order to
 provide a fair, justified, and equitable remedy for the federal
 government's past and continuing breaches of its solemn promises to the
 State of Utah as set forth in this resolution and to provide for the sufficient
 and necessary funding of Utah's public education system, the
 Legislature of the state of Utah

332 demands that the federal government imminently transfer title to all
 of the public lands within

333 Utah's borders directly to the state of Utah.

Roger E. Barrus, Chair

Reports filed. On motion of Representative Barrus, the reports of the Natural Resources, Agriculture, and Environment committee were adopted and the bills

were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker: February 21, 2012

The Transportation Committee reports a favorable recommendation on **H.B. 182**, SIGNAGE HONORING FALLEN HIGHWAY PATROL OFFICERS, by Representative B. Wilson.

Bradley M. Daw, Chair

Reports filed. On motion of Representative Daw, the report of the Transportation committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

RULES COMMITTEE REPORTS

Madam Speaker: February 21, 2012

The Rules Committee reports a favorable recommendation on **H.R. 1**, RULES RESOLUTION REQUIRING NOTICE OF REQUEST TO HOLD BILL, by Representative N. Hendrickson; and

The Rules Committee reports a favorable recommendation on **S.J.R. 7**, JOINT RULES RESOLUTION ON PRIORITY STATUS FOR BILLS, by Senator M. Dayton.

Wayne A. Harper, Chair

Reports filed. On motion of Representative Harper, the reports of the Rules Committee were adopted and the bills were read the second time by short title and placed on the Third Reading Calendar.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 21, 2012

The Senate requests the return of **H.B. 13**, OFFENDER REGISTRY REVIEW, by Representative J. Draxler, for correction.

Leslie O. McLean
Secretary of the Senate

Communication filed. On motion of Representative Draxler, the House voted to return the bill to the Senate.

* * *

Madam Speaker:

February 21, 2012

The Senate requests the return of **H.B. 61, PORTABLE ELECTRONICS INSURANCE RELATED AMENDMENTS**, by Representative T. Kiser, for reconsideration.

Leslie O. McLean

Secretary of the Senate

Communications filed. On motion of Representative Kiser, the House voted to return the bill to the Senate.

INTRODUCTION OF BILL

H.B. 504, Campus Safety Amendments (D. Ipson), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

H.B. 129, DEFENSE OF PROPERTY AND PERSON, *Painter*, was read the third time by short title and placed on its final passage.

H.B. 129, as amended, passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
J Peterson	King	Kiser	Last
Litvack	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson

Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives
Ivory M Brown

H.B. 129, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 127, NAVAJO WATER RIGHTS NEGOTIATION ACCOUNT, *Watkins*, was read the third time by short title and placed on its final passage. Representatives Noel and Bird commented.

H.B. 127 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	J Peterson
King	Last	Litvack	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Dougall	Ivory	Kiser	M Brown
Wilcox			

H.B. 127 was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Wilson, the House voted to uncircle **H.B. 223**.

H.B. 223, RETENTION OF EVIDENCE AMENDMENTS, *Wilson*, was before the House on its final passage.

H.B. 223, as amended, passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	J Peterson	King
Last	Litvack	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Butterfield	Dougall	Ivory	Kiser
M Brown	Wilcox		

H.B. 223, as amended, was transmitted to the Senate for its consideration.

* * *

On motion of Representative Greenwood, the House voted to uncircle **H.B. 239**.

H.B. 239, PAWNSHOP RECORD AMENDMENTS, *Greenwood*, was before the House on its final passage. Representative Hemingway commented.

H.B. 239 passed on the following roll call:

Yeas, 64; Nays, 0; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Barlow	Barrus	Bird	Briscoe
Butterfield	Chavez–Houck	Christensen	Cosgrove
Cox	Daw	Dee	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Ipson	J Peterson	King
Last	Litvack	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Watkins	Webb	Wheatley
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Anderson	Arent	D Brown	Dougall
Hughes	Hutchings	Ivory	Kiser
M Brown	Vickers	Wilcox	

H.B. 239 was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Ray, the House voted to uncircle **1st Sub. H.B. 49.**

1st Sub. H.B. 49, FIREARMS REVISIONS, Ray, was before the House on its final passage. Representatives King, Handy, Noel, and Oda commented.

Representative Sandstrom proposed Amendment 1:

1. Page 4, Lines 109 through 113

109 (3) The otherwise lawful possession of a firearm or other dangerous weapon, whether

110 visible or concealed, without additional behavior and circumstances that would cause a reasonable person to believe the firearm or other dangerous weapon was carried or possessed unlawfully or with criminal intent . does not constitute a hazardous or physically

111 offensive condition ~~{-or-}~~ threatening behavior under Subsection (1) or a violation of this Section .

(4) Nothing in this Section prohibits a law enforcement officer from questioning an individual.

112 [(3)] ~~{-(4)-}~~ (5) Disorderly conduct is a class C misdemeanor if the offense continues after a

113 request by a person to desist. Otherwise it is an infraction.

Representatives Perry, Greenwood, Ray, and Hemingway commented.

Representative Sandstrom’s motion to amend passed on the following roll call:

Yeas, 38; Nays, 29; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Arent	Briscoe	Butterfield	Chavez–Houck
Cosgrove	D Brown	Doughty	Draxler
Duckworth	Edwards	Eliason	Fisher
Froerer	Gibson	Greenwood	Handy
Harper	Hemingway	Hendrickson	King
Last	Litvack	McIff	Menlove
Moss	Nielson	Perry	Pitcher
Poulson	Powell	Sandstrom	Seelig
Snow	Watkins	Webb	Wheatley
Wiley	Wilson		

Voting in the negative were: Representatives

Anderson	Barlow	Barrus	Bird
Christensen	Cox	Daw	Dunnigan
Frank	Galvez	Grover	Herrod
Ivory	J Peterson	Kiser	McCay
Morley	Noel	Oda	Painter
Ray	Sagers	Sanpei	Sumsion
V Peterson	Vickers	Wilcox	Wright
Lockhart			

Absent or not voting were: Representatives

Dee	Dougall	Hughes	Hutchings
Ipson	M Brown	Mathis	Newbold

Representatives Herrod, Nielson, Moss, Cox, and Perry commented.

1st Sub. H.B. 49, as amended, passed on the following roll call:

Yeas, 50; Nays, 21; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Daw	Dee	Draxler	Duckworth
Dunnigan	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Harper
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	Kiser	Last
McCay	McIff	Menlove	Morley
Nielson	Noel	Oda	Painter
Perry	Pitcher	Ray	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Webb	Wilcox	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Edwards	Eliason	Fisher
Handy	Hemingway	J Peterson	King
Litvack	Moss	Poulson	Powell
Sagers	Seelig	Watkins	Wheatley
Wiley			

Absent or not voting were: Representatives

Dougall	M Brown	Mathis	Newbold
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1st Sub. H.B. 49, as amended, was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 137, ENERGY CHANGES, *Barrus*, was read the third time by short title and placed on its final passage.

H.B. 137 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McCay	McIff
Menlove	Morley	Moss	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Dougall	M Brown	Newbold	Seelig
Sumsion			

H.B. 137 was transmitted to the Senate for its consideration.

* * *

H.B. 192, PRIVATE PROPERTY RIGHTS, *Wilson*, was read the third time by short title and placed on its final passage.

On motion of Representative Wilson, the House voted to circle **H.B. 192**.

* * *

H.B. 316, DIVORCE WAITING PERIOD AMENDMENTS, *V. Peterson*, was read the third time by short title and placed on its final passage.

On motion of Representative Menlove, the House voted to circle **H.B. 316**.

* * *

1st Sub. H.B. 80, REORGANIZATION OF ADMINISTRATIVE SUPPORT FUNCTIONS IN STATE AGENCIES, *Harper*, was read the third time by short title and placed on its final passage. Representative Chavez–Houck commented.

1st Sub. H.B. 80, as amended, passed on the following roll call:

Yeas, 70; Nays, 1; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McCay	McIff	Menlove
Morley	Moss	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative was: Representative
Hendrickson

Absent or not voting were: Representatives

Dougall	M Brown	Newbold	Sumsion
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1st Sub. H.B. 80, as amended, was transmitted to the Senate for its consideration.

* * *

3rd Sub. H.B. 245, AMENDMENT TO DEFINITION OF SMOKING IN UTAH INDOOR CLEAN AIR ACT, *Last*, was read the third time by short title and placed on its final passage.

Representative Last proposed Amendment 1:

1. Page 2, Line 29

29 26–38–2, as last amended by Laws of Utah 2010, Chapter 276
26–38–7, as enacted by Laws of Utah 1994, Chapter 281

- 2. Page 6, Line 167
House Committee Amendments 2–10–2012:

167 (3) This section sunsets in accordance with Section 63I–1–226. Section 4. Section 26–38–7 is amended to read: 26–38–7. Enforcement action by proprietors.

(1) An owner or the agent or employee of the owner of a place where smoking is prohibited under Subsection 26–38–3(1) who observes a person { ~~in possession of a lighted tobacco product~~ } smoking in apparent violation of this chapter shall request the person to [~~extinguish the tobacco product.~~] stop smoking.

(2) If the person fails to comply, the proprietor or the agent or employee of the proprietor shall ask the person to leave the premises.

Renumber remaining sections accordingly.

Representative Last’s motion to amend passed on a voice vote.

Representative Ray proposed to substitute the bill with **5th Sub. H.B. 245.**

Representative Last commented.

Representative Doughty proposed a substitute motion to substitute the bill with **4th Sub. H.B. 245.**

Representatives Ray, Last, and Frank commented.

Representative Doughty’s substitute motion to substitute the bill with the **4th Sub. H.B. 245** failed on the following roll call:

Yeas, 35; Nays, 39; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Bird	Briscoe
Butterfield	Chavez–Houck	Cosgrove	Cox
D Brown	Doughty	Duckworth	Dunnigan
Edwards	Fisher	Frank	Froerer
Gibson	Handy	Hemingway	Hendrickson
Herrod	Hughes	J Peterson	King
Kiser	Litvack	Moss	Nielson
Oda	Pitcher	Poulson	Seelig
Watkins	Wheatley	Wiley	

Voting in the negative were: Representatives

Barlow	Barrus	Christensen	Daw
Dee	Dougall	Draxler	Eliason
Galvez	Greenwood	Grover	Harper
Hutchings	Ipson	Ivory	Last
M Brown	Mathis	McCay	McIff
Menlove	Morley	Newbold	Noel
Painter	Perry	Powell	Ray
Sagers	Sandstrom	Sanpei	Snow
V Peterson	Vickers	Webb	Wilcox
Wilson	Wright	Lockhart	

Absent or not voting was: Representative

Sumsion

Representative Ray's motion to substitute the bill with the **5th Sub. H.B. 245** failed on the following roll call:

Yeas, 6; Nays, 63; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Greenwood	Grover	Harper	Noel
Ray	Sandstrom		

Voting in the negative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Froerer	Galvez
Gibson	Handy	Hemingway	Hendrickson
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Oda	Painter	Perry
Pitcher	Poulson	Powell	Sagers
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wilson	Lockhart	

Absent or not voting were: Representatives

Frank	Herrod	Hutchings	Sumsion
Wiley	Wright		

3rd Sub. H.B. 245, as amended, passed on the following roll call:

Yeas, 42; Nays, 31; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
Chavez–Houck	Christensen	Cox	D Brown
Dee	Draxler	Dunnigan	Edwards
Eliason	Fisher	Froerer	Galvez
Greenwood	Handy	Harper	Ipson
King	Last	M Brown	Mathis
McIff	Menlove	Noel	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	V Peterson	Vickers
Watkins	Webb		

Voting in the negative were: Representatives

Anderson	Bird	Butterfield	Cosgrove
Daw	Dougall	Doughty	Duckworth
Frank	Gibson	Grover	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ivory	J Peterson	Kiser	Litvack
McCay	Morley	Moss	Newbold
Nielson	Oda	Wheatley	Wilcox
Wiley	Wilson	Lockhart	

Absent or not voting were: Representatives

Sumsion	Wright
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3rd Sub. H.B. 245, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 119, STUDY ON SIGNING PETITIONS ONLINE, *Chavez–Houck*, was read the third time by short title and placed on its final passage. Representative Powell commented.

H.B. 119 failed to pass on the following roll call:

Yeas, 32; Nays, 38; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Arent	Briscoe	Butterfield	Chavez–Houck
Cosgrove	Dougall	Doughty	Duckworth
Edwards	Eliason	Fisher	Frank
Galvez	Hemingway	Hendrickson	Hutchings
Ivory	King	Litvack	Moss
Nielson	Perry	Pitcher	Poulson
Powell	Ray	Sanpei	Seelig
Watkins	Webb	Wheatley	Wiley

Voting in the negative were: Representatives

Anderson	Barlow	Barrus	Bird
Christensen	Cox	D Brown	Daw
Dee	Draxler	Dunnigan	Froerer
Gibson	Greenwood	Grover	Handy
Harper	Herrod	Hughes	Ipson
Kiser	Last	Mathis	McCay
McIff	Menlove	Morley	Noel
Oda	Painter	Sagers	Sandstrom
Snow	V Peterson	Vickers	Wilcox
Wilson	Lockhart		

Absent or not voting were: Representatives

J Peterson	M Brown	Newbold	Sumsion
Wright			

H.B. 119 was filed.

MISCELLANEOUS BUSINESS

On motion of Representative Wilson, the House voted to calendar **H.B. 182** for Time Certain on February 24, 2012 at 11:00 a.m.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

February 21, 2012

The President of the Senate has signed **H.B. 62**, PROVISIONS REGARDING SCHOOL SUPPLIES, by Representative K. Powell, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 289**, REAUTHORIZATION OF CORRECTIONS EDUCATION PROGRAMS, by Representative C. Watkins, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker:

February 21, 2012

The Senate transmits **1st Sub. S.B. 21**, DEPARTMENT OF ENVIRONMENTAL QUALITY BOARDS REVISIONS, by Senator M. Dayton, for further consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was placed at the top of the Senate Third Reading Calendar for reconsideration.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 4:45 p.m., the House voted to adjourn until February 22, 2012, at 10:00 a.m.

THIRTIETH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:00 a.m.

Roll call showed all members present.

Prayer offered by Representative Marie Poulson. Pledge of Allegiance led by Dru Martin, Walker Harris, Yann Paulos, Matthew Earl, Branden Badger, and Brennan Potter who are all third graders from Butler Elementary School, Canyons School District and guests of Representative Marie Poulson.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 21, 2012
The Senate passed, as amended, **H.B. 13**, OFFENDER REGISTRY REVIEW, by Representative J. Draxler, and it is transmitted for further consideration; and

The Senate passed, as amended, **1st Sub. H.B. 61**, PORTABLE ELECTRONICS INSURANCE RELATED AMENDMENTS, by Representative T. Kiser, and it is transmitted for further consideration; and

The Senate passed, as amended, **1st Sub. H.B. 253**, VOTER REGISTRATION AMENDMENTS, by Representative K. Powell, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

* * *

Madam Speaker: February 21, 2012
The Senate passed, as amended, **S.B. 27**, AMENDMENTS TO REVENUE AND TAXATION TITLE, by Senator H. Stephenson, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILLS

H.B. 173, Transportation Funding Modifications (B. Dee), was read the first time by short title and referred to the Rules Committee.

H.B. 335, Professional Licensing Amendments (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.B. 337, Open Government Amendments (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.B. 338, Election Amendments (S. Eliason), was read the first time by short title and referred to the Rules Committee.

H.B. 339, Election Ballot Amendments (S. Eliason), was read the first time by short title and referred to the Rules Committee.

H.B. 414, School Bonding for Seismic Purposes (G. Froerer), was read the first time by short title and referred to the Rules Committee.

H.B. 415, Protection of Athletes with Head Injuries Act (P. Ray), was read the first time by short title and referred to the Rules Committee.

H.B. 454, Open Enrollment Amendments (D. Brown), was read the first time by short title and referred to the Rules Committee.

H.B. 493, Campaign Finance Disclosure Amendments (K. Powell), was read the first time by short title and referred to the Rules Committee.

H.B. 500, Education Reporting Efficiency Amendments (R. Wilcox), was read the first time by short title and referred to the Rules Committee.

H.B. 503, Construction Amendments (M. Morley), was read the first time by short title and referred to the Rules Committee.

H.B. 504, Campus Safety Amendments (D. Ipson), was read the first time by short title and referred to the Rules Committee.

H.B. 505, Agricultural Code Amendments (B. Galvez), was read the first time by short title and referred to the Rules Committee.

H.J.R. 14, Joint Resolution Urging Passage of the Market Equity Act of 2011 and the Marketplace Fairness Act (S. Eliason), was read the first time by short title and referred to the Rules Committee.

RECONSIDERATION OF 1ST SUB. S.B. 21

1st Sub. S.B. 21, DEPARTMENT OF ENVIRONMENTAL QUALITY BOARDS REVISIONS, *Senator Dayton*, was before the House upon its reconsideration. Representative Wright explained the bill.

Representative Wright proposed Amendment 5:

- 1. Page 6, Lines 153 through 154

153 59–1–403, as last amended by Laws of Utah 2011, Chapters 46, 344, and 410

154 72–6–106.5, as enacted by Laws of Utah 2009, Chapter 340
Utah Code Sections Affected by Coordination Clause:
19–1–201, as last amended by Laws of Utah, 2010, Chapter 17
19–1–301, as last amended by Laws of Utah, 2009, Chapter 377
19–1–301.5, Utah Code Annotated 1953

Representative Wright’s motion to amend passed on a voice vote.

Representative Arent commented.

1st Sub. S.B. 21, as amended, passed on the following roll call:

Yeas, 47; Nays, 18; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Butterfield
Christensen	Cox	D Brown	Daw
Dee	Draxler	Dunnigan	Eliason
Frank	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hendrickson
Hughes	Ipson	Ivory	J Peterson
Kiser	Last	Morley	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Ray	Sagers
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Watkins	Webb	Wilcox
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Arent	Bird	Briscoe	Chavez–Houck
Cosgrove	Doughty	Duckworth	Edwards

Fisher	Hemingway	Hutchings	King
Litvack	Moss	Poulson	Powell
Wheatley	Wiley		

Absent or not voting were: Representatives

Dougall	Froerer	Herrod	M Brown
Mathis	McCay	McIff	Menlove
Seelig	Vickers		

1st Sub. S.B. 21, as amended, was returned to the Senate for further consideration.

THIRD READING CALENDAR

S.B. 143, INCOME TAX – PASS–THROUGH ENTITIES, *Senator Niederhauser*, was read the third time by short title and placed on its final passage. Representative Painter explained the bill.

Representative Cox commented.

S.B. 143 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Dougall Dunnigan Ipson M Brown
Vickers

S.B. 143 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

SPECIAL ORDER OF BUSINESS

H.C.R. 4, CONCURRENT RESOLUTION HONORING WEBER COUNTY LAW ENFORCEMENT OFFICERS, *Dee*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

Representatives Pitcher, Wilcox, Perry, Galvez, J. Peterson, Greenwood, and Froerer commented.

H.C.R. 4 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Dougall M Brown

H.C.R. 4 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

S.B. 35, NEW MOTOR VEHICLE WARRANTIES ACT AMENDMENTS, *Senator Mayne*, was read the third time by short title and placed on its final passage. Representative D. Brown explained the bill.

S.B. 35 passed on the following roll call:

Yeas, 61; Nays, 11; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Doughty	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Froerer
Galvez	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	J Peterson
King	Kiser	Last	Litvack
Mathis	McIff	Menlove	Moss
Newbold	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sanpei	Seelig
Snow	V Peterson	Vickers	Watkins
Webb	Wheatley	Wiley	Wilson
Wright			

Voting in the negative were: Representatives

Butterfield	Dougall	Frank	Gibson
Ivory	McCay	Morley	Nielson
Sandstrom	Sumsion	Lockhart	

Absent or not voting were: Representatives

Dee	M Brown	Wilcox
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S.B. 35 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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1st Sub. S.B. 115, HISTORICAL DISTRICT CREATION REQUIREMENTS, *Senator Niederhauser*, was read the third time by short title and placed on its final passage. Representative King explained the bill.

Representatives Nielson, Butterfield, Hughes, D. Brown, Briscoe, Barrus, McCay, and Newbold commented.

1st Sub. S.B. 115 passed on the following roll call:

Yeas, 62; Nays, 6; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Herrod
Hughes	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Noel	Oda
Pitcher	Poulson	Powell	Sagers
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Arent	Doughty	Hutchings	Nielson
Ray	Seelig		

Absent or not voting were: Representatives

Draxler	Froerer	Hendrickson	Ipson
M Brown	Painter	Perry	

1st Sub. S.B. 115 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

COMMITTEE OF THE WHOLE

On motion of Representative Dee, the House resolved itself into a Committee of the Whole, with the Speaker as Chairwoman, for the purpose of hearing from U.S. Senator Mike Lee. Representatives Litvack and Galvez commented.

On motion of Representative Dee, the Committee of the Whole was dissolved.

THIRD READING CALENDAR

S.J.R. 1, ALZHEIMER'S STATE PLAN JOINT RESOLUTION, *Senator Morgan*, was read the third time by short title and placed on its final passage. Representative Moss explained the bill.

Representative Draxler commented.

S.J.R. 1 passed on the following roll call:

Yeas, 51; Nays, 19; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Arent	Barlow	Bird	Briscoe
Chavez-Houck	Christensen	Cosgrove	Cox
D Brown	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Froerer	Galvez	Gibson	Greenwood
Handy	Harper	Hemingway	Hendrickson
Hutchings	Ipson	J Peterson	King
Last	Litvack	McIff	Menlove
Moss	Nielson	Noel	Painter
Perry	Pitcher	Poulson	Ray
Sagers	Sanpei	Seelig	Snow
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	

Voting in the negative were: Representatives

Anderson	Barrus	Butterfield	Daw
Dee	Dougall	Frank	Grover
Herrod	Hughes	Ivory	Mathis
McCay	Morley	Newbold	Sandstrom
Sumsion	V Peterson	Lockhart	

Absent or not voting were: Representatives

Kiser	M Brown	Oda	Powell
Wright			

S.J.R. 1 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 168, UNIFORM DISPOSITION OF COMMUNITY PROPERTY RIGHTS AT DEATH ACT, *Senator Hillyard*, was read the third time by short title and placed on its final passage.

On motion of Representative Snow, the House voted to circle **S.B. 168**.

* * *

S.J.R. 7, JOINT RULES RESOLUTION ON PRIORITY STATUS OF BILLS, *Senator Dayton*, was read the third time by short title and placed on its final passage. Representative Harper explained the bill.

S.J.R. 7 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

M Brown	Wilcox
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S.J.R. 7 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

February 22, 2012

The Senate passed, **H.B. 97**, RACKETEERING AMENDMENT, by Representative J. Seelig, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 4**, CONCURRENT RESOLUTION HONORING WEBER COUNTY LAW ENFORCEMENT OFFICERS, by Representative B. Dee, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: February 22, 2012

The Senate passed **S.B. 60**, TRAFFIC ACCIDENT EMERGENCY RESPONSE FEES, by Senator J. S. Adams, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 101**, ACUPUNCTURE LICENSING ACT AMENDMENTS, by Senator D. Hinkins, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 127**, CONTROLLED SUBSTANCES PRESCRIBER TRAINING, by Senator P. Jones, and it is transmitted for consideration; and

The Senate passed **S.B. 197**, ATTORNEY GENERAL AMENDMENTS, by Senator J. Stevenson, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 273**, SURPLUS PROPERTY AMENDMENTS, by Senator B. McAdams, and it is transmitted for consideration; and

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORT

Madam Speaker: February 22, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

H.B. 362 Food Handler Training Amendments (Rep. J. Anderson)

S.B. 192 Bond Validation Act Amendments (Sen. B. McAdams)

EDUCATION

H.B. 156 Public Education Program Amendments
(Rep. M. Newbold)

H.B. 381 Public Education – Assessment Amendments
(Rep. B. Daw)

H.B. 392 Charter School Funding Revisions (Rep. S. Sandstrom)

H.B. 398 Allocation of School Trust Lands Funds (Rep. C. Herrod)

H.B. 500 Education Reporting Efficiency Amendments
(Rep. R. Wilcox)

H.B. 501 Youth Suicide Prevention (Rep. E. Hutchings)

GOVERNMENT OPERATIONS

H.B. 341 Financial Disclosures by Local Candidates
(Rep. K. Sumsion)

JUDICIARY

1st Sub. S.B. 55 Amendments to Adoption Code (Sen. T. Weiler)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

H.B. 456 Traffic Violations Around School Buses (Rep. B. Wilson)

S.B. 236 Gps Tracking Authority (Sen. T. Weiler)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

H.C.R. 12 Concurrent Resolution Urging Congress to Transfer
Navajo Trust Fund Money (Rep. M. Noel)

POLITICAL SUBDIVISIONS

H.B. 429 Property Rights Modifications (Rep. G. Froerer)

H.B. 491 Midterm Vacancy Amendments (Rep. J. Dougall)

PUBLIC UTILITIES AND TECHNOLOGY

H.J.R. 14 Joint Resolution Urging Passage of the Market Equity Act
of 2011 and the Marketplace Fairness Act
(Rep. S. Eliason)

S.J.R. 18 Joint Resolution Strengthening Utah–Israel Relations
(Sen. C. Bramble)

REVENUE AND TAXATION

S.B. 27 Amendments to Revenue and Taxation Title
(Sen. H. Stephenson)

TRANSPORTATION

H.B. 455 Financing Motor Vehicle Purchases (Rep. G. Froerer)

WORKFORCE SERVICES AND COMMUNITY & ECONOMIC DEVELOPMENT

H.C.R. 15 Concurrent Resolution on Obesity (Rep. S. Barlow)

S.B. 256 Unincorporated Business Entities Act Amendments
(Sen. L. Hillyard)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

REPORTS OF STANDING COMMITTEES

Madam Speaker: February 22, 2012

The Government Operations Committee reports a favorable recommendation on **S.B. 57**, ISSUANCE OF BLASTING PERMITS, by Senator R. Okerlund, and recommends it be placed on the Consent Calendar.

Kraig Powell, Chair

Report filed. On motion of Representative Menlove, the report of the Government Operations committee was adopted and the bill was considered read the second time by short title and placed on the Consent Calendar.

* * *

Madam Speaker: February 22, 2012

The Political Subdivisions Committee reports a favorable recommendation on **S.B. 122**, URBAN FARMING ASSESSMENT ACT, by Senator W. Niederhauser; and

The Political Subdivisions Committee reports a favorable recommendation on **S.B. 167**, CHILDREN'S JUSTICE CENTER PROGRAM AMENDMENTS, by Senator R. Okerlund, and, due to fiscal impact, recommends it be referred to the Rules Committee for prioritization.

R. Curt Webb, Chair

Reports filed. On motion of Representative Edwards, the reports of the Political Subdivisions committee were adopted and the bills were considered read

the second time by short title and placed on the Third Reading Calendar and returned to the Rules Committee due to fiscal impact.

* * *

Madam Speaker:

February 22, 2012

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 365**, REVISIONS TO TAX, by Representative J. Dougall, with the following amendments:

1. Page 78, Lines 2401 through 2403:

2401 level of municipal services[-];

2402 (73) amounts paid or charged for construction materials used in the construction of a

2403 new or expanding life science research and development facility in the state , if the construction materials are:

(a) clearly identified;

(b) segregated; and

(c) installed or converted to real property ; and ; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 58**, PROPERTY TAX VALUATION AMENDMENTS, by Senator W. Niederhauser; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 62**, CIGARETTE TAX RESTRICTED ACCOUNT REVISIONS, by Senator L. Hillyard, and, due to fiscal impact, recommends it be referred to the Rules Committee for prioritization; and

The Revenue and Taxation Committee reports a favorable recommendation on **1st Sub. S.B. 116**, ARMED FORCES PROPERTY TAX EXEMPTION, by Senator L. Robles; and

The Revenue and Taxation Committee recommends **3rd Sub. S.J.R. 8**, JOINT RESOLUTION ON PROPERTY TAX EXEMPTION FOR MILITARY PERSONNEL, by Senator L. Robles, be replaced, favorably recommends **4th Sub. S.J.R. 8**, JOINT RESOLUTION ON PROPERTY TAX EXEMPTION FOR MILITARY PERSONNEL, and, due to unknown fiscal impact, recommends the substitute be referred to the Rules Committee pending completion of a fiscal note.

Patrick Painter, Chair

Reports filed. On motion of Representative Painter, the reports of the Revenue and Taxation committee were adopted and the bills were considered read

the second time by short title and placed on the Third Reading Calendar and returned to the Rules Committee.

* * *

Madam Speaker:

February 22, 2012

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 184**, STUDY OF REGULATORY ENVIRONMENT FOR ALCOHOL POLICY, by Representative D. Litvack, with the following amendments:

1. Page 2, Lines 34 through 51:

- 34 (2) (a) The commission shall consist of {~~15~~} 17
members as follows:
- 35 (i) two senators appointed by the president of the Senate;
- 36 (ii) two representatives appointed by the speaker of the House of
Representatives;
- 37 (iii) the following appointed by the governor:
- 38 (A) one representative from the Governor's Office of Economic
Development;
- 39 (B) one representative of the alcoholic beverage industry;
- 40 (C) one representative of social club licensees;
- 41 (D) one representative of full-service restaurant licensees;
- 42 (E) one representative of dining club licensees;
(F) one representative of off-premise beer retailer licensees;
- 43 { ~~(F)~~ } (G) two representatives of the general public
who have a vested interest in alcohol
- 44 related issues within the community; and
- 45 { (G) } (H) a representative of alcohol-related law
enforcement officers as defined in Section
- 46 32B-1-201;
- 47 (iv) the director of the Department of Alcoholic Beverage
Control;
- 48 (v) the chair of the Alcoholic Beverage Control Commission, or
the chair's designee;

49 { and }

50 (vi) the executive director of the Department of Commerce, or
the executive director's

51 designee { - } ; and

(vii) the chair of the Utah Substance Abuse Advisory Council, or the
chair's designee.

2. Page 2, Lines 56 through 58:

56 (4) (a) { ~~Eight~~ } Nine members of the commission
constitute a quorum for the transaction of

57 business.

58 (b) The action of a majority of a quorum present is considered
the action of the ; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **S.B. 56**, HOMEOWNER ASSOCIATION RESERVE ACCOUNT AMENDMENTS, by Senator S. Urquhart, and recommends it be placed on the Consent Calendar; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **S.B. 166**, STATUTORY CONSTRUCTION – COMPUTATION OF TIME, by Senator J. Valentine, and recommends it be placed on the Consent Calendar; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **1st Sub. S.B. 233**, NAME CHANGE FOR APPROPRIATIONS SUBCOMMITTEES, by Senator L. Hillyard, and recommends it be placed on the Consent Calendar.

Jim Bird, Chair

Reports filed. On motion of Representative Bird, the reports of the Workforce Services committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar and Consent Calendar.

MISCELLANEOUS BUSINESS

On motion of Representative Menlove, and at 11:50 a.m., the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Lockhart at 2:10 p.m.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

February 22, 2012

The Senate passed, as substituted, **1st Sub. S.B. 25**, DRIVER LICENSE AND IDENTIFICATION CARD AMENDMENTS, by Senator K. Van Tassell, and it is transmitted for consideration; and

The Senate passed **S.B. 172**, SUCCESSOR CORPORATION ASBESTOS-RELATED LIABILITY ACT, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 193**, LOCAL GOVERNMENT BONDING ACT AMENDMENTS, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed, as amended, **S.J.R. 12**, UTAH MITOCHONDRIAL DISEASE AWARENESS WEEK JOINT RESOLUTION, by Senator M. Madsen, and it is transmitted for consideration.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILL

H.B. 449, Public Employee Status Modifications (B. Dee), was read the first time by short title and referred to the Rules Committee.

UNFINISHED BUSINESS

On motion of Representative Nielson, the House voted to uncircle **2nd Sub. H.J.R. 6**.

2nd Sub. H.J.R. 6, JOINT RESOLUTION ON SEVERANCE TAX, *Nielson*, was before the House on its final passage.

Representative Nielson proposed Amendment 1:

1. Page 3, Lines 75 through 76

75 (c) The {~~annual~~} amount of {~~deposits of~~}
severance tax revenue described in Subsection

76 (9)(a) that is deposited into the permanent state trust fund
during each fiscal year before the fiscal year beginning July 1,

2016 shall increase ~~{-over time-}~~ each year until July 1, 2016, when

Representative Nielson’s motion to amend passed on a voice vote.

Representatives Litvack, Barrus, Sagers, Herrod, and Briscoe commented.

2nd Sub. H.J.R. 6, as amended, passed on the following roll call:

Yeas, 54; Nays, 19; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Cox	Daw	Dee
Draxler	Dunnigan	Edwards	Eliason
Frank	Froerer	Galvez	Gibson
Grover	Handy	Harper	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	Kiser	Last	M Brown
Mathis	McCay	McIff	Menlove
Morley	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Powell	Ray	Sagers	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Webb	Wilcox	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Christensen
Cosgrove	Doughty	Duckworth	Fisher
Greenwood	Hemingway	Hendrickson	King
Litvack	Moss	Poulson	Seelig
Watkins	Wheatley	Wiley	

Absent or not voting were: Representatives

D Brown	Dougall
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2nd Sub. H.J.R. 6, as amended, was transmitted to the Senate for its consideration.

COMMUNICATION FROM THE SENATE

Madam Speaker:

February 22, 2012

The Senate requests the return of **H.B. 282, CRIMINAL OFFENSE AMENDMENTS**, by Representative P. Ray, for reconsideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. On motion of Representative Ray, the House voted to return the bill to the Senate.

UNFINISHED BUSINESS

On motion of Representative Dee, the House voted to uncircle **H.B. 307**.

H.B. 307, FACTUAL INNOCENCE AMENDMENTS, *Dee*, was before the House on its final passage.

Representative Dee proposed Amendment 3:

1. Page 3, Lines 60 through 65

60 (b) Upon entry of a finding that the petition is sufficient under
Subsection (2)(a), the

61 court shall then review the petition to determine if Subsection (3)(a)
has been satisfied. If the

62 court finds that the requirements of Subsection (3)(a) have not been
satisfied, it may dismiss

63 the petition without prejudice and give notice to the petitioner and
the attorney general of the

64 dismissal, or the court may {~~enter a finding that based upon the~~
~~strength of the petition, the~~

65 ~~requirements of Subsection (3)(a) are waived in the interest of~~
~~justice-} waive the requirements of Subsection (3)(a) if the court
finds the petition should proceed to hearing based upon the strength of
the petition, and that there is other evidence that could have been
discovered through the exercise of reasonable diligence by petitioner or
petitioner's counsel at trial, and the other evidence:~~

(i) was not discovered by petitioner or petitioner's counsel;

(ii) is material upon the issue of factual innocence; and

(iii) has never been presented to a court .

2. Page 6, Lines 168 through 170:

168 (b) the determination is based upon the newly discovered
material evidence described
169 in the petition, pursuant to Subsection 78B-9-402 ~~{-(2)(a)-}~~ ,
and as defined in Subsection
170 78B-9-401.5(3).

Representative Litvack commented. Representative Dee’s motion to amend passed on a voice vote.

H.B. 307, as amended, passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

M Brown	Wilcox
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H.B. 307, as amended, was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Sagers, the House voted to reconsider its action on **H.B. 119.**

RECONSIDERATION OF H.B. 119

H.B. 119, STUDY ON SIGNING PETITIONS ONLINE, *Chavez–Houck*, was before the House for reconsideration.

Representatives Cox, Morley, Snow, Frank, McIff, and Hughes commented.

H.B. 119 passed on the following roll call:

Yeas, 44; Nays, 30; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Arent	Barlow	Briscoe	Butterfield
Chavez–Houck	Cosgrove	Dougall	Doughty
Draxler	Duckworth	Edwards	Eliason
Fisher	Frank	Galvez	Gibson
Greenwood	Handy	Hemingway	Hendrickson
Herrod	Hutchings	Ivory	J Peterson
King	Litvack	McIff	Moss
Nielson	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sanpei
Seelig	Snow	Sumsion	Vickers
Watkins	Webb	Wheatley	Wiley

Voting in the negative were: Representatives

Anderson	Barrus	Bird	Christensen
Cox	D Brown	Daw	Dee
Dunnigan	Froerer	Grover	Harper
Hughes	Ipson	Kiser	Last
Mathis	McCay	Menlove	Morley
Newbold	Noel	Oda	Painter
Sandstrom	V Peterson	Wilcox	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
M Brown

H.B. 119 transmitted to the Senate for its consideration.

THIRD READING CALENDAR

1st Sub. H.B. 298, MOTOR VEHICLE SAFETY INSPECTION AMENDMENTS, *Dougall*, was read the third time by short title and placed on its final passage.

On motion of Representative Menlove, the House voted to circle **1st Sub. H.B. 298.**

* * *

H.B. 104, LOCAL HIGHWAY AUTHORITY REGULATORY POWERS, *Harper*, was read the third time by short title and placed on its final passage.

On motion of Representative Menlove, the House voted to circle **H.B. 104.**

* * *

H.B. 363, HEALTH EDUCATION AMENDMENTS, *Wright*, was read the third time by short title and placed on its final passage.

Representative Ivory proposed Amendment 1:

- 1. Page 3, Lines 69 through 74
House Committee Amendments 2-14-2012

69 (c) Human sexuality instruction or instructional programs may not include instruction

70 in $\hat{H} \rightarrow$ {~~[-]~~} {~~[-]~~} or the advocacy of {~~[-, or the discussion of]~~} $\leftarrow \hat{H} :$

71 (i) the intricacies of intercourse, sexual stimulation, or erotic behavior;

72 (ii) $\hat{H} \rightarrow$ {~~the advocacy of~~} $\leftarrow \hat{H}$ homosexuality;

73 (iii) $\hat{H} \rightarrow$ {~~the advocacy or encouragement of~~} the use of $\leftarrow \hat{H}$ contraceptive methods or

73a devices; or

74 (iv) $\hat{H} \rightarrow$ {~~the advocacy of~~} $\leftarrow \hat{H}$ sexual activity outside of marriage.

Representative Powell commented.

Representative Arent proposed a substitute motion to amend as follows: Amendment 1 with the following changes:

- 1. Page 3, Lines 69 and 70:
Delete "instruction" and "in" and "or"

Representatives Wright, Christensen, and Cox commented. Representative Arent's motion to amend failed on a voice vote.

Representative Seelig commented. Representative Ivory's motion to amend passed on the following roll call:

Yeas, 47; Nays, 24; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Barlow	Barrus	Butterfield	Christensen
Cox	D Brown	Daw	Dee
Dougall	Draxler	Dunnigan	Frank
Froerer	Galvez	Grover	Handy
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	Kiser	Last
Mathis	McCay	Menlove	Morley
Newbold	Nielson	Noel	Oda
Painter	Perry	Ray	Sagers
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Webb	Wilcox
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Anderson	Arent	Briscoe	Chavez-Houck
Cosgrove	Doughty	Duckworth	Edwards
Eliason	Fisher	Gibson	Greenwood
Hemingway	King	Litvack	McIff
Moss	Pitcher	Poulson	Powell
Seelig	Watkins	Wheatley	Wiley

Absent or not voting were: Representatives

Bird	Harper	Hendrickson	M Brown
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###

Representative Menlove proposed Amendment 3:

1. Page 3, Lines 81 through 86

House Committee Amendments 2-14-2012

81 ~~[(e)-(h)]~~ ~~(e)~~ ~~(i)~~ ~~(A)~~ The board in consultation with parents, shall recommend abstinence only instructional materials

82 for use in ~~[the curricula required under Subsection (1)(a)]~~ human sexuality instruction or

83 instructional programs {~~after considering evaluations of~~
~~abstinence only~~ instructional materials

84 by the State Instructional Materials Commission-} .

(B) Abstinence only instructional materials recommended under Subsection (3)(e)(i)(A) may include abstinence only instructional materials developed by the State Board of Education in consultation with parents or abstinence only instructional materials evaluated by the State Instructional Materials Commission.

(C) Instructional materials recommended under Subsection (3)(e)(i)(A) shall include a parent education component in which instruction or instructional materials are made available to parents to assist parents in providing human sexuality instruction to their children.

85 {~~(B)~~} (D) The board may not recommend instructional materials other than abstinence only

86 instructional materials for use in human sexuality instruction or instructional programs.

2. Page 4, Line 99:

99 Subsections (3)(b) and (c);

(B) that parents or guardians of children enrolled in the school district or charter school shall be the majority of members of a curriculum materials review committee;

(C) that a school district or charter school, in consultation with parents, may develop abstinence only curriculum materials;

(D) that abstinence only instructional materials adopted under Subsection (3)(e)(ii)(B) shall include a parent education component in which instruction or instructional materials are made available to parents to assist parents in providing human sexuality instruction to their children.

3. Page 4, Lines 105 through 111:

105 {~~(B)~~} (E) that the adoption of abstinence only
 instructional materials shall take place in an

106 open and regular meeting of the local school board or charter school governing board for which

107 prior notice is given to parents and guardians of students attending schools in the district and an

108 opportunity for them to express their views and opinions on the materials at the meeting;

109 {-(C)-} (F) provision for an appeal and review process of the local school board's or charter

110 school governing board's decision; and

111 {-(D)-} (G) provision for a report by the local school board or charter school governing board

Representative Wright, Hemingway, McIff, and Briscoe commented. Representative Menlove's motion to amend passed on a voice vote.

###

Representative Moss proposed Amendment 2:

1. Page 1, Lines 22 through 23

22 ▶ permits a local school board or charter school governing board to adopt {~~-abstinence~~

23 ~~only~~-} abstinence-centered instructional materials recommended by:

2. Page 2, Line 42:

42 (a) “ {~~-Abstinence—only~~ } abstinence-centered instructional materials” means instructional materials that teach

3. Page 3, Line 81

House Committee Amendments 2-14-2012:

81 [(e)-(i)] (e) (i) (A) The board shall recommend {~~-abstinence only~~ } abstinence-centered instructional materials

4. Page 3, Line 83

House Committee Amendments 2-14-2012:

83 instructional programs after considering evaluations of {~~-abstinence—only~~ } abstinence-centered instructional materials

5. Page 3, Line 85

House Committee Amendments 2-14-2012:

85 (B) The board may not recommend instructional materials other than {~~-abstinence only~~ } abstinence-centered

- 6. Page 3, Line 88
House Committee Amendments 2–14–2012:

88 (A) the {~~abstinence only~~} abstinence-centered instructional materials recommended under Subsection [(1)(e)]

- 7. Page 4, Line 90:

90 (B) other {~~abstinence only~~} abstinence-centered instructional materials as provided in state board rule.

- 8. Page 4, Line 93:

93 (A) that the {~~abstinence only~~} abstinence-centered instructional materials adopted by a local school board or

- 9. Page 4, Line 105:

105 (B) that the adoption of {~~abstinence only~~} abstinence-centered instructional materials shall take place in an

- 10. Page 4, Line 112:

112 to the State Board of Education of the action taken and the {~~abstinence only~~} abstinence-centered instructional

Representative Moss’ motion to amend failed on a voice vote.

###

Representatives King, Gibson, and Edwards commented.

H.B. 363, as amended, passed on the following roll call:

Yeas, 45; Nays, 28; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Christensen	Cox	Daw	Dee
Dougall	Draxler	Dunnigan	Frank
Galvez	Grover	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
Kiser	M Brown	Mathis	McCay
McIff	Menlove	Morley	Newbold
Nielson	Noel	Oda	Painter

Perry	Pitcher	Ray	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Webb	Wilcox	Wright
Lockhart			

Voting in the negative were: Representatives

Arent	Briscoe	Butterfield	Chavez–Houck
Cosgrove	D Brown	Doughty	Duckworth
Edwards	Eliason	Fisher	Froerer
Gibson	Greenwood	Handy	Hemingway
Hendrickson	King	Litvack	Moss
Poulson	Powell	Sagers	Seelig
Watkins	Wheatley	Wiley	Wilson

Absent or not voting were: Representatives

Harper	Last
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H.B. 363, as amended, was transmitted to the Senate for its consideration.

INTRODUCTION OF BILL

H.B. 354, Alcoholic Beverage Amendments (R. Wilcox), was read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 4:25 p.m., the House voted to adjourn until February 23, 2012, at 10:00 a.m.

THIRTY-FIRST DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:05 a.m.

Roll call showed all members present.

Prayer offered by Susan Southwick, a guest of Representative Christopher Herrod. Pledge of Allegiance led by Representative Herrod’s wife, Alia Herrod.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 22, 2012
The Senate passed upon reconsideration, as amended, **H.B. 282**, CRIMINAL OFFENSE AMENDMENTS, by Representative P. Ray, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communication filed. The bill was placed on the Concurrence Calendar.

* * *

Madam Speaker: February 22, 2012
The Senate concurred in the House amendments and passed **1st Sub. S.B. 21**, DEPARTMENT OF ENVIRONMENTAL QUALITY BOARDS REVISIONS, by Senator M. Dayton, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

* * *

Madam Speaker: February 22, 2012
The Senate passed, as substituted, **5th Sub. S.B. 41**, REGULATION OF TANNING FACILITIES, by Senator P. Jones, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 84**, WATER SKIING AMENDMENTS, by Senator C. Anderson, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 88**, PHARMACY DISTRIBUTION AMENDMENTS, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 114**, CONTESTING PUBLIC PROCUREMENTS, by Senator W. Niederhauser, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 196**, SOFTWARE FOR SPECIAL NEEDS CHILDREN, by Senator W. Niederhauser, and it is transmitted for consideration; and

The Senate passed **S.B. 201**, EXPUNGEMENT AMENDMENTS, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed, as amended, **S.J.R. 13**, JOINT RESOLUTION ON SOCIAL SECURITY, by Senator J. Valentine, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILLS

H.B. 167, Motor Vehicle Insurance Modifications (T. Kiser), was read the first time by short title and referred to the Rules Committee.

H.B. 418, Charter School Reporting Requirements (D. McCay), was read the first time by short title and referred to the Rules Committee.

H.B. 441, Charter School Enrollment Amendments (D. McCay), was read the first time by short title and referred to the Rules Committee.

H.B. 445, Clubs in Public Schools (S. Sandstrom), was read the first time by short title and referred to the Rules Committee.

H.B. 457, Eminent Domain Revisions (B. Last), was read the first time by short title and referred to the Rules Committee.

H.B. 483, Land Exchange Distribution Account Amendments (K. Sumsion), was read the first time by short title and referred to the Rules Committee.

COMMITTEE OF THE WHOLE

On motion of Representative Dee, the House resolved itself into a Committee of the Whole, with the Speaker as Chairwoman, for the purpose of hearing from U.S. Congressman Rob Bishop. Representatives Noel, Barrus, Ivory, Ipson, Nielson, Litvack, Wilson, and Speaker Lockhart commented.

On motion of Representative Dee, the Committee of the Whole was dissolved.

CONSENT CALENDAR

H.B. 399, PHYSICIAN AND OSTEOPATHIC LICENSING AMENDMENTS, *Sandstrom*, was read the third time by short title and placed on its final passage.

H.B. 399 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative Painter

H.B. 399 was transmitted to the Senate for its consideration.

* * *

S.B. 154, JUDICIARY AMENDMENTS, *Senator Hillyard*, was read the third time by short title and placed on its final passage. Representative Snow explained the bill.

S.B. 154 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Nielson	Oda	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Frank	Newbold	Noel	Painter
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S.B. 154 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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1st Sub. H.B. 432, BUREAU OF CRIMINAL IDENTIFICATION AMENDMENTS, *Seelig*, was read the third time by short title and placed on its final passage.

1st Sub. H.B. 432 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Lockhart	

Absent or not voting were: Representatives

M Brown	Painter	Snow	Wright
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1st Sub. H.B. 432 was transmitted to the Senate for its consideration.

* * *

H.B. 453, CITATION AMENDMENTS, *Ipson*, was read the third time by short title and placed on its final passage.

H.B. 453 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Butterfield	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher

Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Sumsion	V Peterson	Vickers	Watkins
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Bird	Briscoe	Painter	Snow
Webb			

H.B. 453 was transmitted to the Senate for its consideration.

* * *

S.B. 50, MOTOR VEHICLE IMPOUNDMENT AMENDMENTS, *Senator Waddoups*, was read the third time by short title and placed on its final passage. Representative Anderson explained the bill.

S.B. 50 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss

Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Sumsion	V Peterson
Vickers	Watkins	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Doughty	Snow	Webb
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S.B. 50 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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S.B. 120, OFF-DUTY PEACE OFFICERS' EMPLOYMENT, *Senator Dayton*, was read the third time by short title and placed on its final passage. Representative Grover explained the bill.

S.B. 120 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Sumsion
V Peterson	Vickers	Watkins	Wheatley
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Snow Webb Wilcox

S.B. 120 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 205, RECORDS ACCESS DISCOVERY AMENDMENTS, *Senator Bramble*, was read the third time by short title and placed on its final passage. Representative Daw explained the bill.

S.B. 205 passed on the following roll call:

Yeas, 70; Nays, 1; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Sumsion	V Peterson	Vickers
Watkins	Wheatley	Wiley	Wilson
Wright	Lockhart		

Voting in the negative was: Representative

Dougall

Absent or not voting were: Representatives

McCay Snow Webb Wilcox

S.B. 205 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

CONCURRENCE CALENDAR

On motion of Representative Draxler, the House voted to concur in the Senate amendments to **H.B. 13, OFFENDER REGISTRY REVIEW.**

H.B. 13, as amended by the Senate, passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Sumsion	V Peterson
Vickers	Watkins	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Morley	Snow	Webb
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H.B. 13, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Kiser, the House voted to concur in the Senate amendments to **1st Sub. H.B. 61, PORTABLE ELECTRONICS INSURANCE RELATED AMENDMENTS.**

1st Sub. H.B. 61, as amended by the Senate, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Sagers	Sandstrom	Sanpei
Seelig	Sumsion	V Peterson	Vickers
Watkins	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Bird	Ray	Snow	Webb
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1st Sub. H.B. 61, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Powell, the House voted to concur in the Senate amendments to **1st Sub. H.B. 253**, VOTER REGISTRATION AMENDMENTS.

1st Sub. H.B. 253, as amended by the Senate, passed on the following roll call:

Yeas, 49; Nays, 20; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Chavez–Houck	Cox	D Brown
Daw	Draxler	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Herrod	Hutchings	Ipson

Ivory	J Peterson	Kiser	Last
Litvack	M Brown	McCay	McIff
Menlove	Newbold	Nielson	Noel
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Sumsion	V Peterson	Watkins
Lockhart			

Voting in the negative were: Representatives

Bird	Butterfield	Christensen	Cosgrove
Dee	Dougall	Doughty	Duckworth
Harper	Hemingway	Hendrickson	King
Mathis	Moss	Oda	Vickers
Wheatley	Wiley	Wilson	Wright

Absent or not voting were: Representatives

Hughes	Morley	Seelig	Snow
Webb	Wilcox		

1st Sub. H.B. 253, as amended by the Senate, transmitted to the Senate for signature of President.

INTRODUCTION OF BILLS

H.B. 154, Certified Court Reporting Licensing Act Amendments (M. Morley), was read the first time by short title and referred to the Rules Committee.

H.B. 162, Veterans Reintegration Task Force (T. Cosgrove), was read the first time by short title and referred to the Rules Committee.

H.B. 397, Charter School Start-up Amendments (B. Dee), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 122, URBAN FARMING ASSESSMENT ACT, *Senator Niederhauser*, was read the third time by short title and placed on its final passage. Representative D. Brown explained the bill.

On motion of Representative D. Brown, the House voted to circle **S.B. 122**.

* * *

S.B. 58, PROPERTY TAX VALUATION AMENDMENTS, *Senator Niederhauser*, was read the third time by short title and placed on its final passage. Representative Harper explained the bill.

S.B. 58 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McIff	Menlove	Morley	Moss
Newbold	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Sumsion
V Peterson	Vickers	Watkins	Wheatley
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

McCay	Nielson	Painter	Seelig
Snow	Webb	Wilcox	

S.B. 58 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

1st Sub. S.B. 116, ARMED FORCES PROPERTY TAX EXEMPTION, *Senator Robles*, was read the third time by short title and placed on its final passage. Representative Sandstrom explained the bill.

1st Sub. S.B. 116 passed on the following roll call:

Yeas, 62; Nays, 7; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	D Brown	Daw

Dee	Doughty	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Froerer
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Moss	Newbold	Noel	Oda
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Sumsion	V Peterson	Vickers	Watkins
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Cox	Dougall	Draxler	Frank
Galvez	McCay	Morley	

Absent or not voting were: Representatives

Hutchings	Nielson	Painter	Seelig
Snow	Webb		

1st Sub. S.B. 116 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

H.B. 319, PROVISION OF INFORMATION TO PARENTS OF CHILDREN IN STATE CUSTODY, *Watkins*, was read the third time by short title and placed on its final passage.

H.B. 319 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy

Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Bird Seelig

H.B. 319 was transmitted to the Senate for its consideration.

* * *

H.B. 140, VEHICLE CHECKPOINT AMENDMENTS, *Butterfield*, was read the third time by short title and placed on its final passage.

Representatives Vickers, Eliason, Greenwood, Ray, Nielson, Hughes, Perry, Christensen, McIff, Cox, and Frank commented.

H.B. 140 passed on the following roll call:

Yeas, 41; Nays, 33; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Barrus	Butterfield	Chavez–Houck
Christensen	Cox	D Brown	Daw
Dee	Dougall	Doughty	Frank
Froerer	Galvez	Gibson	Grover
Hemingway	Herrod	Hughes	Ivory
J Peterson	Kiser	M Brown	McCay
Menlove	Morley	Newbold	Nielson
Noel	Oda	Painter	Sandstrom
Sanpei	Sumsion	V Peterson	Watkins
Webb	Wilcox	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Arent	Barlow	Bird	Briscoe
Cosgrove	Draxler	Duckworth	Dunnigan

Edwards	Eliason	Fisher	Greenwood
Handy	Harper	Hendrickson	Hutchings
Ipson	King	Last	Litvack
McIff	Moss	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Seelig	Snow	Vickers	Wheatley
Wiley			

Absent or not voting was: Representative Mathis

H.B. 140 was transmitted to the Senate for its consideration.

SPECIAL CITATION FOR UTAH'S FALLEN SOLDIERS

Representative Wilcox presented Citations to the families of the following soldiers killed in Afghanistan. Representative Kiser commented.

Spc. Preston J. Suter
 United States Army
 Died July 5, 2011
 Paktia Province, Afghanistan

Special Warfare Operator
 1st Class (SEAL)
 Jason R. Workman
 United States Navy
 Died August 6, 2011
 Wardak Province, Afghanistan

Cpl. Raphael R. Arruda
 United States Army
 Died July 16, 2011
 Bar Kunar District, Afghanistan

Petty Officer 1st Class (SEAL)
 Jared W. Day
 United States Navy
 Died August 6, 2011
 Wardak Province, Afghanistan

Lance Cpl. Norberto Mendez–Hernandez
 United States Marines

Died July 10, 2011
Helmand Province, Afghanistan

Sergeant Daniel D. Gurr
United States Marines
Died August 5, 2011
Helmand Province, Afghanistan

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:25 p.m., the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Lockhart at 2:20 p.m. Representative Mathis was excused for the afternoon.

COMMUNICATIONS FROM THE GOVERNOR

Madam Speaker: February 23, 2012

This letter serves to inform you that on February 22, 2012, I signed the following bill of the 2012 Annual General Session of the 59th Legislature and have forwarded this bill to the Lieutenant Governor for filing:

1st Sub. H.B. 53 Utah Education Network Amendments
Gary R. Herbert
Governor

Communication filed.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 23, 2012

The Senate passed, **H.B. 105**, OFFICIAL VOTER REGISTER AMENDMENTS, by Representative M. Newbold, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 113**, HIGH RISK INSURANCE POOL AMENDMENTS, by Representative J. Dunnigan, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 126**, PHYSICIAN AND OSTEOPATHIC MEDICINE AMENDMENTS, by Representative S. Barlow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 302**, LAND USE PENALTIES, by Representative M. Morley, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 306**, DISPOSAL OF UNUSED PRESCRIPTION DRUGS, by Representative B. Daw, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, the House voted to allow a bill file to be opened for a joint resolution concerning state employee health insurance.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 23, 2012

The Senate passed, as amended, **H.B. 266**, DRIVER EDUCATION AMENDMENTS, by Representative B. Daw, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communication filed. The bill was placed on the Concurrence Calendar.

* * *

Madam Speaker: February 23, 2012

The Senate requests the return of **H.B. 18**, KIDNAPPING OFFENDER AMENDMENTS, by Representative F. Cox, for reconsideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. On motion of Representative Cox, the House voted to return the bill to the Senate.

MISCELLANEOUS BUSINESS

On motion of Representative Edwards, the House voted to allow a bill file to be opened for a joint resolution concerning hearing impairment.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 23, 2012

The Senate passed, as amended, **S.B. 83**, UINTAH BASIN ENERGY ZONES, by Senator K. Van Tassell, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 173**, UTAH FIT PREMISES MODIFICATIONS, by Senator B. McAdams, and it is transmitted for consideration; and

The Senate passed, as substituted, **2nd Sub. S.C.R. 8**, CONCURRENT RESOLUTION SUPPORTING NEW TECHNOLOGIES AND FACILITIES THAT ENHANCE THE PRODUCTION AND VALUE OF UINTAH BLACK WAX, by Senator K. Van Tassell, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Harper, the House voted to lift **H.B. 284** from the Education Standing Committee and return the bill to Rules.

* * *

On motion of Representative M. Brown, the House voted to allow three bill files to be opened concerning IT Academy, early intervention, and upstart student identifier. Representative Frank commented.

RULES COMMITTEE REPORT

Madam Speaker: February 23, 2012

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 291**, Funding for Burying Utility Lines (Rep. J. Briscoe) be replaced with **1st Sub. H.B. 291**, Funding for Burying Utility Lines (Rep. J. Briscoe), and further recommends it be assigned to the House Public Utilities and Technology Standing Committee.

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Madam Speaker: February 23, 2012

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 133**, Vehicle Registration Amendments (Rep. J. Peterson) be replaced with **1st Sub. H.B. 133**, Vehicle Registration Amendments (Rep. J. Peterson), and further recommends it be assigned to the House Transportation Standing Committee.

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Madam Speaker: February 23, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

- H.B. 154** Certified Court Reporting Licensing Act Amendments
(Rep. M. Morley)
- H.B. 167** Motor Vehicle Insurance Modifications (Rep. T. Kiser)
- H.B. 423** Department of Alcoholic Beverage Control Privatization
Task Force (Rep. C. Frank)
- H.B. 503** Construction Amendments (Rep. M. Morley)
- S.B. 88** Pharmacy Distribution Amendments (Sen. C. Bramble)
- 1st Sub. S.B. 101** Acupuncture Licensing Act Amendments
(Sen. D. Hinkins)
- S.B. 172** Successor Corporation Asbestos-related Liability Act
(Sen. C. Bramble)

EDUCATION

- H.B. 397** Charter School Start-up Amendments (Rep. B. Dee)
- S.B. 196** Software for Special Needs Children
(Sen. W. Niederhauser)

GOVERNMENT OPERATIONS

- H.B. 493** Campaign Finance Disclosure Amendments
(Rep. K. Powell)
- H.B. 162** Veterans Reintegration Task Force (Rep. T. Cosgrove)
- 1st Sub. S.B. 114** Contesting Public Procurements (Sen. W. Niederhauser)
- S.B. 197** Attorney General Amendments (Sen. J. Stevenson)

- S.B. 273** Surplus Property Amendments (Sen. B. McAdams)
S.J.R. 13 Joint Resolution on Social Security (Sen. J. Valentine)

HEALTH AND HUMAN SERVICES

- H.B. 415** Protection of Athletes with Head Injuries Act
(Rep. P. Ray)
5th Sub. S.B. 41 Regulation of Tanning Facilities (Sen. P. Jones)
1st Sub. S.B. 127 Controlled Substances Prescriber Training (Sen. P. Jones)
S.J.R. 12 Utah Mitochondrial Disease Awareness Week Joint
Resolution (Sen. M. Madsen)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

- H.B. 442** County Correctional Funding Amendments
(Rep. M. Noel)
1st Sub. S.B. 25 Driver License and Identification Card Amendments
(Sen. K. Van Tassell)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

- H.B. 367** Trust Lands Amendments (Rep. M. Noel)
H.B. 505 Agricultural Code Amendments (Rep. B. Galvez)
H.C.R. 10 Provo Canal Title Transfer Concurrent Resolution
(Rep. J. Dougall)

POLITICAL SUBDIVISIONS

- 1st Sub. S.B. 193** Local Government Bonding Act Amendments
(Sen. C. Bramble)

REVENUE AND TAXATION

- H.B. 158** Student-based Budgeting (Rep. D. Butterfield)
H.B. 354 Alcoholic Beverage Amendments (Rep. R. Wilcox)

RETIREMENT AND INDEPENDENT ENTITIES

- H.B. 437** Public Employee Health Care Benefits (Rep. B. Daw)

TRANSPORTATION

- H.B. 173** Transportation Funding Modifications (Rep. B. Dee)
S.B. 60 Traffic Accident Emergency Response Fees
(Sen. J. S. Adams)
S.B. 84 Water Skiing Amendments (Sen. C. Anderson)
S.B. 201 Expungement Amendments (Sen. C. Bramble)

WORKFORCE SERVICES, COMMUNITY AND ECONOMIC DEVELOPMENT

H.B. 59 Alcoholic Beverage Control Act – Liquor Revenues for Public Education (Rep. J. Bird)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

REPORTS OF STANDING COMMITTEES

Madam Speaker: February 22, 2012

The Business and Labor Committee recommends **1st Sub. H.B. 350**, PAYROLL DEDUCTION AMENDMENTS, by Representative B. Daw, be replaced and favorably recommends **2nd Sub. H.B. 350**, PAYROLL DEDUCTION AMENDMENTS; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 52**, WORKERS’ COMPENSATION ACT AMENDMENTS, by Senator S. Urquhart.

James A. Dunnigan, Chair

Reports filed. On motion of Representative Dunnigan, the reports of the Business and Labor committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker: February 22, 2012

The Education Committee reports a favorable recommendation on **H.B. 501**, YOUTH SUICIDE PREVENTION, by Representative E. Hutchings; and

The Education Committee reports a favorable recommendation on **H.B. 149**, ONLINE EDUCATION SURVEY, by Representative S. Eliason, with the following amendments and recommends it be placed on the Consent Calendar.

- 1. Page 3, Lines 77 through 81:

77 (f) a survey for teachers to evaluate their school, including safety and security of the

78 school; {~~and~~ }

79 (g) a survey for teachers to evaluate their school’s administrators and, if applicable,

80 their school district's administrators {~~—~~} ;
(h) statistically valid and reliable measurement tools; and
(i) survey questions that represent information that a student,
parent, or teacher has direct knowledge of.

81 (5) (a) Except as provided in Subsection (5)(b), the pilot online
school survey

2. Page 4, Lines 112 through 115:

112 (b) In accordance with Title 63G, Chapter 3, Utah
Administrative Rulemaking Act, the

113 State Board of Education shall make rules establishing procedures
for administering or making

114 available online the surveys specified in Subsection
(7)(a) {~~—~~} including rules to ensure the privacy and protection of
individual educator survey results.

115 (8) The survey data shall be available to; and

The Education Committee reports a favorable recommendation on **S.B. 152**, CHARTER SCHOOL FINANCING, by Senator J. Valentine, and, due to fiscal impact, recommends it be referred to the Rules Committee for prioritization; and

The Education Committee reports a favorable recommendation on **S.C.R. 5**, CONCURRENT RESOLUTION ENCOURAGING PARENTAL ENGAGEMENT IN THE EDUCATION OF CHILDREN, by Senator P. Jones; and

The Education Committee reports a favorable recommendation on **S.B. 48**, MISSION OF PUBLIC EDUCATION, by Senator P. Jones, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 1, Line 26 through Page 2, Line 32
 Senate 2nd Reading Amendments 2–15–2012:

26 (1) The Legislature envisions {~~a public education system~~
~~established in~~ } an educated citizenry that encompasses the
following

27 foundational principles:

27a {~~Ŝ→~~ (a) that parents are a child's first teachers and are
responsible for the education of

27b ~~their children:~~ ←Ŝ }

28 Ŝ→ { - } (a) { - } { ~~(b)~~ } ←Ŝ citizen participation in civic and political affairs:

29 Ŝ→ { - } (b) { - } { ~~(c)~~ } ←Ŝ economic prosperity for the state by graduating students who are college

29a and career

30 ready:

31 Ŝ→ { - } (c) { - } { ~~(d)~~ } ←Ŝ strong moral and social values: and

32 Ŝ→ { - } (d) { - } { ~~(e)~~ } ←Ŝ loyalty and commitment to constitutional government.

- 2. Page 2, Lines 42 through 45
Senate 2nd Reading Amendments 2-15-2012:

42 (3) The Legislature:

43 (a) Ŝ→ [Ŝ→] { - } recognizes that parents or guardians are a child's first teachers and are responsible for the

43a education of their children: { - }

43b { - } (b) { - } [←Ŝ] ←Ŝ encourages family engagement and adequate preparation so that students enter

43c the

44 public education system ready to learn: and

45 Ŝ→ [H] ←Ŝ { ~~(b)~~ } Ŝ→ [H] { - } (c) { - }
←Ŝ intends that the mission detailed in Subsection (2) be

- 3. Page 2, Line 47
Senate 2nd Reading Amendments 2-15-2012:

47 and client choice, while holding them accountable for results.

(4) This section will be applied consistent with Section 53A-13-109.

Francis D. Gibson, Chair

Reports filed. On motion of Representative Dee, the reports of the Education committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar, Consent Calendar, or referred to the Rules Committee.

* * *

Madam Speaker:

February 22, 2012

The Health and Human Services Committee reports a favorable recommendation on **H.B. 155**, DRUG SCREENING FOR TEMPORARY ASSISTANCE FOR NEEDY FAMILIES RECIPIENTS, by Representative B. Wilson; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 400**, TRAUMATIC HEAD AND SPINAL CORD INJURY REHABILITATION TRUST FUND, by Representative E. Hutchings; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 492**, TRAINING OF SCHOOL NURSES, by Representative P. Ray; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 497**, CLEARANCE FOR DIRECT PATIENT ACCESS, by Representative B. Last; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 149**, DIVISION OF CHILD AND FAMILY SERVICES AMENDMENTS, by Senator A. Christensen; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 434**, PHARMACY PRACTICE ACT MODIFICATIONS, by Representative E. Vickers, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 13, Lines 376 through 378:

376 ~~(3) A prescribing practitioner who provides samples for a patient shall~~ {~~—~~}

377 ~~(a)—~~ } comply with Subsection (2) {~~—~~ and

378 (b) follow state and federal labeling requirements } ~~—~~ .

Paul Ray, Chair

Reports filed. On motion of Representative Ray, the reports of the Health and Human Services committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar or Consent Calendar.

* * *

Madam Speaker:

February 22, 2012

The Public Utilities and Technology Committee recommends **H.B. 67**, STORMWATER CAPTURE AMENDMENTS, by Representative F. Cox, be replaced and favorably recommends **3rd Sub. H.B. 67**, STORM WATER CAPTURE AMENDMENTS; and

The Public Utilities and Technology Committee recommends **H.B. 157**, CURRENCY AMENDMENTS, by Representative B. Galvez, be replaced and favorably recommends **1st Sub. H.B. 157**, CURRENCY AMENDMENTS; and

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 384**, SALES AND USE TAX SELLER NEXUS AMENDMENTS, by Representative W. Harper, with the following amendments:

- 1. Page 62, Lines 1909–1918:
Delete lines 1909 thru 1918; and

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 462**, CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS, by Representative J. Briscoe; and

The Public Utilities and Technology Committee reports a favorable recommendation on **H.J.R. 14**, JOINT RESOLUTION URGING PASSAGE OF THE MARKET EQUITY ACT OF 2011 AND THE MARKETPLACE FAIRNESS ACT, by Representative S. Eliason, with the following amendments:

- 1. Page 1, Lines 25 through 27:

25 Be it resolved by the Legislature of the state of Utah:

26 WHEREAS, passage of H.R. 3179, the Marketplace Equity Act of 2011, currently before the United States House of Representatives, and S. 1832, the Marketplace Fairness Act, currently before the United States Senate, is a vital component to strengthening states rights, as states like Utah are currently unable to enforce the collection of certain sales taxes;

WHEREAS, passage of H.B. 3179 and S. 1832 would, if the Legislature of the state of Utah chose, enable the state to broaden the base and lower the rate on sales tax collections; WHEREAS, the Supreme Court of the United States established in its 1992, Quill v.

27 North Dakota decision that states cannot, of their own accord, require out-of-state retailers to ; and

The Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 49**, MILITARY INSTALLATION DEVELOPMENT AUTHORITY AMENDMENTS, by Senator J. Stevenson; and

The Public Utilities and Technology Committee reports a favorable recommendation on **1st Sub. S.B. 150**, LOCAL AND SPECIAL SERVICE DISTRICT AMENDMENTS, by Senator J. Stevenson.

Michael E. Noel, Chair

Reports filed. On motion of Representative Noel, the reports of the Public Utilities and Technology committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 23, 2012

The Retirement and Independent Entities Committee reports a favorable recommendation on **H.B. 430**, CLASSIFIED SCHOOL EMPLOYEE AMENDMENTS, by Representative B. Last.

Don L. Ipson, Chair

Report filed. On motion of Representative Ipson, the report of the Retirement and Independent Entities committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 23, 2012

The Judiciary Committee recommends **H.B. 161**, RIGHTS OF PARENTS AND CHILDREN, by Representative L. Christensen, be replaced and reports a favorable recommendation on **2nd Sub. H.B. 161**, RIGHTS OF PARENTS AND CHILDREN with the following amendments:

1. Page 2, Lines 45 through 47:

45 (1) {~~The full, balanced consideration and application of the~~
~~principles and protections~~

46 recognized and provided in state law constitutes the best interests of
a child.

47 (2)-} Before the 2013 General Session of the Utah
Legislature, the Judiciary, Law

2. Page 3, Lines 64 through 70:

64 (f) allowing increased opportunity for extended family
members to help resolve

65 parental deficiencies in their family without state interference, or
loss of a child from the entire

66 family; {~~and~~}

67 (g) whether the division should:

68 {~~(ii)~~} (i) be designated as an authorized lead entity
and redirect its current focus and

69 practices in relation to federal law and the receipt of federal funding
to strengthen families and

70 prevent child abuse under 42 U.S.C. 5116; and

3. Page 3, Lines 74 through 75:

74 unification to the fullest extent possible and as described in the
January 2011 legislative audit ;

(h) the full, balanced consideration and application of the principles
and protections recognized and provided in state law constitutes the best
interest of a child .

75 {~~(3)~~} (2) The division shall provide the interim
committee with:

4. Page 3, Lines 79 through 81:

79 practices of the state.

80 {~~(4)~~} (3) The interim committee may request
additional information from the division, as

81 necessary to fulfill the requirements of this section. ; and

The Judiciary Committee reports a favorable recommendation on **H.B. 490**, ASSET PROTECTION TRUSTS, by Representative D. Brown; and

The Judiciary Committee reports a favorable recommendation on **S.B. 100**, LAW LIBRARY SELF-HELP CENTER, by Senator S. Urquhart, and, due to fiscal impact, recommends it be referred to the Rules Committee for prioritization; and

The Judiciary Committee reports a favorable recommendation on **S.B. 141**, REAUTHORIZATION OF PROHIBITIONS ON PRACTICING LAW WITHOUT A LICENSE, by Senator S. Jenkins, and recommends it be placed on the Consent Calendar.

Kay L. McIff, Chair

Reports filed. On motion of Representative McIff, the reports of the Judiciary committee were adopted and the bills were considered read the second time by

short title and placed on the Third Reading Calendar, Consent Calendar, or referred to the Rules Committee.

* * *

Madam Speaker:

February 23, 2012

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 150**, UNDERGROUND PETROLEUM STORAGE TANK FINANCIAL VIABILITY STUDY, by Representative S. Eliason, and recommends it be placed on the Consent Calendar; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 368**, ABANDONMENT OR FORFEITURE OF WATER RIGHTS, by Representative B. Galvez, and recommends it be placed on the Consent Calendar; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 458**, WASTEWATER SYSTEM AMENDMENTS, by Representative P. Painter, and recommends it be placed on the Consent Calendar; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 486**, WATER AND IRRIGATION AMENDMENTS, by Representative N. Hendrickson, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 7, Line 190:

190 (B) the {~~economic viability~~} power output of the project for the wholesale electrical cooperative within ; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 61**, INVASIVE SPECIES AMENDMENTS, by Senator R. Okerlund, and, due to fiscal impact, recommends it be referred to the Rules Committee for prioritization; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 134**, STATE WATER DEVELOPMENT COMMISSION AMENDMENTS, by Senator M. Dayton.

Roger E. Barrus, Chair

Reports filed. On motion of Representative Barrus, the reports of the Natural Resources, Agriculture, and Environment committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar, Consent Calendar, or referred to the Rules Committee.

* * *

Madam Speaker:

February 23, 2012

The Transportation Committee reports a favorable recommendation on **S.B. 102, AMENDMENTS TO OFF-HIGHWAY VEHICLE PROVISIONS**, by Senator S. Jenkins.

Bradley M. Daw, Chair

Report filed. On motion of Representative Daw, the report of the Transportation committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

INTRODUCTION OF BILLS

H.B. 420, Parent Education Initiative (S. Eliason), was read the first time by short title and referred to the Rules Committee.

H.B. 427, Tax Law Modifications (R. Wilcox), was read the first time by short title and referred to the Rules Committee.

H.B. 433, Expanded Uses of School District Property Tax Revenue (K. McIff), was read the first time by short title and referred to the Rules Committee.

H.B. 499, Ballot Amendments (B. Doughty), was read the first time by short title and referred to the Rules Committee.

H.B. 509, Selection of Presidential Electors (K. Powell), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

1st Sub. H.B. 194, INVOLUNTARY FEEDING AND HYDRATION OF INMATES, *D. Brown*, was read the third time by short title and placed on its final passage.

On motion of Representative D. Brown, the House voted to delete **1st Sub. H.B. 194** in title and body and insert **2nd Sub. H.B. 194** in lieu thereof.

Representative D. Brown proposed a voice amendment as follows:

1. Page 2, Line 53:
Delete "housed"

Representative D. Brown's motion to amend passed on a voice vote.

Representative King commented.

2nd Sub. H.B. 194 passed on the following roll call:

Yeas, 57; Nays, 12; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Hendrickson	Herrod	Hughes	Ipson
Ivory	J Peterson	King	Last
Litvack	McCay	McIff	Menlove
Moss	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Anderson	Chavez-Houck	Dougall	Doughty
Fisher	Harper	Hemingway	Kiser
Morley	Newbold	Sumsion	Wheatley

Absent or not voting were: Representatives

Hutchings	M Brown	Mathis	Nielson
Noel	Sandstrom		

2nd Sub. H.B. 194 was transmitted to the Senate for its consideration.

* * *

H.B. 153, DIVERSION OF WATER, *Briscoe*, was read the third time by short title and placed on its final passage.

On motion of Representative Briscoe, the House voted to circle **H.B. 153**.

* * *

H.B. 198, GROWING OF FOOD, *Herrod*, was read the third time by short title and placed on its final passage.

On motion of Representative Herrod, the House voted to circle **H.B. 198**.

* * *

H.B. 348, HAZARDOUS WASTE AMENDMENTS, *Menlove*, was read the third time by short title and placed on its final passage.

On motion of Representative Menlove, the House voted to delete **H.B. 348** in title and body and insert **1st Sub. H.B. 348** in lieu thereof.

1st Sub. H.B. 348 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	McCay	McCliff
Menlove	Morley	Moss	Newbold
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

M Brown	Mathis	Nielson
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1st Sub. H.B. 348 was transmitted to the Senate for its consideration.

* * *

H.B. 304, ACCESS TO VOTER DATE OF BIRTH RECORDS, *Edwards*, was read the third time by short title and placed on its final passage.

On motion of Representative Edwards, the House voted to circle **H.B. 304**.

* * *

H.B. 139, DEPARTMENT OF COMMUNITY AND CULTURE AMENDMENTS, *Harper*, was read the third time by short title and placed on its final passage.

Representative Harper proposed Amendment 4:

1. Page 2, Lines 32 through 34
House Committee Amendments 2-14-2012
 - 32 Other Special Clauses:
 - 33 $\hat{H} \rightarrow$ [None] This bill takes effect on July 1, 2012. $\leftarrow \hat{H}$
 This bill coordinates with H.B. 42, by providing technical
 amendments.
 - 34 Utah Code Sections Affected:
2. Page 12, Lines 361 through 363:
 - 361 9-6-607, as renumbered and amended by Laws of Utah 2006,
Chapter 24
 Utah Code Sections Affected by Coordination Clause:
 9-4-305, as last amended by Laws of Utah 2002, Chapter 286
 9-4-307, as last amended by Laws of Utah 2011, Chapter 247
 - 362—
 - 363 Be it enacted by the Legislature of the state of Utah:
3. Page 14, Lines 423 through 428:
 - 423 (6) "Museum" means an organized and permanent institution
 that:
 - 424 (a) is owned or controlled by the state, a county, or a
 municipality, or is a nonprofit
 - 425 organization;
 - 426 (b) has an educational or aesthetic purpose;
 - 427 (c) owns or curates a tangible collection; and
 - 428 (d) exhibits the collection to the public on a regular schedule.

4. Page 68, Lines 2096 through 2099:

2096 (b) upon the filing of a petition signed by 25 electors of the city or county asserting that

2097 there is need for an authority to function in the city or county and requesting that its governing

2098 body [~~so declare~~] make {~~that~~} a declaration to that effect .

2099 (3) The governing body shall adopt a resolution declaring there is need for an authority

5. Page 76, Lines 2327 through 2330:

2327 may charge for nondwelling facilities.

2328 (5) All [~~such income, together with other~~] income and revenue[;] {~~under~~} described in this section

2329 shall be used in the operation of the projects to aid in accomplishing the public, governmental,

2330 and charitable purposes of this part.

6. Page 82, Lines 2530 through 2535:

2530 (7) In [~~any~~] a suit, action, or proceeding involving the validity or enforceability of

2531 [~~any~~] a bond of an authority or the security for it, [~~any~~] a bond reciting in substance that it has

2532 been issued by the authority to aid in financing a project [~~shall be~~] is conclusively [~~deemed~~]

2533 considered to have been issued for {~~such purposes~~} that purpose , and the project [~~shall be~~] is conclusively

2534 [~~deemed~~] considered to have been planned, located, and carried out in accordance with this

2535 part.

7. Page 117, Lines 3605 through 3607:

3605 taxation under federal law[~~, nor shall the~~].

3606 (3) An exemption from state taxation granted in this part {~~may not be~~} is not affected by [~~any~~]

3607 ~~such~~] federal legislation described under Subsection (2).

8. Page 127, Lines 3907 through 3911:

3907 ~~(2) The~~ property, its income, and notes and bonds issued under this part, the interest

3908 payable on the notes and bonds, and income derived from the notes and bonds~~[-, shall at all~~

3909 ~~times be]~~ { ~~-is~~ } are exempt from [all] taxation of every kind ~~[and nature whatsoever imposed]~~ by the

3910 state, ~~[any] a~~ county, ~~[any] a~~ municipality, ~~[or]~~ and any other political subdivision of the state,

3911 except for the corporate franchise tax.

9. Page 132, Lines 4072 through 4078:

4072 (1) (a) ~~[H]~~ The Legislature declares that it is the policy of the state that to promote the

4073 general welfare of its citizens it is necessary to remedy the unsafe and unsanitary housing

4074 conditions and the acute shortage of decent, safe, and sanitary dwellings for families of

4075 medium and low income, in urban and rural areas. ~~[These]~~

4076 (b) The conditions { ~~-discussed-~~ } described in Subsection (1)(a) cause an increase and spread of

4077 disease and crime, and constitute a menace to the health, safety, morals, and welfare of the

4078 state.

10. Page 141, Lines 4347 through 4349:

4347 (2) withdraw the recognition or terminate funding of a designated community action

4348 agency for cause, as established by rule made by the division in accordance with Title 63G, Chapter

4349 3, Utah Administrative Rulemaking Act; ~~[or]~~ and

11. Page 164, Lines 5060 through 5061

House Committee Amendments 2-14-2012:

5060 (c) in the case of a loan, in accordance with Section 63A-3-205.

5060a { ~~H~~ → (7) The division, with board approval, may use fund money for the administration of the

5060b fund, but this amount may not exceed 2% of the annual receipts to the fund. ← ~~H~~ }

5061 Section 154. Section 35A-8-1708, which is renumbered from Section 9-11-108 is

12. Page 164, Line 5066c through Page 164a, Line 5066aa
House Committee Amendments 2-14-2012:

5066c 35A-8-1801. Transitional Housing and Community Development Advisory Council--

5066d Membership -- Duties.

5066e (1) There is created the Transitional Housing and Community Development Advisory

5066f Council within the Department of Workforce Services consisting of the following members:

5066g (a) the executive director of the Department of Workforce Services or the executive

5066h director's designee , who shall serve as chair of the advisory council ;

5066i (b) the director of the Housing and Community Development Division of the

5066j Department of Workforce Services { ~~who shall serve as chair of the advisory council~~ } ;

5066k (c) a representative from the governor's office designated and appointed by the

5066l governor;

5066m (d) two representatives of entities that use or allocate funds distributed by the Housing

5066n and Community Development Division, designated and appointed by the director of the

5066o Housing and Community Development Division; and

5066p (e) the executive director, or the executive director's designee, of the:

- 5066q (i) Bear River Association of Governments;
 5066r (ii) Five County Association of Governments;
 5066s (iii) Mountainland Association of Governments;
 5066t (iv) Six County Association of Governments;
 5066u (v) Southeastern Utah Association of Governments;
 5066v (vi) Uintah Basin Association of Governments;
 5066w (vii) Wasatch Front Regional Council;
 5066x (viii) Community Action Partnership of Utah;
 { ~~and~~ }
(ix) Salt Lake Community Action Program; and
 5066y { ~~(ix)~~ } (x) Utah Housing Coalition.
 5066z (2) (a) Except as provided in Subsection (2)(b), the
advisory council shall meet at least
 5066aa once every three months and may meet more frequently as
needed.

13. Page 250, Lines 7746a through 7746b
 House Committee Amendments 2-14-2012:

7746a $\hat{H} \rightarrow$ Section 198. Effective date.

7746b This bill takes effect on July 1, 2012. $\leftarrow \hat{H}$

Section 199. Coordinating H.B. 139 with H.B. 42 -- Technical renumbering.

If this H.B. 139 and H.B. 42, Permanent Community Impact Fund Board Grants, both pass and become law, the Legislature intends that:

- (1) the reference in Subsection 9-4-305(2)(a) to "Subsection 9-4-307(3)" be changed to "Subsection 35A-8-307(3)";
- (2) the references in Subsections 9-4-307(2) and (3) to "Subsection 9-4-305(2)" be changed to "Subsection 35A-8-305(2)"; and
- (3) the Office of Legislative Research and General Counsel makes these changes when preparing the Utah Code database for publication.

Representative Harper's motion to amend passed on a voice vote.

Representatives Litvack, Bird, Watkins, Webb, Frank, and Draxler commented.

Representative King proposed a verbal amendment as follows:

- 1. Page 2, Line 33:
Delete “2012” and insert “2013”
- 2. Page 250, Line 7746b:
Delete “2012” and insert “2013”

Representatives Wilson, Dougall, and Wiley commented. Representative King’s motion to amend failed on the following roll call:

Yeas, 26; Nays, 45; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Draxler	Duckworth	Edwards
Fisher	Greenwood	Hemingway	Hendrickson
Hughes	Hutchings	King	Litvack
McIff	Moss	Poulson	Ray
Seelig	Snow	Watkins	Webb
Wheatley	Wiley		

Voting in the negative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Dee	Dougall	Dunnigan	Eliason
Frank	Froerer	Galvez	Gibson
Grover	Handy	Harper	Herrod
Ipson	Ivory	J Peterson	Kiser
Last	McCay	Menlove	Morley
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Powell
Sandstrom	Sanpei	Sumsion	V Peterson
Vickers	Wilcox	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Daw	M Brown	Mathis	Sagers
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Representative Webb declared a conflict of interest because he works for a company that does title work for nonprofit housing.

H.B. 139, as amended, passed on the following roll call:

Yeas, 45; Nays, 27; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Daw	Dee	Dougall	Dunnigan
Eliason	Frank	Galvez	Gibson
Grover	Handy	Harper	Herrod
Hutchings	Ipson	Ivory	J Peterson
Kiser	Last	McCay	McIff
Menlove	Morley	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Sandstrom	Sanpei	Sumsion
V Peterson	Wilcox	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Draxler	Duckworth	Edwards
Fisher	Froerer	Greenwood	Hemingway
Hendrickson	Hughes	King	Litvack
Moss	Poulson	Powell	Ray
Seelig	Snow	Vickers	Watkins
Webb	Wheatley	Wiley	

Absent or not voting were: Representatives

M Brown	Mathis	Sagers
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H.B. 139, as amended, was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative D. Brown, the House voted to uncircle **S.B. 122**.

S.B. 122, URBAN FARMING ASSESSMENT ACT, *Niederhauser*, was before the House on its final passage.

Representative Froerer proposed Amendment 2:

1. Page 1, Lines 8 through 13

8 General Description:

9 This bill enacts provisions related to urban farming in counties of the first or second class.

10 Highlighted Provisions:

11 This bill:

12 ► provides that land in a county of the first or
second class that is used for urban farming may be

13 assessed based on its value for agricultural purposes;

2. Page 2, Lines 50 through 53
Senate Committee Amendments 2–6–2012:

50 (3) (a) Subject to Subsection (3)(b), “urban farming” means
cultivating ~~↳~~ [~~processing~~

51 ~~and distributing~~] ~~↳~~ food:

52 (i) with a reasonable expectation of profit ~~↳~~ from the sale of
the food ~~↳~~; and

53 (ii) from irrigated land located in a county of the first or
second class.

Representative Froerer’s motion to amend passed on a voice vote.

S.B. 122, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei

Snow	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

M Brown	Mathis	Seelig	Sumsion
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S.B. 122, as amended, was returned to the Senate for further consideration.

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On motion of Representative Vickers, the House voted to uncircle **1st Sub. H.B. 76**.

1st Sub. H.B. 76, PHARMACY AUDIT RIGHTS, *Vickers*, was before the House on its final passage.

On motion of Representative Vickers, the House voted to delete **1st Sub. H.B. 76** in title and body and insert **2nd Sub. H.B. 76** in lieu thereof.

On motion of Representative Vickers, the House voted to circle **2nd Sub. H.B. 76**.

THIRD READING CALENDAR

H.B. 125, ACCESS TO DENTAL HEALTH CARE, *Cosgrove*, was read the third time by short title and placed on its final passage.

H.B. 125, as amended, passed on the following roll call:

Yeas, 68; Nays, 2; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	McIff
Menlove	Morley	Moss	Newbold

Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Dougall McCay

Absent or not voting were: RepresentativesDoughty Greenwood M Brown Mathis
Sumsion

H.B. 125, as amended, was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 144, HEALTH SYSTEM REFORM AMENDMENTS, *Dunnigan*, was read the third time by short title and placed on its final passage.

On motion of Representative Dunnigan, the House voted to delete **1st Sub. H.B. 144** in title and body and insert **2nd Sub. H.B. 144** in lieu thereof.

On motion of Representative Dunnigan, the House voted to circle **2nd Sub. H.B. 144**.

* * *

H.B. 124, IN-STATE TUITION FOR VETERANS, *Oda*, was read the third time by short title and placed on its final passage.

H.B. 124 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez-Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy

Harper	Hemingway	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Butterfield	Hendrickson	M Brown	Mathis
Sumsion	Webb		

H.B. 124 was transmitted to the Senate for its consideration.

* * *

H.B. 197, GRANTS FOR MATH TEACHER TRAINING, *Edwards*, was read the third time by short title and placed on its final passage. Representatives Newbold, Christensen, Gibson, Dougall, and Handy commented.

H.B. 197, as amended, passed on the following roll call:

Yeas, 54; Nays, 17; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Dee
Doughty	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Hughes
Ipson	J Peterson	King	Kiser
Last	Litvack	M Brown	McIff
Menlove	Moss	Perry	Pitcher
Poulson	Powell	Sandstrom	Sanpei
Seelig	Snow	V Peterson	Vickers
Watkins	Wheatley	Wilcox	Wiley
Wilson	Lockhart		

Voting in the negative were: Representatives

Daw	Dougall	Draxler	Frank
Herrod	Hutchings	Ivory	McCay
Morley	Newbold	Nielson	Noel
Oda	Painter	Ray	Webb
Wright			

Absent or not voting were: Representatives

Butterfield	Mathis	Sagers	Sumsion
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H.B. 197, as amended, was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Moss, the House voted to calendar **S.C.R. 5** for Time Certain on February 24, 2012, at 2:15 p.m.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 23, 2012

The President of the Senate has signed **H.B. 13**, OFFENDER REGISTRY REVIEW, by Representative J. Draxler, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 61**, PORTABLE ELECTRONICS INSURANCE RELATED AMENDMENTS, by Representative T. Kiser, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 253**, VOTER REGISTRATION AMENDMENTS, by Representative K. Powell, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: February 23, 2012

The Senate substituted and passed, **Senate 1st Sub. H.B. 18**, KIDNAPPING OFFENDER AMENDMENTS, by Representative F. Cox, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communication filed. The bill was placed on the Concurrence Calendar.

INTRODUCTION OF BILLS

H.B. 172, Vote by Mail Amendments (S. Eliason), was read the first time by short title and referred to the Rules Committee.

H.B. 463, Medicaid Inspector General (B. Wright), was read the first time by short title and referred to the Rules Committee.

H.B. 476, Amendments to Government (D. Ipson), was read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 4:50 p.m., the House voted to adjourn until February 24, 2012, at 10:00 a.m.

THIRTY-SECOND DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 10:15 a.m.

Roll call showed all members present.

Prayer offered by Penny Johnson, a PTA president from Cedar City and guest of Representative Evan Vickers. Pledge of Allegiance led by Representative Vicker’s wife, Chris.

INTRODUCTION OF BILLS

H.B. 369, Adjudication of Water Rights (J. Briscoe), was read the first time by short title and referred to the Rules Committee.

H.B. 389, Student Education Occupation Plan Amendments (M. Newbold), was read the first time by short title and referred to the Rules Committee.

H.B. 482, Severance Tax Funding for Certain Programs (K. Ivory), was read the first time by short title and referred to the Rules Committee.

H.R. 3, House Rules Resolution (W. Harper), was read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

S.B. 57, ISSUANCE OF BLASTING PERMITS, *Senator Okerlund*, was read the third time by short title and placed on its final passage. Representative Sagers explained the bill.

S.B. 57 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cox	D Brown	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher

Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Cosgrove	Daw	Mathis
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S.B. 57 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 56, HOMEOWNER ASSOCIATION RESERVE ACCOUNT AMENDMENTS, *Senator Urquhart*, was read the third time by short title and placed on its final passage. Representative Snow explained the bill.

S.B. 56 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss

H.B. 282, as amended by the Senate, passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Fisher
Frank	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Litvack	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Daw	Eliason	Froerer	Hughes
Last	M Brown	Oda	Sumsion

H.B. 282, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Cox, the House voted to concur in the Senate amendments to **1st Sub. H.B. 18**, KIDNAPPING OFFENDER AMENDMENTS.

1st Sub. H.B. 18, as amended by the Senate, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Dee	Dougall	Doughty	Draxler

Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Oda	Painter	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Daw	Froerer	Noel	Perry
Sumsion			

1st Sub. H.B. 18, as amended by the Senate, transmitted to the Senate for signature of President.

COMMITTEE OF THE WHOLE

On motion of Representative Menlove, the House resolved itself into a Committee of the Whole, with the Speaker as Chairwoman, for the purpose of hearing from U.S. Senator Orrin Hatch. Representatives Hughes, Barrus, Ivory, and Handy commented.

On motion of Representative Menlove, the Committee of the Whole was dissolved.

SPECIAL ORDER OF BUSINESS

H.B. 182 SIGNAGE HONORING FALLEN HIGHWAY PATROL OFFICERS., *Wilson*, was read the third time by short title and placed on its final passage. Representatives Greenwood, Frank, Christensen, Perry, Herrod, Ipson, Galvez, and Wilson commented.

H.B. 182 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck

Christensen	Cosgrove	Cox	D Brown
Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Lockhart		

Absent or not voting were: Representatives

Daw	Dougall	M Brown	Nielson
Wright			

H.B. 182 was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Herrod, the House voted to uncircle **H.B. 198**.

H.B. 198, GROWING OF FOOD, *Herrod*, was before the House on its final passage. Representative Powell commented.

H.B. 198, as amended, passed on the following roll call:

Yeas, 53; Nays, 16; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Dee	Dougall	Draxler	Dunnigan
Edwards	Eliason	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Herrod	Hughes
Hutchings	Ivory	J Peterson	Kiser
Last	Mathis	McCay	McIff

Menlove	Morley	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Powell	Ray	Sagers
Sandstrom	Snow	Sumsion	V Peterson
Vickers	Webb	Wilcox	Wright
Lockhart			

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Duckworth	Fisher	Hemingway
King	Litvack	Moss	Poulson
Seelig	Watkins	Wheatley	Wiley

Absent or not voting were: Representatives

Daw	Hendrickson	Ipson	M Brown
Sanpei	Wilson		

H.B. 198, as amended, was transmitted to the Senate for its consideration.

* * *

On motion of Representative Edwards, the House voted to uncircle **H.B. 304**.

H.B. 304, ACCESS TO VOTER DATE OF BIRTH RECORDS, *Edwards*, was before the House on its final passage.

On motion of Representative Edwards, the House voted to delete **H.B. 304** in title and body and insert **1st Sub. H.B. 304** in lieu thereof.

On motion of Representative Edwards, the House voted to circle **1st Sub. H.B. 304**.

* * *

On motion of Representative Harper, the House voted to uncircle **H.B. 104**.

H.B. 104, LOCAL HIGHWAY AUTHORITY REGULATORY POWERS, *Harper*, was before the House on its final passage.

On motion of Representative Harper, the House voted to delete **H.B. 104** in title and body and insert **1st Sub. H.B. 104** in lieu thereof.

Representative Dunnigan proposed Amendment 2:

1. Page 1, Lines 14 through 16

14 ▶ prohibits a local highway authority from enacting an ordinance that prohibits or

15 restricts an owner or operator of a vehicle from causing or permitting the vehicle's

16 engine to idle unless the ordinance meets certain requirements ;

2. Page 2, Lines 31 through 32:

31 AMENDS:

32 41-6a-208, as last amended by Laws of Utah 2006, Chapter 337 41-6a-214, as renumbered and amended by Laws of Utah 2005, Chapter 2

3. Page 4, Lines 96 through 97:

96 (c) enact an ordinance that prohibits or restricts an owner or operator of a vehicle from

97 causing or permitting the vehicle's engine to idle {~~;~~ or } unless the ordinance:

 (i) is primarily educational;

 (ii) provides that a person must be issued at least three warning citations within a one-year period before imposing a fine;

 (iii) has the same fine structure as a parking violation;

 (iv) provides for the safety of law enforcement personnel who enforce the ordinance; and

 (v) provides that the ordinance may only be enforced on private property or on a quasi-public road or parking area as defined in Section 41-6a-214 if the owner of the private property requests, through written or electronic means, that the ordinance be enforced on the private property; or

4. Page 4, Lines 108 through 109:

108 (5) An ordinance enacted by a local highway authority that violates Subsection (3) is

109 not effective.

Section 2. Section 41-6A-214 is amended to read:
 41-6a-214. Quasi-public roads and parking areas -- Local

ordinances.

(1) As used in this section, “quasi–public road or parking area” means a privately owned and maintained road or parking area that is generally held open for use of the public for purposes of vehicular travel or parking.

(2) (a) ~~{–Any–}~~ Except as provided in Section 41–6a–208, any municipality or county may by ordinance provide that a quasi–public road or parking area within the municipality or county is subject to this chapter.

(b) An ordinance may not be enacted under this section without:

(i) a public hearing; and

(ii) the agreement of a majority of the owners of the quasi–public road or parking area involved.

(3) This section:

(a) supercedes conflicting provisions under Section 41–6a–215;

(b) does not require a peace officer to patrol or enforce any provisions of this chapter on any quasi–public road or parking area; or

(c) does not affect the duty of a peace officer to enforce those provisions of this chapter applicable to private property other than under this section.

Representative Wiley, Litvack, and Powell commented. Representative Dunnigan’s motion to amend passed on a voice vote.

Representatives Arent and Bird commented.

1st Sub. H.B. 104, as amended, passed on the following roll call:

Yeas, 42; Nays, 28; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Christensen	Cox	D Brown	Dougall
Draxler	Duckworth	Dunnigan	Eliason
Frank	Froerer	Galvez	Gibson
Grover	Harper	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Kiser
Mathis	Menlove	Morley	Newbold
Noel	Oda	Ray	Sagers
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Wilcox	Wiley
Wright	Lockhart		

Voting in the negative were: Representatives

Arent	Briscoe	Butterfield	Chavez–Houck
Cosgrove	Dee	Doughty	Edwards
Fisher	Greenwood	Handy	Hemingway
Ivory	J Peterson	King	Last
Litvack	McIff	Moss	Nielson
Perry	Pitcher	Poulson	Powell
Seelig	Watkins	Wheatley	Wilson

Absent or not voting were: Representatives

Daw	M Brown	McCay	Painter
Webb			

1st Sub. H.B. 104, as amended, was transmitted to the Senate for its consideration.

COMMUNICATION FROM THE SENATE

Madam Speaker:

February 24, 2012

The Senate passed **S.J.R. 25**, JOINT RESOLUTION HONORING STEVE APPLETON, by Senator J. Valentine, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Dougall, under suspension of the rules, the House voted to lift **S.J.R. 25** from the Rules Committee, consider it read the second time by short title and placed at the top of the Third Reading Calendar.

THIRD READING CALENDAR

S.J.R. 25, JOINT RESOLUTION HONORING STEVE APPLETON, *Senator Valentine*, was read the third time by short title and placed on its final passage. Representative Dougall explained the bill.

S.J.R. 25 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen

Cosgrove	Cox	D Brown	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Butterfield	Daw	Hemingway	M Brown
McCay	Sanpei	Webb	

S.J.R. 25 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

INTRODUCTION OF BILL

H.B. 424, Museum Appropriation Amendments (T. Kiser), was read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Hughes, and at 12:10 p.m., the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Lockhart at 2:15 p.m. Representative Ray was excused for the afternoon.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

February 24, 2012

The Senate passed, **H.B. 293**, AMENDMENTS TO VEHICLE OVERSIZE AND OVERWEIGHT PERMITS, by Representative W. Harper, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 294**, BIOFEEDBACK LICENSING AMENDMENTS, by Representative R. C. Webb, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 317**, TRAFFIC SAFETY AMENDMENTS, by Representative D. Ipson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 494**, CAMPAIGN FINANCE AMENDMENTS, by Representative S. Barlow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.C.R. 7**, CONCURRENT RESOLUTION DESIGNATING VETERANS MEMORIAL HIGHWAY, by Representative C. Herrod, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker:

February 24, 2012

The Senate passed **S.B. 274**, LEGISLATIVE COMMITTEE AMENDMENTS, by Senator S. Reid, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILLS

H.B. 407, New Car Safety and Emissions Inspection (D. Ipson), was read the first time by short title and referred to the Rules Committee.

H.B. 410, Informed Consent in Domestic Cases (G. Froerer), was read the first time by short title and referred to the Rules Committee.

H.B. 464, County Land Use Amendments (B. Wright), was read the first time by short title and referred to the Rules Committee.

H.B. 465, Inmate Medical Donation Act (S. Eliason), was read the first time by short title and referred to the Rules Committee.

CONCURRENCE CALENDAR

On motion of Representative Daw, the House voted to concur in the Senate amendments to **H.B. 266, DRIVER EDUCATION AMENDMENTS.**

H.B. 266, as amended by the Senate, passed on the following roll call:

Yeas, 67; Nays, 1; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Perry	Pitcher
Poulson	Sagers	Sandstrom	Sanpei
Snow	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative was: Representative
Powell

Absent or not voting were: Representatives

Hughes	Hutchings	McCay	Painter
Ray	Seelig	Sumsion	

H.B. 266, as amended by the Senate, transmitted to the Senate for signature of President.

SPECIAL ORDER OF BUSINESS

S.C.R. 5, CONCURRENT RESOLUTION ENCOURAGING PARENTAL ENGAGEMENT IN THE EDUCATION OF CHILDREN, *Senator Jones*, was

read the third time by short title and placed on its final passage. Representative Moss explained the bill.

Representatives Poulson, Newbold, Wilcox, and Watkins, commented.

S.C.R. 5 passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	Daw
Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Moss
Newbold	Nielson	Noel	Oda
Perry	Pitcher	Poulson	Powell
Sagers	Sandstrom	Sanpei	Seelig
Snow	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

D Brown	Dougall	Hutchings	McCay
Morley	Painter	Ray	Sumsion

S.C.R. 5 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

UNFINISHED BUSINESS

On motion of Representative Vickers, the House voted to uncircle **2nd Sub. H.B. 76**.

2nd Sub. H.B. 76, PHARMACY AUDIT RIGHTS, *Vickers*, was before the House on its final passage.

2nd Sub. H.B. 76 passed on the following roll call:

Yeas, 69; Nays, 1; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Moss	Newbold
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wiley	Wilson
Wright			

Voting in the negative was: Representative
Nielson

Absent or not voting were: Representatives

Hutchings	Morley	Ray	Wilcox
Lockhart			

2nd Sub. H.B. 76 was transmitted to the Senate for its consideration.

* * *

On motion of Representative Dunnigan, the House voted to uncircle **2nd Sub. H.B. 144.**

2nd Sub. H.B. 144, HEALTH SYSTEM REFORM AMENDMENTS, Dunnigan, was before the House on its final passage.

2nd Sub. H.B. 144, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck

Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	

Absent or not voting were: Representatives

Fisher	Hutchings	Ray	Lockhart
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2nd Sub. H.B. 144, as amended, was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Ipson, the House voted to allow a bill file to be opened concerning retirement issues.

THIRD READING CALENDAR

1st Sub. H.J.R. 9, JOINT RESOLUTION ON MONETARY DECLARATION, *Galvez*, was read the third time by short title and placed on its final passage.

On motion of Representative Galvez, the House voted to circle **1st Sub. H.J.R. 9**.

* * *

1st Sub. H.B. 459, AMENDMENTS TO DEFERRED DEPOSIT LENDING, *Dunnigan*, was read the third time by short title and placed on its final passage.

Representative Dunnigan proposed a verbal amendment as follows:

1. Page 5, Line 129:

Delete “total number” and insert “average dollar amount”

Representative Dunnigan’s motion to amend passed on a voice vote.

1st Sub. H.B. 459, as amended, passed on the following roll call:

Yeas, 60; Nays, 11; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Christensen	Cosgrove	Cox	D Brown
Dee	Dougall	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Powell	Sagers
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wilcox	Wiley	Wilson	Wright

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Daw
Doughty	Hemingway	King	Moss
Poulson	Seelig	Wheatley	

Absent or not voting were: Representatives

Butterfield	Fisher	Ray	Lockhart
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1st Sub. H.B. 459, as amended, was transmitted to the Senate for its consideration.

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1st Sub. H.B. 107, JOINT CUSTODY MODIFICATIONS, *Froerer*, was read the third time by short title and placed on its final passage. Representatives Handy, Wilson, and Snow commented.

1st Sub. H.B. 107, as amended, passed on the following roll call:

Yeas, 59; Nays, 11; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Doughty	Draxler	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Greenwood	Grover	Harper
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McIff
Menlove	Morley	Newbold	Nielson
Noel	Oda	Painter	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
Vickers	Watkins	Webb	Wheatley
Wilcox	Wilson	Wright	

Voting in the negative were: Representatives

Chavez–Houck	Duckworth	Gibson	Handy
Hemingway	Hendrickson	M Brown	McCay
Moss	Perry	V Peterson	

Absent or not voting were: Representatives

Butterfield	Dougall	Ray	Wiley
Lockhart			

1st Sub. H.B. 107, as amended, was transmitted to the Senate for its consideration.

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H.B. 141, STATE SOVEREIGNTY AND RIGHTS OF SET-OFF, *Christensen*, was read the third time by short title and placed on its final passage.

Representative Christensen proposed Amendment 1:

- 1. Page 1, Line 16a
House Committee Amendments 2–15–2012

16a ~~the~~ iniquitably or unlawfully caused or claimed by the
federal government. [~~the state~~]

2. Page , Line 28 through Page 2, Line 28:

28 {~~63G-12-403~~} 63G-15-101 , Utah
Code Annotated 1953

3. Page 2, Lines 31 through 32
House Committee Amendments 2-15-2012:

31 Section 1. Section {~~63G-12-403~~} 63G-15-101 is
enacted to read:

32 {~~63G-12-403~~} 63G-15-101. State sovereignty
and rights of set-off.

4. Page 2, Lines 38 through 38a
House Committee Amendments 2-15-2012:

38 the State of Utah {~~against~~} for any amounts ~~it~~ → it
claims to have been inequitably or unlawfully

38a caused or imposed by the federal government. [~~the state may~~
~~be claimed to owe the federal government.~~

Representative Christensen's motion to amend passed on a voice vote.

H.B. 141, as amended, passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez-Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion

V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright			

Absent or not voting were: Representatives

Arent	Dougall	M Brown	Poulson
Ray	Lockhart		

H.B. 141, as amended, was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Briscoe, the House voted to uncircle **H.B. 153**.

H.B. 153, DIVERSION OF WATER, *Briscoe*, was before the House on its final passage. Representative Noel commented.

H.B. 153 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Sagers	Sandstrom	Sanpei
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	

Absent or not voting were: Representatives

Froerer	Ray	Seelig	Lockhart
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H.B. 153 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 405, JURY SERVICE AMENDMENTS, *Watkins*, was read the third time by short title and placed on its final passage. Representative Arent commented.

H.B. 405 passed on the following roll call:

Yeas, 65; Nays, 4; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Chavez–Houck	Christensen	Cox
D Brown	Daw	Dee	Dougall
Doughty	Draxler	Duckworth	Edwards
Eliason	Frank	Froerer	Galvez
Greenwood	Grover	Handy	Harper
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright			

Voting in the negative were: Representatives

Arent	Cosgrove	Fisher	Moss
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Absent or not voting were: Representatives

Butterfield	Dunnigan	Gibson	Hemingway
Ray	Lockhart		

H.B. 405 was transmitted to the Senate for its consideration.

* * *

H.B. 187, AGRICULTURAL OPERATION INTERFERENCE, *Mathis*, was read the third time by short title and placed on its final passage.

On motion of Representative Mathis, the House voted to delete **H.B. 187** in title and body and insert **2nd Sub. H.B. 187** in lieu thereof.

Representatives King commented.

Representative King proposed Amendment 1:

- 1. Page 1, Line 16

16 ▶ establishes {~~penalties.~~} a penalty.

- 2. Page 2, Lines 27 through 44:

27 76-6-112. Agricultural operation interference --- Penalties.

28 (1) As used in this section, "agricultural operation" means property used for the

29 production of livestock, poultry, livestock products, or poultry
products.

30 (2) A person is guilty of agricultural operation interference if
the person {~~:-~~}

31 {~~(a) without consent from the owner of the agricultural~~
~~operation, or the owner's agent,~~

32 knowingly or intentionally records an image of, or sound from, the
agricultural operation by

33 leaving a recording device on the agricultural operation;

34 (b) knowingly or intentionally records an image of, or sound
from, an agricultural

35 operation while the person is lawfully present on the agricultural
operation, after receiving

36 notice from the owner of the agricultural operation or the owner's
agent that the person is

37 prohibited from recording an image of, or sound from, the
agricultural operation; or

38 ~~(c)}~~ without consent from the owner of the operation or the
owner's agent, knowingly or

39 intentionally records an image of, or sound from, an agricultural
operation while the person is

40 committing criminal trespass, as described in Section 76-6-206, on the agricultural operation.

41 (3) A person who commits agricultural operation interference
{-described in Subsection

42 (2)(a) is guilty of a class A misdemeanor.

43 (4) A person who commits agricultural operation interference
described in Subsection

44 (2)(b) or (c) } is guilty of a class B misdemeanor.

Representative Mathis, McCay, and Hutchings commented.

Representative Cox proposed a substitute verbal amendment as follows:

1. Page 2, Lines 34-37:
Delete lines 34 through 37.
2. Page 2, Line 38:
Delete “(c)” and insert “(b)”
3. Page 2, Lines 43-44:
Delete lines 43 and 44.

Representatives King, Mathis, and Noel commented. Representative Cox’s motion to amend failed on a voice vote.

Representative Litvack commented. Representative King’s motion to amend failed on a voice vote.

Representatives Draxler and Arent commented.

2nd Sub. H.B. 187 passed on the following roll call:

Yeas, 60; Nays, 14; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Daw	Dee	Dougall	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hendrickson	Herrod	Hughes	Hutchings

Ipson	Ivory	J Peterson	Kiser
Last	M Brown	Mathis	McCay
McIff	Menlove	Morley	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Powell	Sagers
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wilcox	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Fisher	Hemingway	King
Litvack	Moss	Poulson	Seelig
Wheatley	Wiley		

Absent or not voting was: Representative
Ray

2nd Sub. H.B. 187 was transmitted to the Senate for its consideration.

RULES COMMITTEE REPORT

Madam Speaker:

February 24, 2012

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 284**, Higher Education Governance (Rep. J. Dougall), be replaced with **1st Sub. H.B. 284**, Regents' Scholarship Program Amendments (Rep. J. Dougall), and further recommends it be assigned to the House Public Utilities and Technology Standing Committee

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted and the bill was read the first time by short title due to a title change.

RULES COMMITTEE REPORT

Madam Speaker:

February 24, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

EDUCATION

H.B. 420 Parent Education Initiative (Rep. S. Eliason)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Madam Speaker:

February 24, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

H.B. 388 Unemployment Insurance Exemption (Rep. J. Peterson)

S.B. 173 Utah Fit Premises Modifications (Sen. B. McAdams)

GOVERNMENT OPERATIONS

H.B. 172 Vote by Mail Amendments (Rep. S. Eliason)

H.B. 338 Election Amendments (Rep. S. Eliason)

H.B. 339 Election Ballot Amendments (Rep. S. Eliason)

HEALTH AND HUMAN SERVICES

H.B. 496 Mental Health Practice Act Revisions (Rep. P. Ray)

H.C.R. 14 Concurrent Resolution Supporting Education Regarding, and Prevention of, Chronic Obstructive Pulmonary Disease (Rep. E. Hutchings)

JUDICIARY

H.B. 433 Expanded Uses of School District Property Tax Revenue (Rep. K. McIff)

H.B. 457 Eminent Domain Revisions (Rep. B. Last)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

H.B. 463 Medicaid Inspector General (Rep. B. Wright)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

S.B. 83 Uintah Basin Energy Zones (Sen. K. Van Tassell)

POLITICAL SUBDIVISIONS

H.B. 342 Campaign Finance Reporting in Local Elections (Rep. K. Sumsion)

H.B. 449 Public Employee Status Modifications (Rep. B. Dee)

H.B. 454 Open Enrollment Amendments (Rep. D. Brown)

H.B. 476 Amendments to Government (Rep. D. Ipson)

PUBLIC UTILITIES AND TECHNOLOGY

2nd Sub. S.C.R. 8 Concurrent Resolution Supporting New Technologies and Facilities That Enhance the Production and Value of Uintah Black Wax (Sen. K. Van Tassell)

REVENUE AND TAXATION

H.B. 427 Tax Law Modifications (Rep. R. Wilcox)

S.B. 31 Classroom Size Amendments (Sen. K. Morgan)

TRANSPORTATION

H.B. 152 Emissions Amendments (Rep. D. Brown)

H.B. 407 New Car Safety and Emissions Inspection (Rep. D. Ipson)

WORKFORCE SERVICES AND COMMUNITY AND ECONOMIC DEVELOPMENT

H.B. 186 State Licensing Amendments (Rep. D. McCay)

H.B. 424 Museum Appropriation Amendments (Rep. T. Kiser)

H.B. 482 Severance Tax Funding for Certain Programs (Rep. K. Ivory)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 24, 2012

The President of the Senate has signed **1st Sub. H.B. 18**, KIDNAPPING OFFENDER AMENDMENTS, by Representative F. Cox, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 282**, CRIMINAL OFFENSE AMENDMENTS, by Representative P. Ray, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 11**, CONCURRENT RESOLUTION RECOGNIZING THE SESQUICENTENNIAL OF THE CITY OF ST.

GEORGE, by Representative D. Ipson, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker:

February 24, 2012

The Senate passed, as substituted, **1st Sub. S.B. 78**, WATER CONSERVANCY DISTRICT AMENDMENTS, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed **S.B. 94**, ELECTRIC POWER FACILITIES AMENDMENTS, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed, as substituted, **2nd Sub. S.B. 151**, STUDENTS AT RISK OF ACADEMIC FAILURE STUDY, by Senator H. Stephenson, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 165**, REDEVELOPMENT AGENCY AMENDMENTS, by Senator T. Weiler, and it is transmitted for consideration; and

The Senate passed **S.B. 175**, SCHOOL GRADING AMENDMENTS, by Senator W. Niederhauser, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 177**, GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT AMENDMENTS, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 252**, AMENDMENTS TO DENTIST PRACTICE ACT, by Senator D. Hinkins, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILLS

H.B. 331, School Board Election Provisions (J. Nielson), was read the first time by short title and referred to the Rules Committee.

H.B. 435, Reclassification of Traffic Offenses (K. Powell), was read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 4:15 p.m., the House voted to adjourn until February 27, 2012, at 9:30 a.m.

THIRTY-FIFTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 9:40 a.m.

Roll call showed all members present except Representative Paul Ray, excused.

Prayer offered by Allen Cannon, an ecclesiastical leader from Pine Valley, Utah, a guest of Representative Don Ipson. Pledge of Allegiance led by Representative Ipson's guest, Noah Guzman, a 9th grade student from Snow Canyon Middle School.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 24, 2012

The Senate passed, as amended, **H.B. 305, CONSTRUCTION CODE REVISIONS**, by Representative G. Froerer, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communication filed. The bill was placed on the Concurrence Calendar.

* * *

Madam Speaker: February 24, 2012

The Senate passed, as substituted, and amended **1st Sub. S.B. 214, JUSTICE COURT PROCESS AMENDMENTS**, by Senator C. Bramble, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was read the first time by short title and referred to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Madam Speaker: February 24, 2012

The Government Operations Committee reports a favorable recommendation on **H.B. 193, ALCOHOLIC BEVERAGE CONTROL**

COMMISSION AMENDMENTS, by Representative B. Doughty, with the following amendments:

1. Page 1, Lines 14 through 16:

14 ► requires that a certain ~~{-percentages related to political affiliation and being regular-}~~ number of commissioners
be

15 consumers of an alcoholic product ~~{-be met in making appointments to the~~

16 ~~commission-}~~ and a certain number be from different professions or occupations ;

2. Page 1, Lines 21 through 22:

21 Other Special Clauses:

22 ~~{-None-}~~ This bill coordinates with S.B. 66, Alcoholic Beverage Control Related Amendments, to merge substantive changes.

3. Page 1, Line 25:

25 32B-2-201, as last amended by Laws of Utah 2011, Chapters 308 and 334

Utah Code Sections Affected by Coordination Clause:
32B-2-201, as last amended by Laws of Utah 2011, Chapters 308 and 334

4. Page 2, Lines 32 through 44:

32 (2) (a) The commission is composed of five part-time commissioners appointed by the

33 governor with the consent of the Senate.

34 (b) No more than ~~{-1-}~~ three ~~{-1-}~~ ~~{-60%-of the-}~~ commissioners may be of the same political party.

35 (c) (i) At least ~~{-40%-}~~ two of the commissioners shall, for at least one year before being

36 appointed and during their term, be ~~{-regular-}~~ consumers of an alcoholic product purchased from

37 an entity authorized to sell alcoholic products. {~~As used in this~~
~~Subsection (2)(c), “regular”~~}

38 ~~means happening or recurring not less than once a month.~~}

39 (ii) The governor shall require an individual to sign an affidavit
verifying compliance

40 with Subsection (2)(c)(i) as a condition of appointment under this
Subsection (2)(c).

41 (iii) If as of July 1, 2012, there are not at least
{~~40%~~} two of the commissioners who meet the

42 requirements of Subsection (2)(c)(i), as terms of commissioners
expire the governor shall

43 appoint a new commissioner or {~~a~~
~~reappointed~~} reappoint a commissioner in a manner that brings
the

44 commission {~~in~~} into compliance with this Subsection
(2)(c).

(d)(i) No more than two commissioners shall have the same profession
or occupation.

(ii) If as of July 1, 2012, there are more than two commissioners with the
same profession or occupation, as terms of commissioners expire, the
governor shall appoint a new commissioner or reappoint a commissioner
in a manner that brings the commission into compliance with this
Subsection (2)(d).

5. Page 4, Lines 109 through 110:

109 or portion of a commission meeting that is closed by the
 commission as authorized by Sections

110 52-4-204 and 52-4-205.

Section 2. Coordinating H.B. 193 with S.B. 66 -- Merging
substantive amendments

If this H.B. 193 and S.B. 66, Alcoholic Beverage Control Related
Amendments, both pass and become law, the Legislature intends that:

(1) the references in Subsection 32B-2-201(2)(c) to “two” be replaced
with “three”;

(2) the references in Subsection 32B-2-201(2)(d) to “two” be replaced
with “three”; and

(3) the Office of Legislative Research and General Counsel make the

changes described in this section when preparing the Utah Code database for publication.

Kraig Powell, Chair

Report filed. On motion of Representative Powell, the report of the Government Operations committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 24, 2012

The Political Subdivisions Committee recommends **H.B. 429**, PROPERTY RIGHTS MODIFICATIONS, by Representative G. Froerer, be replaced and reports a favorable recommendation on **1st Sub. H.B. 429**, PROPERTY RIGHTS MODIFICATIONS with the following amendments:

- 1. Page 2, Lines 33 through 36:

33 (a) after consultation with the property owner, the municipality has determined on the

34 record that the segment of a trail, path, or other way is essential to connect or complete a

35 discrete portion of the municipality’s master planned urban trail system, the acquisition of

36 which is at least {~~-70%~~} 85% complete; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 491**, MIDTERM VACANCY AMENDMENTS, by Representative J. Dougall.

R. Curt Webb, Chair

Reports filed. On motion of Representative Webb, the reports of the Political Subdivisions committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 24, 2012

The Revenue and Taxation Committee recommends **H.B. 299**, TAX REVISIONS, by Representative J. Dougall, be replaced and reports a favorable recommendation on **1st Sub. H.B. 299**, TAX REVISIONS with the following amendments:

1. Page 2, Lines 49 through 51:

49 (d) { ~~The sum of the nonrefundable tax credit claimed under~~
~~Subsection (2)(a) and any~~

50 ~~excess amount carried forward pursuant to Subsection (2)(c) may~~
~~not exceed 5% of the~~

51 ~~claimant's tax liability before tax credits under this chapter. }~~

(d) Notwithstanding Subsections (2)(a) and (c), a claimant may not
claim for a taxable year a total amount that exceeds 5% of the claimant's
tax liability before credits under this chapter from:

(i) the amount of a nonrefundable tax credit claimed under
Subsection (2)(a); and

(ii) an amount carried forward pursuant to Subsection
(2)(c).

Patrick Painter, Chair

Report filed. On motion of Representative Painter, the report of the Revenue and Taxation committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 24, 2012

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **S.B. 53**, RECREATIONAL THERAPY PRACTICE ACT AMENDMENTS, by Senator G. Davis; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **S.B. 256**, UNINCORPORATED BUSINESS ENTITIES ACT AMENDMENTS, by Senator L. Hillyard, and recommends it be placed on the Consent Calendar; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.C.R. 15**, CONCURRENT RESOLUTION ON OBESITY, by Representative S. Barlow, and recommends it be placed on the Consent Calendar; and

Jim Bird, Chair

Reports filed. On motion of Representative Bird, the reports of the Workforce Services and Community and Economic Development committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar or Consent Calendar.

* * *

Madam Speaker:

February 24, 2012

The Retirement and Independent Entities Committee recommends **H.B. 437**, PUBLIC EMPLOYEE HEALTH CARE BENEFITS, by Representative B. Daw, be replaced and reports a favorable recommendation on **1st Sub. H.B. 437**, PUBLIC EMPLOYEE HEALTH CARE BENEFITS with the following amendments:

1. Page 1, Lines 13 through 14:

13 ► clarifies that health insurance benefits provided to employees do not constitute a

14 continuing obligation ~~{—and may be changed by the Legislature at any time—}~~ ;

2. Page 2, Lines 43 through 46:

43 (2) The benefits provided to a covered individual under this chapter ~~{—;~~

44 ~~(a)~~ } do not constitute a continuing obligation of the state, its political subdivisions, or

45 educational institutions ~~{—; and~~

46 (b) may be changed by the Legislature at any time—} .

3. Page 3, Lines 66 through 73:

66 (b) offer to all employees training regarding health plans offered to employees,

67 including ~~{—, if offered,—}~~ high deductible health plans and health savings accounts; ~~and]~~

68 (c) prepare online training as an option for the training required by Subsections (2)(b)

69 and (4)~~[—]; and~~

70 (d) ensure the training offered under Subsections (2)(b) and (c)
~~{—shall include—}~~ includes

71 information on changing coverages to the high deductible plan with a health savings account,

72 including coordination of benefits with other insurances, restrictions on other insurance

73 coverages, and general tax implications.

4. Page 3, Lines 83 through 85:

83 (c) The office shall distribute the annual amount determined
under Subsection (3)(b) to

84 employees in two equal amounts with {~~the first~~} a pay
date in January and {~~the first~~} a pay date in July

85 of each plan year.

Don L. Ipson, Chair

Report filed. On motion of Representative Froerer, the report of the Retirement and Independent Entities committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

INTRODUCTION OF BILLS

H.B. 439, Congressional District Residency (P. Ray), was read the first time by short title and referred to the Rules Committee.

H.B. 472, International Relations and Trade Commission Amendments (E. Hutchings), was read the first time by short title and referred to the Rules Committee.

H.B. 507, School Allocations Measured by Property Tax (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.J.R. 16, Joint Resolution – Judicial Service Commendation (K. McIff), was read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Grover, the House voted to recall **S.B. 120** from the Senate for reconsideration.

CONSENT CALENDAR

S.B. 48, MISSION OF PUBLIC EDUCATION, *Senator Jones*, was read the third time by short title and placed on its final passage. Representative Gibson explained the bill.

S.B. 48, as amended, passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Morley	Moss	Newbold	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Anderson	Eliason	McCay	Nielson
Ray	Sagers	Wiley	

S.B. 48, as amended, was returned to the Senate for further consideration.

* * *

H.B. 434, PHARMACY PRACTICE ACT MODIFICATIONS, *Vickers*, was read the third time by short title and placed on its final passage.

H.B. 434, as amended, passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Fisher
Frank	Froerer	Galvez	Gibson

Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Dougall	Eliason	M Brown	McCay
Ray	Sagers	Wiley	

H.B. 434, as amended, was transmitted to the Senate for its consideration.

* * *

S.B. 141, REAUTHORIZATION OF PROHIBITIONS ON PRACTICING LAW WITHOUT A LICENSE, *Senator Jenkins*, was read the third time by short title and placed on its final passage. Representative McIff explained the bill.

S.B. 141 passed on the following roll call:

Yeas, 69; Nays, 2; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Sagers

Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Dougall	Sumsion
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Absent or not voting were: Representatives

Eliason	McCay	Ray	Wiley
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S.B. 141 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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H.B. 368, ABANDONMENT OF FORFEITURE OF WATER RIGHTS, *Galvez*, was read the third time by short title and placed on its final passage.

H.B. 368 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Eliason	King	McCay	Ray
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H.B. 368 was transmitted to the Senate for its consideration.

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H.B. 458, WASTEWATER SYSTEM AMENDMENTS, *Painter*, was read the third time by short title and placed on its final passage.

H.B. 458 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Bird	McCay	Ray
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H.B. 458 held for possible reconsideration.

* * *

H.B. 486, WATER AND IRRIGATION AMENDMENTS, *Hendrickson*, was read the third time by short title and placed on its final passage.

H.B. 486, as amended, passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Bird	McCay	Ray
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H.B. 486, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 149, ONLINE EDUCATION SURVEY, *Eliason*, was read the third time by short title and placed on its final passage.

H.B. 149, as amended, passed on the following roll call:

Yeas, 70; Nays, 1; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes

Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative was: Representative
Dougall

Absent or not voting were: Representatives
Bird McCay Painter Ray

H.B. 149, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 150, UNDERGROUND PETROLEUM STORAGE TANK FINANCIAL VIABILITY STUDY, *Eliason*, was read the third time by short title and placed on its final passage.

H.B. 150 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Chavez-Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Perry	Pitcher	Poulson

Powell	Sagers	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Bird	Butterfield	Greenwood	Hutchings
Painter	Ray	Sandstrom	

H.B. 150 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 343, UNDERGROUND STORAGE TANK AMENDMENTS, *McIff*, was read the third time by short title and placed on its final passage.

Representative McIff proposed Amendment 3:

- 1. Page 1, Lines 21 through 22

21 Other Special Clauses:

22 {~~None~~} This bill coordinates with S.B. 21, Department of Environmental Quality Boards Revisions, by providing technical amendments.

- 2. Page 2, Line 28:

28 19–6–411, as last amended by Laws of Utah 1998, Chapter 95
Utah Code Sections Affected by Coordination Clause:
19–6–411, as last amended by Laws of Utah 1998, Chapter 95

- 3. Page 13, Lines 380 through 381:

380 tank under Subsection (7)(a) that does not qualify for a certificate of compliance under this

381 part.

Section 5. Coordinating H.B. 343 with S.B. 21 -- Technical amendments.

If this H.B. 343 and S.B. 21, Department of Environmental Quality Boards Revisions, both pass and become law, the Legislature intends that:

- (1) the reference in Subsection 19–6–411(7)(a) to “executive secretary” be replaced with “director”; and

(2) the Office of Legislative Research and General Counsel make that change when preparing the Utah Code database for publication.

Representative McIff's motion to amend passed on a voice vote.

H.B. 343, as amended, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Sagers
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Dunnigan	Greenwood	Hughes	Ray
Sandstrom			

H.B. 343, as amended, was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 142, ALCOHOL AMENDMENTS, *Froerer*, was read the third time by short title and placed on its final passage.

On motion of Representative Froerer, the House voted to circle **1st Sub. H.B. 142**.

* * *

H.B. 259, MUNICIPAL ADMINISTRATIVE PROCEEDINGS AMENDMENTS, *Powell*, was read the third time by short title and placed on its final passage.

On motion of Representative Menlove, the House voted to circle **H.B. 259**.

* * *

H.B. 393, JUVENILE COMPETENCY AMENDMENTS, *McIff*, was read the third time by short title and placed on its final passage.

On motion of Representative McIff, the House voted to circle **H.B. 393**.

* * *

1st Sub. H.B. 159, UNLAWFUL DETENTION AMENDMENTS, *Wilcox*, was read the third time by short title and placed on its final passage.

Representative Ivory commented.

1st Sub. H.B. 159, as amended, passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Sagers	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Greenwood Ray Sandstrom

1st Sub. H.B. 159, as amended, was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Powell, the House voted to uncircle **H.B. 259**.

H.B. 259, MUNICIPAL ADMINISTRATIVE PROCEEDINGS AMENDMENTS, *Powell*, was before the House on its final passage.

H.B. 259, as amended, passed on the following roll call:

Yeas, 71; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Grover	Handy
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Sagers	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative was: Representative

Harper

Absent or not voting were: Representatives

Greenwood Ray Sandstrom

H.B. 259, as amended, was transmitted to the Senate for its consideration.

* * *

On motion of Representative McIff, the House voted to uncircle **H.B. 393**.

H.B. 393, JUVENILE COMPETENCY AMENDMENTS, *McIff*, was before the House on its final passage.

On motion of Representative Hughes, the House voted to delete **H.B. 393** in title and body and insert **1st Sub. H.B. 393** in lieu thereof.

1st Sub. H.B. 393 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Sagers	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Greenwood	M Brown	Ray	Sandstrom
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1st Sub. H.B. 393 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

1st Sub. H.B. 395, FIREARMS AMENDMENTS, *Sandstrom*, was read the third time by short title and placed on its final passage.

On motion of Representative Dee, the House voted to circle **1st Sub. H.B. 395**.

* * *

1st Sub. H.B. 176, COUNTY LAND USE PLANS, *Noel*, was read the third time by short title and placed on its final passage.

Representative Noel proposed Amendment 1:

1. Page 3, Lines 63 through 64

63 (f) designation of a national park within the National Park System; {~~or~~}

64 (g) designation of a national recreational area {~~—~~} ;
(h) any other designation, classification, categorization, reservation, withdrawal, or similar action that has the purpose or effect of eliminating, restricting, or reducing energy and mineral development, motorized travel, grazing, active vegetation management, or any other traditional multiple use on public land.

2. Page 14, Line 400:

400 county, whether that county supports the proposed congressional land use legislation; {~~and~~}

3. Page 14, Line 405:

405 (ii) Forest Service land recommended for wilderness designation in RARE II {~~—~~} ; and

(u) a statement explaining whether and to what extent members of Utah's congressional delegation and their staff were consulted in drafting the proposed congressional land use legislation and the federal land use designation contained therein.

Representative Noel's motion to amend passed on a voice vote.

Representatives Watkins, Briscoe, and Cox commented.

1st Sub. H.B. 176, as amended, passed on the following roll call:

Yeas, 57; Nays, 16; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown

Daw	Dee	Dougall	Draxler
Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	Kiser	Last
M Brown	Mathis	McCay	McIff
Menlove	Morley	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Powell	Sagers	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Webb	Wilcox	Wilson
Lockhart			

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Duckworth	Fisher	Hemingway
King	Litvack	Moss	Poulson
Seelig	Watkins	Wheatley	Wiley

Absent or not voting were: Representatives

Ray	Wright
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1st Sub. H.B. 176, as amended, was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Sandstrom, the House voted to uncircle **1st Sub. H.B. 395**.

1st Sub. H.B. 395, FIREARMS AMENDMENTS, *Sandstrom*, was before the House on its final passage.

Representative Sandstrom proposed Amendment 2:

1. Page 1, Lines 15 through 18

15 { ~~►~~ provides that the Bureau of Criminal Identification may, rather than shall, deny,

16 ~~-suspend, or revoke a concealed firearm permit on the basis of an indictment for a~~

17 ~~-crime of violence in any state, but shall reverse that action upon notice of dismissal~~

18 ~~of the indictment or acquittal;~~

Representative Sandstrom's motion to amend passed on a voice vote.

1st Sub. H.B. 395, as amended, passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were:

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McIff	Menlove	Morley	Newbold
Nielson	Oda	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Lockhart			

Absent or not voting were: Representatives

McCay	Moss	Noel	Painter
Ray	Wright		

1st Sub. H.B. 395, as amended, was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 511, EMINENT DOMAIN OF FEDERAL LAND, *Sumsion*, was read the third time by short title and placed on its final passage.

Representative Litvack made a motion to delete **H.B. 511** in title and body and insert **1st Sub. H.B. 511** in lieu thereof.

Representative Christensen made a substitute motion to circle **H.B. 511**. Representative Noel commented. The substitute motion to circle was withdrawn.

Representative Christensen proposed a substitute motion to amend with Amendment 1:

1. Page 2, Line 30

30 (1) {~~Subject~~} Pursuant to the state’s sovereign powers and the full and unconditional reservation of all rights related to those sovereign powers, and subject to Subsections (2) and (3), property which may be taken under this part

Representative Litvack commented. Representative Christensen’s substitute motion to amend passed on a voice vote.

Representative Litvack made a motion to delete **H.B. 511** in title and body and insert **1st Sub. H.B. 511** in lieu thereof. Representatives Sumsion, Christensen, Noel, and Litvack commented. The motion to substitute the bill failed on a voice vote.

Representatives King, Herrod, Noel, Hemingway, McIff, Christensen, and Cox commented.

H.B. 511, as amended, passed on the following roll call:

Yeas, 57; Nays, 14; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Daw	Dee	Dougall	Draxler
Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	Kiser	Last	M Brown
Mathis	McCay	McIff	Menlove
Morley	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Powell	Sagers	Sandstrom	Sanpei

Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wilcox	Wright
Lockhart			

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Duckworth	Fisher	Hemingway
King	Litvack	Moss	Poulson
Seelig	Wiley		

Absent or not voting were: Representatives

Hutchings	Ray	Wheatley	Wilson
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H.B. 511, as amended, was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:05 p.m., the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Lockhart at 2:10 p.m.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 27, 2012

The Senate passed, **H.B. 82**, ARCHITECT'S LICENSING REVISIONS, by Representative J. Nielson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 266**, DRIVER EDUCATION AMENDMENTS, by Representative B. Daw, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 406**, HOMEOWNER ASSOCIATION REGISTRATION AMENDMENTS, by Representative D. Ipson, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker:

February 27, 2012

The Senate substituted and passed, **Senate 3rd Sub. H.B. 256**, RETIREMENT MODIFICATIONS, by Representative D. Ipson, and it is transmitted for further consideration.

Leslie McLean

Secretary of the Senate

Communication filed. The bill was placed on the Concurrence Calendar.

* * *

Madam Speaker:

February 27, 2012

The Senate passed, as amended, **S.B. 99**, EMPLOYMENT AMENDMENTS, by Senator M. Madsen, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 243**, REPEAL OF ILLEGAL DRUG STAMP TAX ACT, by Senator D. Thatcher, and it is transmitted for consideration; and

The Senate passed **S.B. 258**, UNDERAGE DRINKING PREVENTION CAMPAIGN, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed **S.B. 267**, TRIBAL HEALTH INFORMATION, by Senator K. Van Tassell, and it is transmitted for consideration.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

* * *

Madam Speaker:

February 27, 2012

The Senate refuses to concur with the House Amendments to **S.B. 122**, URBAN FARMING ASSESSMENT ACT, by Senator W. Niederhauser, and requests the House recede from its amendments.

Annette B. Moore

Secretary of the Senate

Communication filed. On motion of Representative D. Brown, the House voted to recede from its amendments to **S.B. 122**.

S.B. 122 passed on the following roll call:

Yeas, 63; Nays, 4; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Froerer	Galvez	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Litvack	Mathis	McIff
Menlove	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	

Voting in the negative were: Representatives

Dougall	Frank	McCay	Morley
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Absent or not voting were: Representatives

Gibson	Last	M Brown	Moss
Ray	Sumsion	Wright	Lockhart

S.B. 122 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

MISCELLANEOUS BUSINESS

Representative Herrod made a motion, under suspension of the rules, to lift **H.B. 300** from the Rules Committee and refer it to the Law Enforcement and Criminal Justice standing committee. Representatives Draxler and Harper commented.

Representative Dougall made a substitute motion to recess for 15 minutes. Representative Herrod commented.

The motion to recess for 15 minutes passed on the following roll call:

Yeas, 40; Nays, 31; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barrus	Bird
Briscoe	Chavez–Houck	Cosgrove	D Brown
Daw	Dee	Dougall	Doughty
Duckworth	Edwards	Fisher	Handy
Harper	Hemingway	Hendrickson	King
Kiser	Litvack	M Brown	McCay
McIff	Menlove	Moss	Newbold
Poulson	Powell	Sagers	Sanpei
Seelig	V Peterson	Watkins	Wheatley
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Barlow	Butterfield	Christensen	Cox
Draxler	Dunnigan	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Herrod	Hutchings	Ipson
Ivory	J Peterson	Last	Mathis
Nielson	Noel	Oda	Painter
Perry	Pitcher	Snow	Sumsion
Vickers	Webb	Wilcox	

Absent or not voting were: Representatives

Hughes	Morley	Ray	Sandstrom
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MISCELLANEOUS BUSINESS

The House was called to order at 3:15 p.m. by Speaker Lockhart.

COMMUNICATION FROM THE SENATE

Madam Speaker:

February 27, 2012

The Senate transmits **S.B. 120**, OFF–DUTY PEACE OFFICERS’ EMPLOYMENT, by Senator M. Dayton, for further consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed.

MISCELLANEOUS BUSINESS

On motion of Representative Grover, the House voted to reconsider its action on **S.B. 120**.

RECONSIDERATION OF S.B. 120

S.B. 120, OFF-DUTY PEACE OFFICERS' EMPLOYMENT, was before the House for reconsideration.

S.B. 120 passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez-Houck	Christensen
Cosgrove	Cox	D Brown	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Last	Litvack	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Oda
Painter	Perry	Pitcher	Poulson
Powell	Sagers	Sanpei	Seelig
Snow	Vickers	Watkins	Webb
Wheatley	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Butterfield	Daw	Kiser	M Brown
Noel	Ray	Sandstrom	Sumsion
V Peterson	Wilcox		

S.B. 120 transmitted to the Senate for its consideration.

RULES COMMITTEE REPORT

Madam Speaker:

February 27, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

S.B. 252 Amendments to Dentist Practice Act (Sen. D. Hinkins)

EDUCATION

- H.B. 331** School Board Election Provisions (Rep. J. Nielson)
- H.B. 389** Student Education Occupation Plan Amendments
(Rep. M. Newbold)
- 2nd Sub. S.B. 151** Students At Risk of Academic Failure Study
(Sen. H. Stephenson)
- S.B. 175** School Grading Amendments (Sen. W. Niederhauser)

GOVERNMENT OPERATIONS

- H.B. 509** Selection of Presidential Electors (Rep. K. Powell)
- 1st Sub. S.B. 177** Government Records Access and Management Act
Amendments (Sen. C. Bramble)
- S.B. 274** Legislative Committee Amendments (Sen. S. Reid)

JUDICIARY

- 1st Sub. S.B. 214** Justice Court Process Amendments (Sen. C. Bramble)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

- 1st Sub. S.B. 78** Water Conservancy District Amendments
(Sen. J. Valentine)

POLITICAL SUBDIVISIONS

- H.B. 337** Open Government Amendments (Rep. J. Dougall)
- H.B. 464** County Land Use Amendments (Rep. B. Wright)
- 1st Sub. S.B. 165** Redevelopment Agency Amendments (Sen. T. Weiler)

PUBLIC UTILITIES AND TECHNOLOGY

- S.B. 94** Electric Power Facilities Amendments (Sen. C. Bramble)

REVENUE AND TAXATION

- H.B. 507** School Allocations Measured by Property Tax
(Rep. J. Dougall)

TRANSPORTATION

- H.B. 506** Martin Luther King, Jr. Special Group License Plate
(Rep. R. Chavez–Houck)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

INTRODUCTION OF BILLS

H.B. 181, Political Subdivision Government Amendments (B. Doughty), was read the first time by short title and referred to the Rules Committee.

H.B. 387, Property Tax Modifications (J. Dougall), was read the first time by short title and referred to the Rules Committee.

H.B. 478, Economic Development Through Sports Promotion (B. Dee), was read the first time by short title and referred to the Rules Committee.

H.B. 512, Rural County Health Care Special Service District Retirement Grant Program (D. Ipson), was read the first time by short title and referred to the Rules Committee.

H.J.R. 19, Joint Resolution on Intent Language (F. Gibson), was read the first time by short title and referred to the Rules Committee.

H.J.R. 20, House Joint Resolution on Hearing Impairment (R. Edwards), was read the first time by short title and referred to the Rules Committee.

NOTICE OF BILL RETURNED TO RULES COMMITTEE

Madam Speaker: February 24, 2012

The Business and Labor Committee has returned **H.B. 321, BOND LIMIT REQUIREMENTS FOR MOTOR VEHICLE DEALERS**, by Representative D. Butterfield, to the Rules Committee for interim study.

James A. Dunnigan, Chair

Report filed.

REPORTS OF STANDING COMMITTEES

Madam Speaker: February 24, 2012

The Business and Labor Committee reports a favorable recommendation on **H.B. 167, MOTOR VEHICLE INSURANCE MODIFICATIONS**, by Representative T. Kiser, and recommends it be placed on the Consent Calendar; and

The Business and Labor Committee recommends **H.B. 503, CONSTRUCTION AMENDMENTS**, by Representative M. Morley, be replaced and reports a favorable recommendation on **2nd Sub. H.B. 503, CONSTRUCTION AMENDMENTS** and asks that it be placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 172**, SUCCESSOR CORPORATION ASBESTOS-RELATED LIABILITY ACT, by Senator C. Bramble, and recommends it be placed on the Consent Calendar.

James A. Dunnigan, Chair

Reports filed. On motion of Representative Pitcher, the reports of the Business and Labor committee were adopted and the bills were considered read the second time by short title and placed on the Consent Calendar.

* * *

Madam Speaker:

February 24, 2012

The Education Committee recommends **H.B. 123**, EDUCATION SAVINGS ACCOUNTS, by Representative J. Dougall, be replaced and reports a favorable recommendation on **1st Sub. H.B. 123**, EDUCATION SAVINGS ACCOUNTS with the following amendments:

1. Page 5, Lines 121 through 122:

121 (b) The maximum number of education savings accounts that
may exist for any year of

122 the pilot project is {~~2,500~~} 500 .

2. Page 6, Lines 164 through 165:

164 (9) (a) The State Board of Education shall close an education
savings account {~~10~~} six years

165 after the account is opened; and

The Education Committee reports a favorable recommendation on **H.B. 147**, ONLINE EDUCATION AMENDMENTS, by Representative B. Last; and

The Education Committee reports a favorable recommendation on **H.B. 336**, ELECTRONIC HIGH SCHOOL AMENDMENTS, by Representative S. Sandstrom; and

The Education Committee reports a favorable recommendation on **H.B. 397**, CHARTER SCHOOL START-UP AMENDMENTS, by Representative B. Dee, with the following amendments:

1. Page 1, Lines 16 through 20:

16 professional development or technical assistance for governing
board members and

17 staff of new charter schools; {~~and~~}

18 ► directs the State Board of Education to make rules for the award and use of grants

19 for charter school start-up costs {~~and~~} and

► repeals provisions related to charter school start-up costs on July 1, 2017.

20 Money Appropriated in this Bill:

2. Page 2, Line 29:

29 53A-1a-513, as last amended by Laws of Utah 2011, Chapter 371

63I-2-253, as last amended by Laws of Utah 2011, Chapters 303, 330, and 419

3. Page 6, Line 181:

181 (ii) a final report on the expenditure of the grant money.

Section 3. Section 63I-2-253 is amended to read:

63I-2-253. Repeal dates -- Titles 53, 53A, and 53B.

(1) Section 53A-1-403.5 is repealed July 1, 2012.

(2) Subsection 53A-1-603(5) is repealed July 1, 2015.

(3) Section 53A-1a-513.5 is repealed July 1, 2017.

(4) Title 53A, Chapter 1a, Part 10, UPSTART, is repealed July 1, 2014.

{~~(4)~~} (5) Subsection 53A-13-110(4) is repealed July 1, 2013.

{~~(5)~~} (6) Section 53A-15-1215 is repealed July 1, 2012.

4. Page 7, Lines 190 through 194:

190 Charter School Start-up Costs \$2,500,000

191 The Legislature intends that the appropriation under this section:

192 (1) is ongoing, subject to availability of funds;

(2) is for fiscal years 2012-13, 2013-14, 2014-15, 2015-16, and 2016-17 only;

(3) be used as provided in Section 53A-1a-513.5; and

193 {~~(2)~~} (4) not lapse at the end of each fiscal year {~~2013~~} .

194 Section 4. Effective date.; and

The Education Committee reports a favorable recommendation on **H.B. 500**, EDUCATION REPORTING EFFICIENCY AMENDMENTS, by Representative R. Wilcox, and recommends it be placed on the Consent Calendar.

Francis D. Gibson, Chair

Reports filed. On motion of Representative Gibson, the reports of the Education committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar or Consent Calendar.

NOTICE OF BILL RETURNED TO THE RULES COMMITTEE

Madam Speaker: February 24, 2012

The Health and Human Services Committee has returned **H.B. 402**, SHARED PARENTING, by Representative K. Powell, to the Rules Committee and recommends that it be assigned to the House Judiciary Standing Committee.

Paul Ray, Chair

Report filed.

REPORTS OF STANDING COMMITTEES

Madam Speaker: February 24, 2012

The Health and Human Services Committee reports a favorable recommendation on **H.B. 415**, PROTECTION OF ATHLETES WITH HEAD INJURIES ACT, by Representative P. Ray, with the following amendments:

- 1. Page 2, Lines 51 through 52:

51 (5) (a) "Sporting event" means any of the following athletic activities for secondary school age children that is organized,

52 [~~operated,~~] managed, or sponsored by an organization: ; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 461**, ABORTION WAITING PERIOD, by Representative S. Eliason; and

The Health and Human Services Committee recommends **H.B. 487**, HOSPICE PHARMACY DISPENSING OF MEDICATION, by Representative C. Herrod, be replaced and reports a favorable recommendation on **1st Sub. H.B. 487**, HOSPICE PHARMACY DISPENSING OF MEDICATION and asks that it be placed on the Consent Calendar; and

The Health and Human Services Committee reports a favorable recommendation on **5th Sub. S.B. 41**, REGULATION OF TANNING FACILITIES, by Representative P. Jones.

Paul Ray, Chair

Reports filed. On motion of Representative Vickers, the reports of the Health and Human Services committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 27, 2012

The Judiciary Committee recommends **H.B. 231**, GUARDIANSHIP AMENDMENTS, by Representative K. Powell, be replaced and reports a favorable recommendation on **1st Sub. H.B. 231**, GUARDIANSHIP AMENDMENTS with the following amendments:

1. Page 8, Lines 226 through 231:

226 (e) reflects the individual's need for a combination and sequence of special.

227 interdisciplinary, or generic services, supports, or other assistance that is of lifelong or

228 extended duration and is individually planned and coordinated { ~~-, except that the term, when~~

229 applied to infants and young children means individuals from birth to age five, inclusive, who

230 have substantial developmental delay or specific congenital or acquired conditions with a high

231 probability of resulting in developmental disabilities if services are not provided } ; and

The Judiciary Committee reports a favorable recommendation on **H.B. 346**, AMENDMENTS REGARDING COMPETENCY TO STAND TRIAL, by Representative L. Christensen, with the following amendments:

1. Page 1, Lines 15 through 19:

15 trial to {~~include~~} provide for the court's consideration
 {~~all available and relevant evidence~~} the totality of the
circumstances ,

16 including ~~{ testimony of witnesses who have been in contact~~
 with the defendant } testimony of lay witnesses { ; and

17 ► provides that a defendant who is not restored to
 competency to stand trial after

18 forensic treatment shall be temporarily detained and undergo civil
 commitment

19 proceedings } .

2. Page 1, Line 27 through Page 2, Line 28:

27 { ~~77-15-6, as last amended by Laws of Utah 2008, Chapter~~
 212

28 ~~77-15-6.5, as last amended by Laws of Utah 2008, Chapter~~
 212 }

3. Page 5, Lines 130 through 133:

130 (11) ~~{ (a) The court, in }~~ In determining the
 defendant's competency to stand trial, the court shall

131 consider the totality of the circumstances, which {
~~includes }~~ may include { ~~the information presented under~~

132 ~~Subsection (11)(b) }~~ the testimony of lay witnesses, in
 addition to the expert testimony, studies, and reports provided under this

133 section.

4. Page 5, Lines 134 through 141:

134 { ~~(b) The information to be considered by the court shall~~
include all available and

135 relevant evidence, witnesses, and testimony to ensure that there is
no manipulation of the

136 process or a wrongful or artificial attempt or motivation on the part
of the defendant to avoid

137 being found competent to stand trial.

138 ~~(c) All witnesses and evidence regarding the defendant's~~
personal contact with

139 individuals which may relate to the competency of the defendant to
stand trial shall be

140 ~~considered by the court and applied to its determination of the~~
141 ~~defendant's competency under~~

141 ~~this section.~~ }

5. Page 6, Line 182 through Page 12, Line 360:

182 { ~~Section 2. Section 77-15-6 is amended to read:~~

183 ~~77-15-6. Commitment on finding of incompetency to stand~~
184 ~~trial—Subsequent~~

184 ~~hearings—Notice to prosecuting attorneys.~~

185 (1) ~~Except as provided in Subsection (5), if after hearing[,] the~~
186 ~~person is found to be~~

186 ~~incompetent to stand trial, the court shall order the defendant~~
187 ~~committed to the custody of the~~

187 ~~executive director of the Department of Human Services or his~~
188 ~~designee for the purpose of~~

188 ~~treatment intended to restore the defendant to competency. The~~
189 ~~court may recommend but not~~

189 ~~order placement of the defendant. The court may, however, order~~
190 ~~that the defendant be placed~~

190 ~~in a secure setting rather than a nonsecure setting. The director or~~
191 ~~his designee shall designate~~

191 ~~the specific placement of the defendant during the period of~~
192 ~~evaluation and treatment to restore~~

192 ~~competency.~~

193 (2) ~~The examiner or examiners designated by the executive~~
194 ~~director to assess the~~

194 ~~defendant's progress toward competency may not be involved in~~
195 ~~the routine treatment of the~~

195 ~~defendant. The examiner or examiners shall provide a full report to~~
196 ~~the court and prosecuting~~

196 ~~and defense attorneys within 90 days of arrival of the defendant at~~
197 ~~the treating facility. If any~~

197 ~~examiner is unable to complete the assessment within 90 days, that~~
198 ~~examiner shall provide to~~

198 the court and counsel a summary progress report which informs the
199 court that additional time is

200 necessary to complete the assessment, in which case the examiner
201 shall have up to an

202 additional 90 days to provide the full report. The full report shall
203 assess:

204 (a) the facility's or program's capacity to provide appropriate
205 treatment for the

206 defendant;

207 (b) the nature of treatments provided to the defendant;

208 (c) what progress toward competency restoration has been
209 made with respect to the

210 factors identified by the court in its initial order;

211 (d) the defendant's current level of mental disorder or mental
212 retardation and need for

213 treatment, if any; and

214 (e) the likelihood of restoration of competency and the amount
215 of time estimated to

216 achieve it.

217 (3) The court on its own motion or upon motion by either party
218 or by the executive

219 director may appoint additional mental health examiners to
220 examine the defendant and advise

221 the court on his current mental status and progress toward
222 competency restoration.

223 (4) Upon receipt of the full report, the court shall hold a hearing
224 to determine the

225 defendant's current status. At the hearing, the burden of proving
226 that the defendant is

227 competent is on the proponent of competency. Following the
228 hearing, the court shall determine

229 by a preponderance of evidence whether the defendant is:

230 (a) competent to stand trial;

218 (b) incompetent to stand trial with a substantial probability that
the defendant may
219 become competent in the foreseeable future; or
220 (c) incompetent to stand trial without a substantial probability
that the defendant may
221 become competent in the foreseeable future.
222 (5) (a) If the court enters a finding pursuant to Subsection (4)(a),
the court shall
223 proceed with the trial or such other procedures as may be necessary
to adjudicate the charges.
224 (b) If the court enters a finding pursuant to Subsection (4)(b),
the court may order that
225 the defendant remain committed to the custody of the executive
director of the Department of
226 Human Services or his designee for the purpose of treatment
intended to restore the defendant
227 to competency.
228 (c) If the court enters a finding pursuant to Subsection (4)(c), the
court shall order [the
229 defendant released from the custody of the director unless the
prosecutor informs the court]
230 that commitment proceedings pursuant to Title 62A, Chapter 5,
Services [to] for People with
231 Disabilities, or Title 62A, Chapter 15, Substance Abuse and Mental
Health Act, will be
232 initiated. These commitment proceedings must be initiated within
seven days after the court's
233 order entering the finding in Subsection (4)(c), unless the court
enlarges the time for good
234 cause shown. The defendant may be ordered to remain in the
custody of the director until
235 commitment proceedings have been concluded. If the defendant is
committed, the court which
236 entered the order pursuant to Subsection (4)(c), shall be notified by
the director at least 10 days

237 prior to any release of the committed person.

238 (6) If the defendant is recommitted to the department pursuant
to Subsection (5)(b), the

239 court shall hold a hearing one year following the recommitment.

240 (7) At the hearing held pursuant to Subsection (6), except for
defendants charged with

241 the crimes listed in Subsection (8), a defendant who has not been
restored to competency shall

242 be [ordered released or] temporarily detained pending civil
commitment proceedings under the

243 same terms as provided in Subsection (5)(c).

244 (8) If the defendant has been charged with aggravated murder,
murder, attempted

245 murder, manslaughter, or a first degree felony and the court
determines that the defendant is

246 making reasonable progress towards restoration of competency at
the time of the hearing held

247 pursuant to Subsection (6), the court may order the defendant
recommitted for a period not to

248 exceed 18 months for the purpose of treatment to restore the
defendant to competency with a

249 mandatory review hearing at the end of the 18-month period.

250 (9) Except for defendants charged with aggravated murder or
murder, a defendant who

251 has not been restored to competency at the time of the hearing held
pursuant to Subsection (8)

252 shall be [ordered released or] temporarily detained pending civil
commitment proceedings

253 under the same terms as provided in Subsection (5)(c).

254 (10) If the defendant has been charged with aggravated murder
or murder and the court

255 determines that he is making reasonable progress towards
restoration of competency at the time

~~256 of the mandatory review hearing held pursuant to Subsection (8),
the court may order the~~

~~257 defendant recommitted for a period not to exceed 36 months for the
purpose of treatment to~~

~~258 restore him to competency.~~

~~259 (11) If the defendant is recommitted to the department pursuant
to Subsection (10), the~~

~~260 court shall hold a hearing no later than at 18-month intervals
following the recommitment for~~

~~261 the purpose of determining the defendant's competency status.~~

~~262 (12) A defendant who has not been restored to competency at
the expiration of the~~

~~263 additional 36-month commitment period ordered pursuant to
Subsection (10) shall be [ordered~~

~~264 released or] temporarily detained pending civil commitment
proceedings under the same terms~~

~~265 as provided in Subsection (5)(c).~~

~~266 (13) In no event may the maximum period of detention under
this section exceed the~~

~~267 maximum period of incarceration which the defendant could
receive if he were convicted of~~

~~268 the charged offense. This Subsection (13) does not preclude
pursuing involuntary civil~~

~~269 commitment nor does it place any time limit on civil commitments.~~

~~270 (14) Neither release from a pretrial incompetency commitment
under the provisions of~~

~~271 this section nor civil commitment requires dismissal of criminal
charges. The court may retain~~

~~272 jurisdiction over the criminal case and may order periodic reviews
to assess the defendant's~~

~~273 competency to stand trial.~~

~~274 (15) A defendant who is civilly committed pursuant to Title
62A, Chapter 5, Services~~

275 ~~{tø}~~ for People with Disabilities, or Title 62A, Chapter 15,
Substance Abuse and Mental Health

276 Act, may still be adjudicated competent to stand trial under this
chapter.

277 (16) (a) The remedy for a violation of the time periods specified
in this section, other

278 than those specified in Subsection (5)(c), (7), (9), (12), or (13), shall
be a motion to compel the

279 hearing, or mandamus, but not release from detention or dismissal
of the criminal charges.

280 (b) The remedy for a violation of the time periods specified in
Subsection (5)(c), (7),

281 (9), (12), or (13) shall not be dismissal of the criminal charges.

282 (17) In cases in which the treatment of the defendant is
precluded by court order for a

283 period of time, that time period may not be considered in
computing time limitations under this

284 section.

285 (18) At any time that the defendant becomes competent to stand
trial, the clinical

286 director of the hospital or other facility or the executive director of
the Department of Human

287 Services shall certify that fact to the court. The court shall conduct a
hearing within 15

288 working days of the receipt of the clinical director's or executive
director's report, unless the

289 court enlarges the time for good cause.

290 (19) The court may order a hearing or rehearing at any time on
its own motion or upon

291 recommendations of the clinical director of the hospital or other
facility or the executive

292 director of the Department of Human Services.

293 (20) Notice of a hearing on competency to stand trial shall be
given to the prosecuting

294 attorney. If the hearing is held in the county where the defendant is
confined, notice shall also

295 be given to the prosecuting attorney for that county.

296 Section 3. Section 77-15-6.5 is amended to read:

297 77-15-6.5. Petition for involuntary medication of incompetent
defendant.

298 (1) As used in this section:

299 (a) "Executive director" means the executive director of the
Department of Human

300 Services or the executive director's designee.

301 (b) "Final order" means a court order that determines the rights
of the parties and

302 concerning which appellate remedies have been exhausted or the
time for appeal has expired.

303 (2) (a) At any time after a defendant has been found
incompetent to proceed and has

304 been committed to the Department of Human Services under
Section 77-15-6 for treatment to

305 restore competency, the executive director shall notify the court,
prosecuting attorney, and

306 attorney for the defendant if the executive director has determined
that the defendant is not

307 responding to treatment and is unlikely to be restored to
competency without the involuntary

308 administration of antipsychotic medication.

309 (b) The executive director shall provide the notification under
Subsection (2)(a) only if

310 there is no basis for involuntarily medicating the defendant for
reasons other than to restore the

311 defendant's competency.

312 (3) In the notice under Subsection (2)(a), the executive director
shall state whether the

313 executive director believes:

314 (a) medication is necessary to render the defendant competent;

315 (b) medication is substantially likely to render the defendant
competent;

316 (c) medication is substantially unlikely to produce side effects
which would

317 significantly interfere with the defendant's ability to assist in his
defense;

318 (d) no less intrusive means are available, and whether any of
those means have been

319 attempted to render the defendant competent; and

320 (e) medication is medically appropriate and is in the defendant's
best medical interest

321 in light of his medical condition.

322 (4) (a) Upon receipt of the notice under Subsection (2)(a), the
court shall conduct a

323 hearing within 30 days, unless the court extends the time for good
cause, to determine whether

324 the court should convene a hearing regarding the involuntary
medication of the defendant.

325 (b) The prosecuting attorney shall represent the state at any
hearing under this section.

326 (c) The court shall consider whether the following factors apply
in determining

327 whether the defendant should be involuntarily medicated:

328 (i) important state interests are at stake in restoring the
defendant's competency;

329 (ii) involuntary medication will significantly further the
important state interests, in

330 that the medication proposed:

331 (A) is substantially likely to render the defendant competent to
stand trial; and

332 (B) is substantially unlikely to produce side effects which would
significantly interfere

333 with the defendant's ability to assist the defense counsel in
conducting his defense;

334 (iii) involuntary medication is necessary to further important
state interests, because

335 any alternate less intrusive treatments are unlikely to achieve
substantially the same results; and

336 (iv) the administration of the proposed medication is medically
appropriate, as it is in

337 the defendant's best medical interest in light of his medical
condition.

338 (5) In determining whether the proposed treatment is medically
appropriate and is in

339 the defendant's best medical interest, the potential penalty the
defendant may be subject to, if

340 the defendant is convicted of any charged offense, is not a relevant
consideration.

341 (6) (a) If the court finds by clear and convincing evidence that
the involuntary

342 administration of antipsychotic medication is appropriate, it shall
make findings addressing

343 each of the factors in Subsection (4)(c) and shall issue an order
authorizing the Department of

344 Human Services to involuntarily administer antipsychotic
medication to the defendant in order

345 to restore his competency, subject to the periodic reviews and other
procedures provided in

346 Section 77-15-6.

347 (b) When issuing an order under Subsection (6)(a), the court
shall consider ordering

348 less intrusive means for administering the drugs, such as a court
order to the defendant

349 enforceable by the contempt power, before ordering more intrusive
methods of involuntary

350 medication.

351 ~~(7) The provisions in Section 77-15-6 establishing time~~
 limitations for treatment of
 352 ~~incompetent defendants before they must [be either released or~~
 civilly committed] undergo
 353 civil commitment proceedings are tolled from the time the
 executive director gives notice to
 354 the court and the parties under Subsection (2) until:
 355 (a) ~~the court has issued a final order for the involuntary~~
 medication of the defendant,
 356 ~~and the defendant has been medicated under that order; or~~
 357 (b) ~~the court has issued a final order that the defendant will not~~
 be involuntarily
 358 medicated.
 359 ~~(8) This section applies only when the prosecution seeks an~~
 order of involuntary
 360 medication solely for the purpose of rendering a defendant
 competent to proceed.} ; and

The Judiciary Committee reports a favorable recommendation on **H.B. 452**, FAMILY EXPENSES AMENDMENTS, by Representative S. Sandstrom, with the following amendments:

1. Page 2, Lines 28 through 36:

28 (2) ~~{-A-}~~ In addition to the expenses of the family and
education of the children, a creditor shall be entitled to recover from
~~{-either-}~~ the husband ~~{-or-}~~ and wife, ~~{-or both, for}~~
 29 the payment of a family expense when there is a written contract
signed by either spouse that
 30 allows for the recovery of} jointly and severally, the
following additional amounts if the amounts are provided for in a written
contract signed by either the husband or wife ;
 31 (a) a collection ~~{-costs-}~~ fee as provided in Section
12-1-11 ;
 32 (b) interest at the rate specified in the contract ;
 33 (c) court costs: ~~{-and-}~~

- 34 (d) reasonable attorney fees ; and
 (e) any other amounts provided for in the contract .
- 35 (3) This section shall be applied to all contracts that were
 entered into by either spouse
- 36 during the marriage.

Kay L. McIff, Chair

Reports filed. On motion of Representative McIff, the reports of the Judiciary committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 27, 2012

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 442**, COUNTY CORRECTIONAL FUNDING AMENDMENTS, by Representative M. Noel; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **1st Sub. S.B. 25**, DRIVER LICENSE AND IDENTIFICATION CARD AMENDMENTS, by Senator K. Van Tassell, and recommends it be placed on the Consent Calendar; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **S.B. 236**, GPS TRACKING AUTHORITY, by Senator T. Weiler, and recommends it be placed on the Consent Calendar.

Curtis Oda, Chair

Reports filed. On motion of Representative Oda, the reports of the Law Enforcement and Criminal Justice committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar or Consent Calendar.

* * *

Madam Speaker:

February 27, 2012

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 351**, OPT OUT OF EXECUTIVE ORDER ON WHITE HOUSE RURAL COUNCIL, by Representative K. Ivory; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 367**, TRUST LANDS AMENDMENTS, by Representative M. Noel, with the following amendments:

1. Page 7, Lines 199 through 200:

199 (b) the trust established for {~~persons who are~~} schools
for the blind; and

200 (c) the trust established for {~~persons who are~~} schools
for the deaf.

2. Page 10, Line 276:

276 Subsection 53C-1-103(7) on major items that the director knows
 {~~or ought to know~~} may be; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 505**, AGRICULTURAL CODE AMENDMENTS, by Representative B. Galvez; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.C.R. 10**, PROVO CANAL TITLE TRANSFER CONCURRENT RESOLUTION, by Representative J. Dougall, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 2, Line 53:

53 expeditiously complete the transfer of title.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the members of Utah's Congressional delegation. ; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.C.R. 12**, CONCURRENT RESOLUTION URGING CONGRESS TO TRANSFER NAVAJO TRUST FUND MONEY, by Representative M. Noel, with the following amendments:

1. Page 1, Lines 24 through 27:

24 Be it resolved by the Legislature of the state of Utah, the Governor concurring therein:

25 WHEREAS, the United States Congress in 1933 and again in
1968, authorized the state of Utah to receive 37.5%

26 of the royalties from the production of mineral leases on that portion of the Navajo Reservation

27 in Utah, to be expended for the benefit of the Navajo residents of San Juan County, Utah; ; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **1st Sub. S.B. 12**, ENERGY AMENDMENTS, by Senator M. Madsen.

Roger E. Barrus, Chair

Reports filed. On motion of Representative Barrus, the reports of the Natural Resources, Agriculture, and Environment committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar or Consent Calendar.

* * *

Madam Speaker:

February 27, 2012

The Transportation Committee reports a favorable recommendation on **1st Sub. H.B. 133**, VEHICLE REGISTRATION AMENDMENTS, by Representative J. Peterson; and

The Transportation Committee recommends **H.B. 173**, TRANSPORTATION FUNDING MODIFICATIONS, by Representative B. Dee, be replaced and favorably recommends **1st Sub. H.B. 173**, TRANSPORTATION FUNDING MODIFICATIONS; and

The Transportation Committee reports a favorable recommendation on **H.B. 407**, NEW CAR SAFETY AND EMISSIONS INSPECTION, by Representative D. Ipson; and

The Transportation Committee reports a favorable recommendation on **S.B. 60**, TRAFFIC ACCIDENT EMERGENCY RESPONSE FEES, by Senator J. S. Adams; and

The Transportation Committee reports a favorable recommendation on **S.B. 84**, WATER SKIING AMENDMENTS, by Senator C. Anderson; and

The Transportation Committee reports a favorable recommendation on **S.B. 201**, EXPUNGEMENT AMENDMENTS, by Senator C. Bramble.

Bradley M. Daw, Chair

Reports filed. On motion of Representative Daw, the reports of the Transportation committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

THIRD READING CALENDAR

1st Sub. H.B. 87, BILLBOARD REVISIONS, *M. Brown*, was read the third time by short title and placed on its final passage.

On motion of Representative M. Brown, the House voted to circle **1st Sub. H.B. 87.**

* * *

H.B. 283, STATE STORES PILOT PROGRAM FOR DAYS OF SALE OF LIQUOR, *Arent*, was read the third time by short title and placed on its final passage.

Representatives Frank and Noel commented.

H.B. 283 passed on the following roll call:

Yeas, 42; Nays, 30; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Briscoe	Butterfield
Chavez–Houck	Cosgrove	Cox	D Brown
Dougall	Doughty	Edwards	Fisher
Frank	Froerer	Gibson	Grover
Handy	Hemingway	Hendrickson	Herrod
Hutchings	J Peterson	King	Kiser
Litvack	M Brown	McCay	McIff
Moss	Newbold	Oda	Perry
Pitcher	Poulson	Powell	Seelig
Vickers	Watkins	Wheatley	Wilcox
Wiley	Wilson		

Voting in the negative were: Representatives

Barlow	Barrus	Bird	Christensen
Daw	Dee	Draxler	Dunnigan
Eliason	Galvez	Greenwood	Harper
Hughes	Ipson	Ivory	Last
Mathis	Menlove	Morley	Nielson
Noel	Painter	Sagers	Sanpei
Snow	Sumsion	V Peterson	Webb
Wright	Lockhart		

Absent or not voting were: Representatives

Duckworth	Ray	Sandstrom
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H.B. 283, as amended, was transmitted to the Senate for its consideration.

INTRODUCTION OF BILL

H.B. 175, Second Hand Item Transactions (J. Seelig), was read the first time by short title and referred to the Rules Committee.

UNFINISHED BUSINESS

On motion of Representative Vickers, the House voted to uncircle **2nd Sub. H.B. 122**.

2nd Sub. H.B. 122, E-PRESCRIBING AMENDMENTS, *Vickers*, was before the House on its final passage.

On motion of Representative Vickers, the House voted to delete **2nd Sub. H.B. 122** in title and body and insert **3rd Sub. H.B. 122** in lieu thereof.

3rd Sub. H.B. 122 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez-Houck	Christensen
Cosgrove	Cox	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Sagers
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Butterfield	D Brown	Grover	Ray
Sandstrom			

3rd Sub. H.B. 122 was transmitted to the Senate for its consideration.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 27, 2012

The Senate passed, as substituted, and amended **1st Sub. S.B. 68**, NEW AUTOMOBILE FRANCHISE ACT AMENDMENTS, by Senator S. Jenkins, and it is transmitted for consideration; and

The Senate passed **S.J.R. 21**, JOINT RESOLUTION RECOGNIZING PREGNANCY CARE CENTERS, by Senator J. S. Adams, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

RULES COMMITTEE REPORT

Madam Speaker: February 27, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

JUDICIARY

H.J.R. 16 Joint Resolution – Judicial Service Commendation
(Rep. K. McIff)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

H.B. 465 Inmate Medical Donation Act (Rep. S. Eliason)

NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT

H.B. 369 Adjudication of Water Rights (Rep. J. Briscoe)

POLITICAL SUBDIVISIONS

H.B. 414 School Bonding for Seismic Purposes (Rep. G. Froerer)

H.B. 417 Education on Process for Electing Public Officials
(Rep. S. Barlow)

RETIREMENT AND INDEPENDENT ENTITIES

H.B. 512 Rural County Health Care Special Service District
Retirement Grant Program (Rep. D. Ipson)

REVENUE AND TAXATION

H.B. 387 Property Tax Modifications (Rep. J. Dougall)

WORKFORCE SERVICES AND COMMUNITY AND ECONOMIC DEVELOPMENT

- H.B. 418** Charter School Reporting Requirements (Rep. D. McCay)
H.B. 441 Charter School Enrollment Amendments
(Rep. D. McCay)
H.B. 478 Economic Development Through Sports Promotion
(Rep. B. Dee)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

MISCELLANEOUS BUSINESS

On motion of Representative Hughes, and at 3:50 p.m., the House voted to adjourn until February 28, 2012, at 9:30 a.m.

THIRTY-SIXTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 9:45 a.m.

Roll call showed all members present except Representatives Paul Ray and Susan Duckworth, excused.

Prayer offered by Representative LaVar Christensen. Pledge of Allegiance led by Representative Christensen’s guest, Parker Jensen.

INTRODUCTION OF BILL

H.B. 443, Corrections Issues Task Force (E. Hutchings), was read the first time by short title and referred to the Rules Committee.

CONCURRENCE CALENDAR

On motion of Representative Froerer, the House voted to refuse to concur in the Senate amendments to **H.B. 305, CONSTRUCTION CODE REVISIONS**, and request that the Senate recede from its amendments.

* * *

On motion of Representative Ipson, the House voted to concur in the Senate amendments to **3rd Sub. H.B. 256, RETIREMENT MODIFICATIONS**.

3rd Sub. H.B. 256, as amended by the Senate, passed on the following roll call:

Yeas, 69; Nays, 1; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory

J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative was: Representative
Dougall

Absent or not voting were: Representatives
Duckworth Dunnigan Gibson Hutchings
Ray

3rd Sub. H.B. 256, as amended by the Senate, held for possible reconsideration.

THIRD READING CALENDAR

H.B. 372, UTAH CODE – OFFICIAL VERSION, *Snow*, was read the third time by short title and placed on its final passage.

H.B. 372 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold

Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Duckworth Hutchings Ray

H.B. 372 was transmitted to the Senate for its consideration.

* * *

H.B. 458 was transmitted to the Senate for its consideration.

* * *

H.J.R. 13, JOINT RESOLUTION – TAX OPINION QUESTION, *Hughes*, was read the third time by short title and placed on its final passage.

Representatives Webb, Arent, and Cox commented.

H.J.R. 13 passed on the following roll call:

Yeas, 38; Nays, 32; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Bird
Briscoe	Butterfield	Chavez–Houck	Cosgrove
Dee	Doughty	Edwards	Fisher
Froerer	Gibson	Grover	Handy
Hemingway	Hendrickson	Hughes	Ipson
King	Last	Litvack	M Brown
McIff	Menlove	Moss	Perry
Poulson	Powell	Sagers	Seelig
Snow	Vickers	Watkins	Wheatley
Wiley	Wilson		

Voting in the negative were: Representatives

Barrus	Christensen	Cox	Daw
Dougall	Draxler	Dunnigan	Frank
Galvez	Greenwood	Harper	Herrod
Ivory	J Peterson	Kiser	Mathis

McCay	Morley	Newbold	Nielson
Noel	Oda	Painter	Pitcher
Sandstrom	Sanpei	Sumsion	V Peterson
Webb	Wilcox	Wright	Lockhart

Absent or not voting were: Representatives

D Brown	Duckworth	Eliason	Hutchings
Ray			

H.J.R. 13 was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 41, PROPERTY TAXATION OF BUSINESS PERSONAL PROPERTY, *Painter*, was read the third time by short title and placed on its final passage. Representatives Frank, Briscoe, Wilson, Cosgrove, Noel, and Anderson commented.

1st Sub. H.B. 41 passed on the following roll call:

Yeas, 54; Nays, 13; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Daw	Dee	Dougall	Dunnigan
Edwards	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	Kiser	M Brown	Mathis
McCay	McIff	Menlove	Morley
Nielson	Noel	Oda	Painter
Perry	Pitcher	Sandstrom	Sanpei
Snow	Sumsion	V Peterson	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Briscoe	Chavez-Houck	Cosgrove	Doughty
Draxler	King	Litvack	Moss
Poulson	Powell	Seelig	Vickers
Watkins			

Absent or not voting were: Representatives

Arent	Duckworth	Eliason	Hutchings
Last	Newbold	Ray	Sagers

1st Sub. H.B. 41 was transmitted to the Senate for its consideration.

* * *

H.B. 174, SALES AND USE TAX ALLOCATIONS FOR WATER RESOURCES CONSTRUCTION FUND, *Painter*, was read the third time by short title and placed on its final passage.

On motion of Representative Painter, the House voted to circle **H.B. 174**.

* * *

H.B. 401, OFF-HIGHWAY VEHICLE REVISIONS, *Painter*, was read the third time by short title and placed on its final passage.

H.B. 401 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Draxler
Dunnigan	Edwards	Fisher	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Nielson	Noel	Oda
Painter	Pitcher	Poulson	Powell
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Doughty	Duckworth	Eliason	Frank
Newbold	Perry	Ray	

H.B. 401 was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 132, PREMARITAL EDUCATION AND COUNSELING AMENDMENTS, *Pitcher*, was read the third time by short title and placed on its final passage.

On motion of Representative Pitcher, the House voted to circle **1st Sub. H.B. 132**.

* * *

1st Sub. H.B. 164, TRUST DEED FORECLOSURE CHANGES, *Christensen*, was read the third time by short title and placed on its final passage.

On motion of Representative Christensen, the House voted to delete **1st Sub. H.B. 164** in title and body and insert **3rd Sub. H.B. 164** in lieu thereof.

Representatives Hutchings, Pitcher, Webb, and Butterfield commented.

3rd Sub. H.B. 164 passed on the following roll call:

Yeas, 68; Nays, 1; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Dunnigan	Edwards	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Nielson	Noel	Oda
Painter	Pitcher	Poulson	Powell
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative was: Representative Butterfield

Absent or not voting were: Representatives

Duckworth	Eliason	Kiser	Newbold
Perry	Ray		

3rd Sub. H.B. 164 was transmitted to the Senate for its consideration.

* * *

H.B. 325, MOTOR FUEL MARKETING ACT REAUTHORIZATION, *Ipson*, was read the third time by short title and placed on its final passage. Representatives M. Brown, Hemingway, D. Brown, McCay, Arent, Dunnigan, and Harper commented.

H.B. 325 failed to pass on the following roll call:

Yeas, 35; Nays, 36; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Briscoe	Chavez–Houck
Cosgrove	Doughty	Draxler	Eliason
Fisher	Froerer	Greenwood	Hemingway
Hendrickson	Hutchings	Ipson	King
Kiser	Last	Litvack	M Brown
McIff	Moss	Oda	Perry
Pitcher	Poulson	Powell	Sagers
Seelig	Snow	Vickers	Watkins
Webb	Wheatley	Wiley	

Voting in the negative were: Representatives

Barlow	Barrus	Bird	Butterfield
Christensen	Cox	D Brown	Daw
Dougall	Dunnigan	Edwards	Frank
Galvez	Gibson	Grover	Handy
Harper	Herrod	Hughes	Ivory
J Peterson	Mathis	McCay	Menlove
Morley	Nielson	Noel	Painter
Sandstrom	Sanpei	Sumsion	V Peterson
Wilcox	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Dee	Duckworth	Newbold	Ray
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H.B. 325 was filed.

INTRODUCTION OF BILL

H.B. 467, Sovereign Lands Management Account Appropriation (M. Noel), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

3rd Sub. H.B. 272, PILOT PROGRAM FOR AUTISM SPECTRUM DISORDERS SERVICES, *Menlove*, was read the third time by short title and placed on its final passage.

On motion of Representative Menlove, the House voted to circle **3rd Sub. H.B. 272**.

* * *

H.B. 357, GUARDIAN AD LITEM AMENDMENTS, *Christensen*, was read the third time by short title and placed on its final passage.

Representatives Cosgrove and Chavez–Houck commented.

H.B. 357, as amended, passed on the following roll call:

Yeas, 58; Nays, 12; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Daw	Dougall	Draxler	Dunnigan
Edwards	Eliason	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	Kiser	Last	Litvack
M Brown	McCay	McIff	Menlove
Morley	Nielson	Noel	Oda
Painter	Perry	Pitcher	Powell
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wilcox	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Fisher	Hemingway	King
Moss	Poulson	Wheatley	Wiley

Absent or not voting were: Representatives

Dee	Duckworth	Mathis	Newbold
Ray			

H.B. 357, as amended, was transmitted to the Senate for its consideration.

COMMUNICATION FROM THE SENATE

Madam Speaker: February 28, 2012

The Senate passed, as substituted, **1st Sub. S.J.R. 2**, JOINT RESOLUTION ON TAIWAN, by Senator P. Knudson, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bill was read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Hutchings, under suspension of the rules, the House voted to lift **1st Sub. S.J.R. 2** from the Rules Committee; the bill was read for the second time by short title and placed at the top of the Senate Third Reading Calendar.

* * *

On motion of Representative Hutchings, the House voted to move to the Senate Third Reading Calendar.

THIRD READING CALENDAR

1st Sub. S.J.R. 2, JOINT RESOLUTION ON TAIWAN, *Senator Knudson*, was read the third time by short title and placed on its final passage. Representative Hutchings explained the bill.

1st Sub. S.J.R. 2 passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	M Brown
Mathis	McIff	Menlove	Morley
Moss	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Sagers	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Butterfield	Duckworth	Litvack	McCay
Newbold	Ray	Sandstrom	Watkins

1st Sub. S.J.R. 2 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

RULES COMMITTEE REPORT

Madam Speaker:

February 28, 2012

The Rules Committee recommends the following bills and resolutions be assigned to standing committees:

BUSINESS AND LABOR

- H.B. 175** Second Hand Item Transactions (Rep. J. Seelig)
H.B. 335 Professional Licensing Amendments (Rep. J. Dougall)
H.B. 472 International Relations and Trade Commission Amendments (Rep. E. Hutchings)
1st Sub. S.B. 68 New Automobile Franchise Act Amendments (Sen. S. Jenkins)
1st Sub. S.B. 243 Repeal of Illegal Drug Stamp Tax Act (Sen. D. Thatcher)

EDUCATION

- H.B. 445** Clubs in Public Schools (Rep. S. Sandstrom)

HEALTH AND HUMAN SERVICES

- S.B. 258** Underage Drinking Prevention Campaign
(Sen. L. Hillyard)
- S.B. 267** Tribal Health Information (Sen. K. Van Tassell)
- S.J.R. 21** Joint Resolution Recognizing Pregnancy Care Centers
(Sen. J. S. Adams)

PUBLIC UTILITIES AND TECHNOLOGY

- H.B. 443** Corrections Issues Task Force (Rep. E. Hutchings)
- H.B. 467** Sovereign Lands Management Account Appropriation
(Rep. M. Noel)
- S.B. 99** Employment Amendments (Sen. M. Madsen)
- 1st Sub. S.B. 169** Judicial Conduct Commission Amendments
(Sen. K. Mayne)

Wayne A. Harper, Chair

Report filed. On motion of Representative Hughes, the report of the Rules Committee was adopted.

REPORTS OF STANDING COMMITTEES

Madam Speaker: February 27, 2012

The Government Operations Committee reports a favorable recommendation on **H.B. 172**, VOTE BY MAIL AMENDMENTS, by Representative S. Eliason; and

The Government Operations Committee reports a favorable recommendation on **H.B. 339**, ELECTION BALLOT AMENDMENTS, by Representative S. Eliason; and

The Government Operations Committee recommends **H.B. 493**, CAMPAIGN FINANCE DISCLOSURE AMENDMENTS, by Representative K. Powell, be replaced and reports a favorable recommendation on **1st Sub. H.B. 493**, CAMPAIGN FINANCE DISCLOSURE AMENDMENTS with the following amendments:

1. Page 14, Lines 411 through 416:

411 {—} (ii) the name and address of each person contributing
at least \$100 to the person

412 described in Subsection (2)(a) for the purpose of disseminating the
electioneering

413 communication; {—}

414 {~~—~~} (iii) {~~—~~} {~~—(ii)—~~} the amount spent on the
electioneering communication;

415 {~~—~~} (iv) {~~—~~} {~~—(iii)—~~} the name of the
identified referenced candidate; and

416 {~~—~~} (v) {~~—~~} {~~—(iv)—~~} the medium used to
disseminate the electioneering communication.; and

The Government Operations Committee reports a favorable recommendation on **H.C.R. 3**, CONCURRENT RESOLUTION ON AIRPORT SECURITY, by Representative K. Ivory; and

The Government Operations Committee reports a favorable recommendation on **H.B. 338**, ELECTION AMENDMENTS, by Representative S. Eliason, and recommends it be placed on the Consent Calendar; and

The Government Operations Committee reports a favorable recommendation on **H.B. 382**, CONSTITUTIONAL DEFENSE COUNCIL – POSTING OF PUBLIC INFORMATION, by Representative K. Ivory, and recommends it be placed on the Consent Calendar.

Kraig Powell, Chair

Reports filed. On motion of Representative Galvez, the reports of the Government Operations committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar or Consent Calendar.

* * *

Madam Speaker:

February 27, 2012

The Political Subdivisions Committee recommends **H.B. 216**, POLITICAL SUBDIVISION RESIDENTIAL RENTAL AMENDMENTS, by Representative K. Sumsion, be replaced and reports a favorable recommendation on **2nd Sub. H.B. 216**, POLITICAL SUBDIVISION RESIDENTIAL RENTAL AMENDMENTS with the following amendments:

1. Page 7, Line 210 through Page 8, Line 222:

210 (e) “Exempt landlord” means a residential landlord who
demonstrates to a

211 municipality:

212 (i) {~~—(A)—~~} completion of any live good landlord training
program offered by any other

- 213 Utah city that offers a good landlord program; {~~and~~
 214 ~~(B) familiarity with the essential provisions of that~~
~~municipality's good landlord~~
 215 ~~program;}~~
 216 (ii) ~~{(A)}~~ that the residential landlord has current
"certified property manager" status with
 217 the Utah Division of Real Estate; {~~and~~
 218 ~~(B) familiarity with the essential provisions of that~~
~~municipality's good landlord~~
 219 ~~program;}~~
 220 (iii) an exemption from continuing education from the Division
of Real Estate under
 221 Subsection 61-2f-204(2)(a)(iv)(B); or
 222 (iv) compliance with a requirement described in Subsection
(4); and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 449**, PUBLIC EMPLOYEE STATUS MODIFICATIONS, by Representative B. Dee; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 454**, OPEN ENROLLMENT AMENDMENTS, by Representative D. Brown, and recommends it be placed on the Consent Calendar; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 476**, AMENDMENTS TO GOVERNMENT, by Representative D. Ipson, and recommends it be placed on the Consent Calendar; and

The Political Subdivisions Committee reports a favorable recommendation on **1st Sub. S.B. 193**, LOCAL GOVERNMENT BONDING ACT AMENDMENTS, by Senator C. Bramble, and recommends it be placed on the Consent Calendar.

R. Curt Webb, Chair

Reports filed. On motion of Representative Webb, the reports of the Political Subdivisions committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar or Consent Calendar.

* * *

Madam Speaker: February 27, 2012

The Revenue and Taxation Committee recommends **H.B. 354**, ALCOHOLIC BEVERAGE AMENDMENTS, by Representative R. Wilcox, be replaced and favorably recommends **1st Sub. H.B. 354**, ALCOHOLIC BEVERAGE AMENDMENTS; and

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 427**, TAX LAW MODIFICATIONS, by Representative R. Wilcox.

Patrick Painter, Chair

Reports filed. On motion of Representative Painter, the reports of the Revenue and Taxation committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker: February 27, 2012

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 424**, MUSEUM APPROPRIATION AMENDMENTS, by Representative T. Kiser; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 482**, SEVERANCE TAX FUNDING FOR CERTAIN PROGRAMS, by Representative K. Ivory.

Jim Bird, Chair

Reports filed. On motion of Representative Bird, the reports of the Workforce Services and Community and Economic Development committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker: February 28, 2012

The Education Committee reports a favorable recommendation on **H.B. 156**, PUBLIC EDUCATION PROGRAM AMENDMENTS, by Representative M. Newbold, with the following amendments:

1. Page 1, Lines 12 through 13:

12 ▶ ~~{ eliminates the requirement to take a course in financial literacy to graduate from~~

13 ~~high school; }~~ requires the State Board of Education to provide a general financial literacy test-out option;

2. Page 6, Lines 160 through 163:

160 (a) use competency-based standards and assessments;
{~~and~~}

161 {~~+~~} (b) include instruction that stresses general financial literacy from basic budgeting to

162 financial investments, including bankruptcy education and a general financial literacy test-out option ; and {~~+~~}

163 {~~+~~} (c) {~~+~~} {~~(b)~~} increase graduation requirements in language arts, mathematics, and science to

3. Page 1, Line 17:

17 {~~► eliminates a requirement to assign a mentor to a provisional educator; -~~}

4. Page 2, Lines 28 through 29:

28 {~~• the Quality Teaching Block Grant Program;~~

29 ~~• the retirement and Social Security program; -~~}

5. Page 2, Line 52:

52 {~~53A-10-108, as last amended by Laws of Utah 2009, Chapter 287-~~}

6. Page 2, Lines 55 through 56:

55 {~~53A-17a-124, as last amended by Laws of Utah 2010, Chapter 3~~

56 ~~53A-17a-125, as last amended by Laws of Utah 2010, Chapter 3-~~}

7. Page 8, Line 232:

232 {~~Section 53A-10-108, Mentor for provisional educator.-~~}

8. Page 8, Lines 237 through 239:

237 {~~Section 53A-17a-124, Quality Teaching Block Grant Program—State~~

238 contributions.

239 Section 53A-17a-125, Appropriation for retirement and Social
Security.} ; and

The Education Committee reports a favorable recommendation on **H.B. 392**, CHARTER SCHOOL FUNDING REVISIONS, by Representative S. Sandstrom, with the following amendments:

1. Page 1, Lines 12 through 13:

12 { ~~→ modifies a school district's contribution of school~~
district revenues for charter
13 school students; and }

2. Page 1, Line 26 through Page 6, Line 155:

26 { ~~Section 1. Section 53A-1a-513 is amended to read:~~

27 53A-1a-513. Funding for charter schools.

28 (1) As used in this section:

29 (a) "Charter school students' average local revenues" means the
amount determined as

30 follows:

31 (i) for each student enrolled in a charter school on the previous
October 1, calculate the

32 district per pupil local revenues of the school district in which the
student resides;

33 (ii) sum the district per pupil local revenues for each student
enrolled in a charter

34 school on the previous October 1; and

35 (iii) divide the sum calculated under Subsection (1)(a)(ii) by the
number of students

36 enrolled in charter schools on the previous October 1.

37 (b) "District local property tax revenues" means the sum of a
school district's revenue

38 received from the following levies:

39 (i) (A) a voted levy imposed under Section 53A-17a-133;

- 40 ~~(B) a board levy imposed under Section 53A-17a-134;~~
41 ~~(C) a 10% of basic levy imposed under Section 53A-17a-145;~~
42 ~~(D) a tort liability levy imposed under Section 63G-7-704;~~
43 ~~(E) a capital outlay levy imposed under Section 53A-16-107;~~
and
44 ~~(F) a voted capital outlay levy imposed under Section~~
~~53A-16-110; or~~
45 ~~(ii) (A) a voted local levy imposed under Section~~
~~53A-17a-133;~~
46 ~~(B) a board local levy imposed under Section 53A-17a-164,~~
~~excluding revenues~~
47 ~~expended for:~~
48 ~~(I) recreational facilities and activities authorized under Title~~
~~11, Chapter 2,~~
49 ~~Playgrounds;~~
50 ~~(II) pupil transportation, up to the amount of revenue generated~~
~~by a .0003 per dollar of~~
51 ~~taxable value of the school district's board local levy; and~~
52 ~~(III) the K-3 Reading Improvement Program, up to the amount~~
~~of revenue generated by~~
53 ~~a .000121 per dollar of taxable value of the school district's board~~
~~local levy; and~~
54 ~~(C) a capital local levy imposed under Section 53A-16-113.~~
55 (e) "District per pupil local revenues" means an amount equal to
the following, using
56 data from the most recently published school district annual
financial reports and state
57 superintendent's annual report:
58 (i) district local property tax revenues; divided by
59 (ii) the sum of:
60 (A) a school district's average daily membership; and
61 (B) the average daily membership of a school district's resident
students who attend

62 ~~charter schools.~~

63 ~~(d) "Resident student" means a student who is considered a resident of the school~~

64 ~~district under Title 53A, Chapter 2, Part 2, District of Residency.~~

65 ~~(e) "Statewide average debt service revenues" means the amount determined as~~

66 ~~follows, using data from the most recently published state superintendent's annual report:~~

67 ~~(i) sum the revenues of each school district from the debt service levy imposed under~~

68 ~~Section 11-14-310; and~~

69 ~~(ii) divide the sum calculated under Subsection (1)(e)(i) by statewide school district~~

70 ~~average daily membership.~~

71 ~~(2)(a) Charter schools shall receive funding as described in this section, except~~

72 ~~Subsections (3) through (8) do not apply to charter schools described in Subsection (2)(b):~~

73 ~~(b) Charter schools authorized by local school boards that are converted from district~~

74 ~~schools or operate in district facilities without paying reasonable rent shall receive funding as~~

75 ~~prescribed in Section 53A-1a-515.~~

76 ~~(3)(a) Except as provided in Subsection (3)(b), a charter school shall receive state~~

77 ~~funds, as applicable, on the same basis as a school district receives funds.~~

78 ~~(b) In distributing funds under Chapter 17a, Minimum School Program Act, to charter~~

79 ~~schools, charter school pupils shall be weighted, where applicable, as follows:~~

80 ~~(i) .55 for kindergarten pupils;~~

81 ~~(ii) .9 for pupils in grades 1 through 6;~~

82 (iii) .99 for pupils in grades 7 through 8; and

83 (iv) 1.2 for pupils in grades 9 through 12.

84 (4) (a) (i) A school district shall allocate a portion of school district revenues for each

85 resident student of the school district who is enrolled in a charter school on October 1 equal to

86 ~~[25%]~~ 20.6% of ~~[the lesser of: (A)]~~ district per pupil local revenues~~[-or]~~.

87 ~~[(B) charter school students' average local revenues.]~~

88 (ii) ~~Nothing in this Subsection (4)(a) affects the school bond guarantee program~~

89 ~~established under Chapter 28, Utah School Bond Guaranty Act.~~

90 (b) ~~The State Board of Education shall:~~

91 (i) ~~deduct an amount equal to the allocation provided under Subsection (4)(a) from~~

92 ~~state funds the school district is authorized to receive under Chapter 17a, Minimum School~~

93 ~~Program Act; and~~

94 ~~[(ii) remit the money to the student's charter school.]~~

95 (ii) use the money deducted under Subsection (4)(b)(i), together with money

96 appropriated under Subsection (4)(d), to provide funds to charter schools in the amount of

97 charter school students' average local revenues for each student enrolled in a charter school on

98 October 1.

99 (c) ~~Notwithstanding the method used to transfer school district revenues to charter~~

100 ~~schools as provided in Subsection (4)(b), a school district may deduct the allocations to charter~~

101 ~~schools under this section from:~~

102 (i) ~~unrestricted revenues available to the school district; or~~

103 (ii) ~~the revenue sources listed in Subsection (1)(b) based on the~~
104 ~~portion of the~~
105 ~~allocations to charter schools attributed to each of the revenue~~
106 ~~sources listed in Subsection~~
107 ~~(1)(b).~~
108 ~~(d) (i) Subject to future budget constraints, the Legislature shall~~
109 ~~provide an~~
110 ~~appropriation for charter schools for each student enrolled on~~
111 ~~October 1 to supplement the~~
112 ~~allocation of school district revenues under Subsection (4)(a).~~
113 (ii) ~~Except as provided in Subsection (4)(d)(iii), the amount of~~
114 ~~money provided by the~~
115 ~~state for a charter school student shall be the sum of:~~
116 (A) ~~charter school students' average local revenues minus the~~
117 ~~allocation of school~~
118 ~~district revenues under Subsection (4)(a); and~~
119 (B) ~~statewide average debt service revenues.~~
120 (iii) ~~If the total of a school district's allocation for a charter~~
121 ~~school student under~~
122 ~~Subsection (4)(a) and the amount provided by the state under~~
123 ~~Subsection (4)(d)(ii) is less than~~
124 ~~\$1427, the state shall provide an additional supplement so that a~~
125 ~~charter school receives at least~~
126 ~~\$1427 per student under this Subsection (4).~~
127 (iv) (A) ~~If the appropriation provided under this Subsection~~
128 ~~(4)(d) is less than the~~
129 ~~amount prescribed by Subsection (4)(d)(ii) or (4)(d)(iii), the~~
130 ~~appropriation shall be allocated~~
131 ~~among charter schools in proportion to each charter school's~~
132 ~~enrollment as a percentage of the~~
133 ~~total enrollment in charter schools.~~
134 (B) ~~If the State Board of Education makes adjustments to~~
135 ~~Minimum School Program~~

123 allocations as provided under Section 53A-17a-105, the allocation
provided in Subsection

124 (4)(d)(iv)(A) shall be determined after adjustments are made under
Section 53A-17a-105.

125 (e) Of the money provided to a charter school under this
Subsection (4), 10% shall be

126 expended for funding school facilities only.

127 (5) Charter schools are eligible to receive federal funds if they
meet all applicable

128 federal requirements and comply with relevant federal regulations.

129 (6) The State Board of Education shall distribute funds for
charter school students

130 directly to the charter school.

131 (7) (a) Notwithstanding Subsection (3), a charter school is not
eligible to receive state

132 transportation funding.

133 (b) The board shall also adopt rules relating to the transportation
of students to and

134 from charter schools, taking into account Sections 53A-2-210 and
53A-17a-127.

135 (c) The governing body of the charter school may provide
transportation through an

136 agreement or contract with the local school board, a private
provider, or with parents.

137 (8) (a) (i) The state superintendent of public instruction may
allocate grants for both

138 start-up and ongoing costs to eligible charter school applicants
from money appropriated for

139 the implementation of this part.

140 (ii) Applications for the grants shall be filed on a form
determined by the state

141 superintendent and in conjunction with the application for a charter.

142 (iii) The amount of a grant may vary based upon the size, scope,
and special

143 circumstances of the charter school.

144 (iv) The governing board of the charter school shall use the grant to meet the expenses

145 of the school as established in the school's charter.

146 (b) The State Board of Education shall coordinate the distribution of federal money

147 appropriated to help fund costs for establishing and maintaining charter schools within the

148 state.

149 (9) (a) A charter school may receive, hold, manage and use any devise, bequest, grant,

150 endowment, gift, or donation of any property made to the school for any of the purposes of this

151 part.

152 (b) It is unlawful for any person affiliated with a charter school to demand or request

153 any gift, donation, or contribution from a parent, teacher, employee, or other person affiliated

154 with the charter school as a condition for employment or enrollment at the school or continued

155 attendance at the school.

3. Page 7, Lines 199 through 200:

199 This bill takes effect on { July 1, 2012, except the
amendments in this bill to Section

200 59-2-1317 take effect on } January 1, 2013.

Francis D. Gibson, Chair

Reports filed. On motion of Representative Gibson, the reports of the Education committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 28, 2012

The Health and Human Services Committee reports a favorable recommendation on **H.C.R. 14**, CONCURRENT RESOLUTION SUPPORTING

EDUCATION REGARDING, AND PREVENTION OF, CHRONIC OBSTRUCTIVE PULMONARY DISEASE, by Representative E. Hutchings; and

The Health and Human Services Committee reports a favorable recommendation on **S.J.R. 12**, UTAH MITOCHONDRIAL DISEASE AWARENESS WEEK JOINT RESOLUTION, by Senator M. Madsen.

Paul Ray, Chair

Reports filed. On motion of Representative Vickers, the reports of the Health and Human Services committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker: February 28, 2012

The Public Utilities and Technology Committee reports a favorable recommendation on **S.J.R. 18**, JOINT RESOLUTION STRENGTHENING UTAH-ISRAEL RELATIONS, by Senator C. Bramble, and recommends it be placed on the Consent Calendar; and

The Public Utilities and Technology Committee reports a favorable recommendation on **2nd Sub. S.C.R. 8**, CONCURRENT RESOLUTION SUPPORTING NEW TECHNOLOGIES AND FACILITIES THAT ENHANCE THE PRODUCTION AND VALUE OF UINTAH BLACK WAX, by Senator K. Van Tassell, and recommends it be placed on the Consent Calendar.

Michael E. Noel, Chair

Reports filed. On motion of Representative Noel, the reports of the Public Utilities and Technology committee were adopted and the bills were considered read the second time by short title and placed on the Consent Calendar.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 28, 2012

The Senate passed, as amended, **S.B. 81**, PARAEDUCATOR FUNDING, by Senator K. Mayne, and it is transmitted for consideration; and

The Senate passed **S.B. 82**, EQUAL ACCESS FOR EDUCATION EMPLOYEE ASSOCIATION AMENDMENTS, by Senator M. Madsen, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 87**, PREDATOR CONTROL FUNDING, by Senator D. Hinkins, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **3rd Sub. S.B. 180**, POLITICAL SUBDIVISION ETHICS AMENDMENTS, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed **S.B. 190**, RESEARCH AND DEVELOPMENT AMENDMENTS, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 199**, MOTOR VEHICLE SELLING AND TITLING REQUIREMENTS, by Senator S. Urquhart, and it is transmitted for consideration; and

The Senate passed **S.B. 203**, AUDIT PROCESS AMENDMENTS, by Senator S. Reid, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 209**, RETENTION OF OUTSIDE COUNSEL, EXPERT WITNESSES, AND LITIGATION SUPPORT SERVICES, by Senator J. S. Adams, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 223**, PLEDGE OF ALLEGIANCE AMENDMENTS, by Senator A. Osmond, and it is transmitted for consideration; and

The Senate passed **S.B. 227**, YOUTH COURT AMENDMENTS, by Senator J. Stevenson, and it is transmitted for consideration; and

The Senate passed **S.B. 259**, POLICE SERVICE K-9 RIGHTS, by Senator J. S. Adams, and it is transmitted for consideration; and

The Senate passed **S.B. 277**, MUNICIPAL GOVERNMENT AUTHORITY, by Senator J. S. Adams, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.J.R. 16**, JOINT RESOLUTION RECOGNIZING THE HOLE-IN-THE-ROCK SAN JUAN MISSION HISTORIC TRAIL, by Senator R. Okerlund, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

* * *

Madam Speaker:

February 28, 2012

The Senate concurred in the House amendments and passed **S.B. 48**, MISSION OF PUBLIC EDUCATION, by Senator P. Jones, and it is transmitted for the signature of the Speaker.

Leslie O. McLean

Secretary of the Senate

Communication filed. The bill was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

* * *

Madam Speaker:

February 28, 2012

The Senate passed, **1st Sub. H.B. 190**, NURSE MIDWIFE PRACTICE ACT AMENDMENTS, by Representative D. Brown, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 195**, PETROLEUM AND UNDERGROUND STORAGE TANK FEES, by Representative G. Hughes, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 301**, NATIONAL GUARD – NONJUDICIAL PUNISHMENT, by Representative V. Peterson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 383**, INTERNATIONAL RESIDENTIAL CODE AMENDMENTS, by Representative J. Peterson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 485**, CHANGE APPLICATION AMENDMENTS, by Representative R. Wilcox, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 495**, PROPERTY TAX – APPRAISER AMENDMENTS, by Representative J. Draxler, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 9**, CONCURRENT RESOLUTION RECOGNIZING 75TH ANNIVERSARY OF DUCKS UNLIMITED, by Representative C. Oda, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 17**, JOINT RESOLUTION ON INTERIM COMMITTEE NAME CHANGE, by Representative J. Bird, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:00 p.m., the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Lockhart at 2:20 p.m.

Representative Duckworth is excused.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

February 28, 2012

The Senate passed, as amended, **S.B. 98**, AMENDMENTS TO PROHIBITION ON USING A HANDHELD WIRELESS COMMUNICATION DEVICE WHILE OPERATING A VEHICLE, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 263**, EDUCATION REQUIREMENTS FOR NURSING LICENSURE AMENDMENTS, by Senator G. Davis, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILL

H.B. 421, Local District Dissolution (D. McCay), was read the first time by short title and referred to the Rules Committee.

UNFINISHED BUSINESS

On motion of Representative V. Peterson, the House voted to uncircle **H.B. 316**.

H.B. 316, DIVORCE WAITING PERIOD AMENDMENTS, *V. Peterson*, was before the House on its final passage.

Representatives Anderson, Watkins, Moss, Nielson, Galvez, Powell, Wheatley, Snow, Wilcox, Christensen, Seelig, Hemingway, and Gibson commented.

H.B. 316, as amended, passed on the following roll call:

Yeas, 43; Nays, 26; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Barlow	Barrus	Christensen	Cox
D Brown	Daw	Dee	Dunnigan
Edwards	Eliason	Frank	Froerer
Galvez	Gibson	Grover	Handy
Herrod	Hughes	Hutchings	Ipson
J Peterson	Last	Mathis	McCay
McIff	Menlove	Newbold	Nielson
Oda	Painter	Perry	Pitcher
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Webb
Wilcox	Wright	Lockhart	

Voting in the negative were: Representatives

Anderson	Arent	Bird	Briscoe
Butterfield	Chavez–Houck	Cosgrove	Dougall
Doughty	Fisher	Greenwood	Harper
Hemingway	Hendrickson	King	Kiser
Litvack	M Brown	Moss	Poulson
Powell	Seelig	Watkins	Wheatley
Wiley	Wilson		

Absent or not voting were: Representatives

Draxler	Duckworth	Ivory	Morley
Noel	Ray		

H.B. 316, as amended, was transmitted to the Senate for its consideration.

* * *

On motion of Representative Edwards, the House voted to uncircle **1st Sub. H.B. 304**.

1st Sub. H.B. 304, ACCESS TO VOTER DATE OF BIRTH RECORDS, *Edwards*, was before the House on its final passage. Representatives Greenwood, Chavez–Houck, Handy, Dougall, and Hutchings commented.

1st Sub. H.B. 304 passed on the following roll call:

Yeas, 66; Nays, 4; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Watkins
Webb	Wheatley	Wilcox	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Briscoe	Chavez–Houck	Hendrickson	Wiley
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Absent or not voting were: Representatives

Duckworth	McCay	McIff	Ray
Vickers			

1st Sub. H.B. 304 was transmitted to the Senate for its consideration.

* * *

On motion of Representative M. Brown, the House voted to uncircle **1st Sub. H.B. 87**.

1st Sub. H.B. 87, BILLBOARD REVISIONS, *M. Brown*, was before the House on its final passage.

On motion of Representative M. Brown, the House voted to delete **1st Sub. H.B. 87** in title and body and insert **2nd Sub. H.B. 87** in lieu thereof.

Representative Anderson proposed a verbal amendment as follows:

- 1. Page 37, Line 1131–1132:
Delete “commence eminent domain proceedings and”

Representative Anderson’s motion to amend passed on a voice vote.

Representative Handy commented.

2nd Sub. H.B. 87, as amended, passed on the following roll call:

Yeas, 55; Nays, 16; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Barlow	Bird	Christensen
Cox	D Brown	Daw	Dee
Dougall	Draxler	Dunnigan	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	Kiser	M Brown	Mathis
McCay	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Sandstrom	Sanpei
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Arent	Barrus	Briscoe	Chavez–Houck
Cosgrove	Doughty	Edwards	King
Last	Litvack	Menlove	Poulson
Powell	Sagers	Seelig	Snow

Absent or not voting were: Representatives

Butterfield	Duckworth	McIff	Ray
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2nd Sub. H.B. 87, as amended, was transmitted to the Senate for its consideration.

* * *

On motion of Representative Menlove, the House voted to uncircle **3rd Sub. H.B. 272**.

3rd Sub. H.B. 272, PILOT PROGRAM FOR AUTISM SPECTRUM DISORDERS SERVICES, *Menlove*, was before the House on its final passage.

On motion of Representative Menlove, the House voted to delete **3rd Sub. H.B. 272** in title and body and insert **4th Sub. H.B. 272** in lieu thereof.

On motion of Representative Menlove, the House voted to circle **4th Sub. H.B. 272**.

THIRD READING CALENDAR

1st Sub. H.B. 236, ALIMONY MODIFICATIONS, *Sandstrom*, was read the third time by short title and placed on its final passage.

Representative Sandstrom proposed Amendment 1:

1. Page 4, Lines 95 through 103

95 (c) “Fault” means that one party committed substantiated acts or engaged in

96 substantiated behavior during the marriage that unilaterally and substantially compromised the

97 marriage, or unilaterally and substantially harmed the physical safety, or financial stability of the other

98 party or their minor children, including:

99 (i) sexual relations with a person who is not the party’s spouse;
 {~~or~~}

100 (ii) physical abuse of the spouse or minor children

 (iii) substantiated long term addictions to alcohol, drugs, pornography, or gambling; or

 (iv) conviction of a violent felony .

101 (d) A party may stipulate to an allegation of fault.

102 (e) The participation by a party in professional counseling, therapy, or other programs for the purpose of seeking to overcome addictions may not be used to establish fault.

(f) The court may, when fault is at issue, close the proceedings and seal the court

103 records.

Renumber remaining subsections accordingly

Representative Sandstrom’s motion to amend passed on a voice vote.

1st Sub. H.B. 236, as amended, passed on the following roll call:

Yeas, 50; Nays, 18; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Christensen	Cox	Daw	Dee
Dougall	Draxler	Dunnigan	Edwards
Eliason	Frank	Froerer	Gibson
Greenwood	Grover	Handy	Harper
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	Kiser	Last
M Brown	Mathis	McIff	Menlove
Morley	Newbold	Nielson	Noel
Oda	Perry	Pitcher	Powell
Sagers	Sandstrom	Sanpei	Sumsion
V Peterson	Vickers	Webb	Wilcox
Wright	Lockhart		

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
D Brown	Doughty	Fisher	Hemingway
King	Litvack	Moss	Poulson
Seelig	Snow	Watkins	Wheatley
Wiley	Wilson		

Absent or not voting were: Representatives

Butterfield	Duckworth	Galvez	Hendrickson
McCay	Painter	Ray	

1st Sub. H.B. 236, as amended, was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 510, INDIGENT DEFENSE ACT AMENDMENTS, *Hughes*, was read the third time by short title and placed on its final passage.

Representative Hughes proposed Amendment 1:

- 1. Page 3, Lines 65 through 67

65 [~~(7)~~] (8) “Legal defense” means [~~legal counsel, defense~~
 resources, or both.] to:

66 (a) provide defense counsel for each indigent who faces the
 { substantial probability of

67 the } potential deprivation of the indigent’s liberty;

Representative Hughes’ motion to amend passed on a voice vote.

Representatives King and McIff commented.

1st Sub. H.B. 510, as amended, passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Doughty	Draxler	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Anderson	Butterfield	Dougall	Duckworth
Dunnigan	M Brown	Ray	

1st Sub. H.B. 510, as amended, was transmitted to the Senate for its consideration.

CORRECTED COMMITTEE REPORT

Madam Speaker:

February 28, 2012

The Education Committee reports a favorable recommendation on **H.B. 392**, CHARTER SCHOOL FUNDING REVISIONS, by Representative S. Sandstrom, with the following amendments:

- 1. Page 1, Lines 12 through 13:

12 { ~~► modifies a school district's contribution of school~~
 district revenues for charter
 13 school students; and ~~}~~

- 2. Page 1, Line 22:

22 { ~~53A-1a-513, as last amended by Laws of Utah 2011,~~
 Chapter 371 ~~}~~

- 3. Page 1, Line 26 through Page 6, Line 155:

26 { ~~Section 1. Section 53A-1a-513 is amended to read:~~
 27 53A-1a-513. Funding for charter schools.
 28 (1) As used in this section:
 29 (a) "Charter school students' average local revenues" means the
 amount determined as
 30 follows:
 31 (i) for each student enrolled in a charter school on the previous
 October 1, calculate the
 32 district per pupil local revenues of the school district in which the
 student resides;
 33 (ii) sum the district per pupil local revenues for each student
 enrolled in a charter
 34 school on the previous October 1; and
 35 (iii) divide the sum calculated under Subsection (1)(a)(ii) by the
 number of students
 36 enrolled in charter schools on the previous October 1.
 37 (b) "District local property tax revenues" means the sum of a
 school district's revenue

- 38 received from the following levies:
- 39 (i) (A) a voted levy imposed under Section 53A-17a-133;
- 40 (B) a board levy imposed under Section 53A-17a-134;
- 41 (C) a 10% of basic levy imposed under Section 53A-17a-145;
- 42 (D) a tort liability levy imposed under Section 63G-7-704;
- 43 (E) a capital outlay levy imposed under Section 53A-16-107;
- and
- 44 (F) a voted capital outlay levy imposed under Section
- 53A-16-110; or
- 45 (ii) (A) a voted local levy imposed under Section
- 53A-17a-133;
- 46 (B) a board local levy imposed under Section 53A-17a-164,
- excluding revenues
- 47 expended for:
- 48 (I) recreational facilities and activities authorized under Title
- 11, Chapter 2,
- 49 Playgrounds;
- 50 (II) pupil transportation, up to the amount of revenue generated
- by a .0003 per dollar of
- 51 taxable value of the school district's board local levy; and
- 52 (III) the K-3 Reading Improvement Program, up to the amount
- of revenue generated by
- 53 a .000121 per dollar of taxable value of the school district's board
- local levy; and
- 54 (C) a capital local levy imposed under Section 53A-16-113.
- 55 (e) "District per pupil local revenues" means an amount equal to
- the following, using
- 56 data from the most recently published school district annual
- financial reports and state
- 57 superintendent's annual report:
- 58 (i) district local property tax revenues; divided by
- 59 (ii) the sum of:

60 (A) a school district's average daily membership; and
61 (B) the average daily membership of a school district's resident
62 students who attend charter schools.

63 (d) "Resident student" means a student who is considered a
64 resident of the school district under Title 53A, Chapter 2, Part 2, District of Residency.

65 (e) "Statewide average debt service revenues" means the
66 amount determined as follows, using data from the most recently published state
67 superintendent's annual report:

68 (i) sum the revenues of each school district from the debt service
69 levy imposed under Section 11-14-310; and

70 (ii) divide the sum calculated under Subsection (1)(e)(i) by
71 statewide school district average daily membership.

72 (2)(a) Charter schools shall receive funding as described in this
73 section, except Subsections (3) through (8) do not apply to charter schools
74 described in Subsection (2)(b).

75 (b) Charter schools authorized by local school boards that are
76 converted from district schools or operate in district facilities without paying reasonable
77 rent shall receive funding as prescribed in Section 53A-1a-515.

78 (3)(a) Except as provided in Subsection (3)(b), a charter school
79 shall receive state funds, as applicable, on the same basis as a school district receives
80 funds.

81 (b) In distributing funds under Chapter 17a, Minimum School
82 Program Act, to charter schools, charter school pupils shall be weighted, where applicable,
83 as follows:

80 (i) .55 for kindergarten pupils;

81 (ii) .9 for pupils in grades 1 through 6;

82 (iii) .99 for pupils in grades 7 through 8; and

83 (iv) 1.2 for pupils in grades 9 through 12.

84 (4) (a) (i) A school district shall allocate a portion of school district revenues for each

85 resident student of the school district who is enrolled in a charter school on October 1 equal to

86 ~~[25%]~~ 20.6% of ~~[the lesser of: (A)]~~ district per pupil local revenues~~[-or]~~.

87 ~~[(B) charter school students' average local revenues.]~~

88 (ii) ~~Nothing in this Subsection (4)(a) affects the school bond guarantee program~~

89 ~~established under Chapter 28, Utah School Bond Guaranty Act.~~

90 (b) The State Board of Education shall:

91 (i) ~~deduct an amount equal to the allocation provided under Subsection (4)(a) from~~

92 ~~state funds the school district is authorized to receive under Chapter 17a, Minimum School~~

93 ~~Program Act; and~~

94 ~~[(ii) remit the money to the student's charter school.]~~

95 ~~(ii) use the money deducted under Subsection (4)(b)(i), together with money~~

96 ~~appropriated under Subsection (4)(d), to provide funds to charter schools in the amount of~~

97 ~~charter school students' average local revenues for each student enrolled in a charter school on~~

98 ~~October 1.~~

99 (c) ~~Notwithstanding the method used to transfer school district revenues to charter~~

100 ~~schools as provided in Subsection (4)(b), a school district may deduct the allocations to charter~~

101 schools under this section from:

102 (i) unrestricted revenues available to the school district; or

103 (ii) the revenue sources listed in Subsection (1)(b) based on the
104 portion of the

104 allocations to charter schools attributed to each of the revenue
105 sources listed in Subsection

105 (1)(b);

106 (d) (i) Subject to future budget constraints, the Legislature shall
107 provide an

107 appropriation for charter schools for each student enrolled on
108 October 1 to supplement the

108 allocation of school district revenues under Subsection (4)(a).

109 (ii) Except as provided in Subsection (4)(d)(iii), the amount of
110 money provided by the

110 state for a charter school student shall be the sum of:

111 (A) charter school students' average local revenues minus the
112 allocation of school

112 district revenues under Subsection (4)(a); and

113 (B) statewide average debt service revenues.

114 (iii) If the total of a school district's allocation for a charter
115 school student under

115 Subsection (4)(a) and the amount provided by the state under
116 Subsection (4)(d)(ii) is less than

116 \$1427, the state shall provide an additional supplement so that a
117 charter school receives at least

117 \$1427 per student under this Subsection (4).

118 (iv) (A) If the appropriation provided under this Subsection
119 (4)(d) is less than the

119 amount prescribed by Subsection (4)(d)(ii) or (4)(d)(iii), the
120 appropriation shall be allocated

120 among charter schools in proportion to each charter school's
121 enrollment as a percentage of the

121 total enrollment in charter schools.

122 ~~(B) If the State Board of Education makes adjustments to~~
123 ~~Minimum School Program~~

124 ~~allocations as provided under Section 53A-17a-105, the allocation~~
125 ~~provided in Subsection~~

126 ~~(4)(d)(iv)(A) shall be determined after adjustments are made under~~
127 ~~Section 53A-17a-105.~~

128 ~~(e) Of the money provided to a charter school under this~~
129 ~~Subsection (4), 10% shall be~~

130 ~~expended for funding school facilities only.~~

131 ~~(5) Charter schools are eligible to receive federal funds if they~~
132 ~~meet all applicable~~

133 ~~federal requirements and comply with relevant federal regulations.~~

134 ~~(6) The State Board of Education shall distribute funds for~~
135 ~~charter school students~~

136 ~~directly to the charter school.~~

137 ~~(7) (a) Notwithstanding Subsection (3), a charter school is not~~
138 ~~eligible to receive state~~

139 ~~transportation funding.~~

140 ~~(b) The board shall also adopt rules relating to the transportation~~
141 ~~of students to and~~

142 ~~from charter schools, taking into account Sections 53A-2-210 and~~
143 ~~53A-17a-127.~~

144 ~~(c) The governing body of the charter school may provide~~
145 ~~transportation through an~~

146 ~~agreement or contract with the local school board, a private~~
147 ~~provider, or with parents.~~

148 ~~(8) (a) (i) The state superintendent of public instruction may~~
149 ~~allocate grants for both~~

150 ~~start-up and ongoing costs to eligible charter school applicants~~
151 ~~from money appropriated for~~

152 ~~the implementation of this part.~~

153 ~~(ii) Applications for the grants shall be filed on a form~~
154 ~~determined by the state~~

155 ~~superintendent and in conjunction with the application for a charter.~~

142 (iii) The amount of a grant may vary based upon the size, scope,
and special

143 circumstances of the charter school.

144 (iv) The governing board of the charter school shall use the
grant to meet the expenses

145 of the school as established in the school's charter.

146 (b) The State Board of Education shall coordinate the
distribution of federal money

147 appropriated to help fund costs for establishing and maintaining
charter schools within the

148 state.

149 (9) (a) A charter school may receive, hold, manage and use any
devise, bequest, grant,

150 endowment, gift, or donation of any property made to the school for
any of the purposes of this

151 part.

152 (b) It is unlawful for any person affiliated with a charter school
to demand or request

153 any gift, donation, or contribution from a parent, teacher,
employee, or other person affiliated

154 with the charter school as a condition for employment or
enrollment at the school or continued

155 attendance at the school.

4. Page 7, Lines 199 through 200:

199 This bill takes effect on { July 1, 2012, except the
amendments in this bill to Section

200 59-2-1317 take effect on } January 1, 2013.

Francis Gibson, Chair

Report filed. On motion of Representative Gibson, the report of the Education committee was adopted and the bill was considered read the second time by short title and will retain its place on the Third Reading Calendar.

COMMUNICATION FROM THE SENATE

Madam Speaker:

February 28, 2012

The Senate refuses to recede from its amendments to **H.B. 305**, CONSTRUCTION CODE REVISIONS, by Representative G. Froerer, and has

THIRTY-SEVENTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 9:45 a.m.

Roll call showed all members present.

Prayer offered by Representative Tim Cosgrove. Pledge of Allegiance led by Representative Cosgrove's son, Gabriel.

CONSENT CALENDAR

S.B. 256, UNINCORPORATED BUSINESS ENTITIES ACT AMENDMENTS, *Senator Hillyard*, was read the third time by short title and placed on its final passage. Representative D. Brown explained the bill.

S.B. 256 passed on the following roll call:

Yeas, 61; Nays, 0; Absent or not voting, 14.

Voting in the affirmative were: Representatives

Anderson	Arent	Barrus	Bird
Briscoe	Butterfield	Chavez-Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Draxler	Duckworth
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Last	Litvack
Mathis	McCay	McIff	Menlove
Moss	Newbold	Nielson	Noel
Oda	Pitcher	Poulson	Powell
Ray	Sagers	Sanpei	Seelig
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Lockhart			

Absent or not voting were: Representatives

Barlow	Doughty	Dunnigan	Harper
Hutchings	Kiser	M Brown	Morley
Painter	Perry	Sandstrom	Snow
Sumsion	Wright		

S.B. 256 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

MISCELLANEOUS BUSINESS

3rd Sub. H.B. 256 was transmitted to the Senate for its consideration.

CONSENT CALENDAR

H.C.R. 15, CONCURRENT RESOLUTION ON OBESITY, *Barlow*, was read the third time by short title and placed on its final passage.

H.C.R. 15 passed on the following roll call:

Yeas, 70; Nays, 1; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Painter	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative was: Representative

McCay

Absent or not voting were: Representatives

Hutchings	Oda	Perry	Sumsion
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H.C.R. 15 was transmitted to the Senate for its consideration.

* * *

H.B. 167, MOTOR VEHICLE INSURANCE MODIFICATIONS, *Kiser*, was read the third time by short title and placed on its final passage.

H.B. 167 passed on the following roll call:

Yeas, 75; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

H.B. 167 was transmitted to the Senate for its consideration.

* * *

2nd Sub. H.B. 503, CONSTRUCTION AMENDMENTS, *Morley*, was read the third time by short title and placed on its final passage.

On motion of Representative Morley, the House voted to lift **2nd Sub. H.B. 503** from the Consent Calendar and place it at the top of the Third Reading Calendar for the purpose of an amendment.

* * *

S.B. 172, SUCCESSOR CORPORATION ASBESTOS-RELATED LIABILITY ACT, *Senator Bramble*, was read the third time by short title and placed on its final passage. Representative Hughes explained the bill.

S.B. 172 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
D Brown

S.B. 172 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

MISCELLANEOUS BUSINESS

On motion of Representative Hughes, the House voted to include the following intent language in the House Journal.

INTENT LANGUAGE TO S.B. 172

The Legislature finds that the number of asbestos-related claims has increased significantly in recent years and threatens the continued viability of a

number of uniquely situated companies that have not ever manufactured, sold, or distributed asbestos or asbestos products and are liable only as successor corporations. This liability has created an overpowering public necessity to provide an immediate, remedial, legislative solution. The Legislature intends that the cumulative recovery by all asbestos claimants from innocent successors be limited, and intends to simply change the form of asbestos claimants' remedies without impairing their substantive rights, and finds that there are no alternative means to meet this public necessity. The Legislature finds the public interest as a whole is best served by providing relief to these innocent successors so that they may remain viable and continue to contribute to this state.

CONSENT CALENDAR

H.B. 500, EDUCATION REPORTING EFFICIENCY AMENDMENTS, *Wilcox*, was read the third time by short title and placed on its final passage.

H.B. 500 passed on the following roll call:

Yeas, 75; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

H.B. 500 was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 487, HOSPICE PHARMACY DISPENSING OF MEDICATION, *Herrod*, was read the third time by short title and placed on its final passage.

1st Sub. H.B. 487 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Draxler Ray

1st Sub. H.B. 487 was transmitted to the Senate for its consideration.

* * *

1st Sub. S.B. 25, DRIVER LICENSE AND IDENTIFICATION CARD AMENDMENTS, *Senator Van Tassell*, was read the third time by short title and placed on its final passage. Representative Sandstrom explained the bill.

1st Sub. S.B. 25 passed on the following roll call:

Yeas, 73; Nays, 1; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative was: Representative

Dougall

Absent or not voting was: Representative

Briscoe

1st Sub. S.B. 25 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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S.B. 236, GPS TRACKING AUTHORITY, *Senator Weiler*, was read the third time by short title and placed on its final passage. Representative Snow explained the bill.

S.B. 236 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck

Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
Ray

S.B. 236 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

H.C.R. 10, PROVO CANAL TITLE TRANSFER CONCURRENT RESOLUTION, *Dougall*, was read the third time by short title and placed on its final passage.

H.C.R. 10, as amended, passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson

Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
Ray

H.C.R. 10, as amended, was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

Representative Mathis made a motion to reconsider its action on **H.B. 325** and place it at the top of the House Third Reading Calendar. Representatives Butterfield, Vickers, Oda, Eliason, D. Brown, and Dougall commented. The motion to reconsider passed on the following roll call:

Yeas, 44; Nays, 29; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barrus	Briscoe
Chavez–Houck	Cosgrove	Dee	Doughty
Draxler	Duckworth	Edwards	Eliason
Froerer	Greenwood	Handy	Hemingway
Hendrickson	Hughes	Hutchings	Ipson
J Peterson	King	Kiser	Last
M Brown	Mathis	McIff	Moss
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Seelig	Snow	Vickers
Watkins	Webb	Wheatley	Wiley

Voting in the negative were: Representatives

Barlow	Bird	Butterfield	Christensen
Cox	D Brown	Daw	Dougall
Dunnigan	Fisher	Frank	Galvez

Gibson	Grover	Harper	Herrod
Ivory	Menlove	Morley	Newbold
Nielson	Sandstrom	Sanpei	Sumsion
V Peterson	Wilcox	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Litvack	McCay
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UNFINISHED BUSINESS

On motion of Representative Snow, the House voted to uncircle **S.B. 168**.

S.B. 168, UNIFORM DISPOSITION OF COMMUNITY PROPERTY RIGHTS AT DEATH ACT, *Senator Hillyard*, was before the House on its final passage. Representative Snow explained the bill.

S.B. 168 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Litvack	Mathis
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Dunnigan	Kiser	Last	M Brown
McCay			

S.B. 168, as amended, was returned to the Senate for further consideration.

* * *

On motion of Representative Grover, the House voted to uncircle **S.B. 18**.

S.B. 18, GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT – VOTER REGISTRATION RECORDS, *Grover*, was before the House on its final passage.

Representative Grover proposed a verbal amendment as follows: Delete the amendment made in the House Government Operations committee report dated January 31, 2012.

Representative Grover’s motion to amend passed on a voice vote.

Representative Greenwood commented.

S.B. 18 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Last
Litvack	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Kiser	M Brown	Sumsion
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S.B. 18 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

THIRD READING CALENDAR

S.B. 52, WORKERS' COMPENSATION ACT AMENDMENTS, *Senator Urquhart*, was read the third time by short title and placed on its final passage. Representative Ipson explained the bill.

S.B. 52 passed on the following roll call:

Yeas, 68; Nays, 4; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	D Brown	Daw	Dee
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wright	Lockhart

Voting in the negative were: Representatives

Bird	Cox	Dougall	McCay
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Absent or not voting were: Representatives

Doughty	M Brown	Wilson
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S.B. 52 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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S.B. 149, DIVISION OF CHILD AND FAMILY SERVICES AMENDMENTS, *Senator Christensen*, was read the third time by short title and placed on its final passage. Representative Ray explained the bill.

Representatives Christensen, and Harper commented.

S.B. 149 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Galvez
Gibson	Greenwood	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Froerer	Grover	M Brown
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S.B. 149 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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S.B. 49, MILITARY INSTALLATION DEVELOPMENT AUTHORITY AMENDMENTS, *Senator Stevenson*, was read the third time by short title and placed on its final passage. Representative Dee explained the bill.

S.B. 49 passed on the following roll call:

Yeas, 68; Nays, 3; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck

Christensen	Cosgrove	Cox	D Brown
Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Ray	Sagers	Sanpei
Seelig	Snow	Sumsion	V Peterson
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Dougall	Ivory	Powell
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Absent or not voting were: Representatives

Daw	Greenwood	Sandstrom	Vickers
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S.B. 49 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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1st Sub. S.B. 150, LOCAL AND SPECIAL SERVICE DISTRICT AMENDMENTS, *Senator Stevenson*, was read the third time by short title and placed on its final passage. Representative Handy explained the bill.

1st Sub. S.B. 150 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Grover	Handy

Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Greenwood Sandstrom

1st Sub. S.B. 150 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 134, STATE WATER DEVELOPMENT COMMISSION AMENDMENTS, *Senator Dayton*, was read the third time by short title and placed on its final passage. Representative Painter explained the bill.

S.B. 134 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter

Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Bird	Greenwood	Sandstrom
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S.B. 134 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 102, AMENDMENTS TO OFF-HIGHWAY VEHICLE PROVISIONS, *Senator Jenkins*, was read the third time by short title and placed on its final passage. Representative Galvez explained the bill.

S.B. 102 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez-Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sanpei	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Bird	Dee	Greenwood	Sandstrom
Seelig			

S.B. 102 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 53, RECREATIONAL THERAPY PRACTICE ACT AMENDMENTS, *Senator Davis*, was read the third time by short title and placed on its final passage. Representative Hemingway explained the bill.

S.B. 53 passed on the following roll call:

Yeas, 58; Nays, 16; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
Butterfield	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Grover	Handy	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	McIff
Menlove	Moss	Nielson	Noel
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wiley	Wilson		

Voting in the negative were: Representatives

Anderson	Bird	Dougall	Galvez
Gibson	Greenwood	Harper	Mathis
McCay	Morley	Newbold	Oda
Sandstrom	Wilcox	Wright	Lockhart

Absent or not voting was: Representative

Dee

S.B. 53 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

5th Sub. S.B. 41, REGULATION OF TANNING FACILITIES, *Senator Jones*, was read the third time by short title and placed on its final passage. Representative Wilson explained the bill.

Representative Hughes made a motion to delete **5th Sub. S.B. 41** in title and body and insert **8th Sub. S.B. 41** in lieu thereof. Representatives McCay, Litvack, McIff, Hemingway, Vickers, Cox, Barlow, Dougall, Wiley, and Bird commented. The motion to substitute the bill failed on a voice vote.

Representative Cox declared a conflict of interest because he has done work as an architect with tanning centers and tanning centers within fitness centers.

Representative Poulson commented.

5th Sub. S.B. 41 passed on the following roll call:

Yeas, 39; Nays, 32; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
Christensen	Cosgrove	D Brown	Daw
Doughty	Draxler	Duckworth	Edwards
Eliason	Fisher	Handy	Hemingway
Hendrickson	Hutchings	Ipson	J Peterson
King	Kiser	Last	Litvack
M Brown	McIff	Menlove	Moss
Perry	Pitcher	Poulson	Powell
Sandstrom	Seelig	Snow	Watkins
Wheatley	Wiley	Wilson	

Voting in the negative were: Representatives

Anderson	Bird	Butterfield	Chavez–Houck
Cox	Dee	Dougall	Dunnigan
Frank	Froerer	Galvez	Gibson
Grover	Harper	Herrod	Hughes
Ivory	Mathis	McCay	Morley
Newbold	Noel	Oda	Painter
Ray	Sagers	Sanpei	Sumsion
V Peterson	Webb	Wright	Lockhart

Absent or not voting were: Representatives

Greenwood	Nielson	Vickers	Wilcox
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5th Sub. S.B. 41 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 29, 2012

The Senate substituted, amended, and passed, **Senate 1st Sub. H.B. 191**, REAL ESTATE AMENDMENTS, by Representative G. Froerer, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communication filed. The bill was placed on the Concurrence Calendar.

* * *

Madam Speaker: February 29, 2012

The Senate concurred in the House amendments and passed **S.B. 48**, MISSION OF PUBLIC EDUCATION, by Senator P. Jones, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

* * *

Madam Speaker: February 29, 2012

The Senate passed, as substituted, and amended **3rd Sub. S.B. 65**, ALTERNATIVE ENERGY DEVELOPMENT TAX INCENTIVES, by Senator J. S. Adams, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 200**, JUSTICE COURT AMENDMENTS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 221**, REVENUE AND TAX AMENDMENTS, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed **S.B. 231**, DISPOSAL OF SURPLUS PROPERTY BY THE LEGISLATURE, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 235**, CLARIFICATION OF STALKING INJUNCTIONS AND PROTECTIVE ORDERS, by Senator T. Weiler, and it is transmitted for consideration; and

The Senate passed **S.B. 261**, CHARTER SCHOOL REVISIONS, by Senator J. S. Adams, and it is transmitted for consideration; and

The Senate passed **S.B. 275**, MUNICIPAL GOVERNMENT REVISIONS, by Senator B. McAdams, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 280**, BUDGET RESERVE ACCOUNT AMENDMENTS, by Senator L. Hillyard, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Madam Speaker: February 28, 2012

The Judiciary Committee reports a favorable recommendation on **H.B. 433**, EXPANDED USES OF SCHOOL DISTRICT PROPERTY TAX REVENUE, by Representative K. McIff; and

The Judiciary Committee reports a favorable recommendation on **H.J.R. 16**, JOINT RESOLUTION – JUDICIAL SERVICE COMMENDATION, by Representative K. McIff; and

The Judiciary Committee reports a favorable recommendation on **1st Sub. S.B. 55**, AMENDMENTS TO ADOPTION CODE, by Senator T. Weiler.

Kay L. McIff, Chair

Reports filed. On motion of Representative McIff, the reports of the Judiciary committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker: February 28, 2012

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 456**, TRAFFIC VIOLATIONS AROUND SCHOOL BUSES, by Representative B. Wilson, with the following amendments:

- 1. Page 2, Line 28:

28 alleged violation; {~~and~~}

▶ provides that a law enforcement agency that receives a report shall issue a warning citation that does not involve a fine, court appearance, or a person’s driving record to the registered owner of the vehicle; and

- 2. Page 5, Lines 121 through 122:

121 (3) A law enforcement agency that receives a report in accordance with Subsection (2) :

122 (a) may have a peace officer initiate an investigation of the reported violation ; and

(b) shall issue a warning citation that does not involve a fine, court appearance, or a person’s driving record to the registered owner of the vehicle . ; and

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 465**, INMATE MEDICAL DONATION ACT, by Representative S. Eliason, and recommends it be placed on the Consent Calendar.

Curtis Oda, Chair

Reports filed. On motion of Representative Oda, the reports of the Law Enforcement and Criminal Justice committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar or Consent Calendar.

* * *

Madam Speaker:

February 28, 2012

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 369**, ADJUDICATION OF WATER RIGHTS, by Representative J. Briscoe, and recommends it be placed on the Consent Calendar; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **1st Sub. S.B. 78**, WATER CONSERVANCY DISTRICT AMENDMENTS, by Senator J. Valentine; and

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 83**, UINTAH BASIN ENERGY ZONES, by Senator K. Van Tassell, with the following amendments:

1. Page 2, Lines 29 through 30:

29 AMENDS:

63J-4-401, as last amended by Laws of Utah 2009, Chapter 121

30 63J-8-102, as enacted by Laws of Utah 2011, Chapter 49

2. Page 2, Line 35:

35 Be it enacted by the Legislature of the state of Utah:

Section 1. Section 63J-4-401 is amended to read:

63J-4-401. Planning duties of the planning coordinator and office.

(1) The state planning coordinator shall:

(a) act as the governor's adviser on state, regional, metropolitan, and local governmental planning matters relating to public improvements and land use;

(b) counsel with the authorized representatives of the Department of Transportation, the State Building Board, the Department of Health, the Department of Workforce Services, the Labor Commission, the Department of Natural Resources, the School and Institutional Trust Lands Administration, and other proper persons concerning all state planning matters;

(c) when designated to do so by the governor, receive funds made available to Utah by the federal government;

(d) receive and review plans of the various state agencies and political subdivisions relating to public improvements and programs;

(e) when conflicts occur between the plans and proposals of state agencies, prepare specific recommendations for the resolution of the conflicts and submit the recommendations to the governor for a decision resolving the conflict;

(f) when conflicts occur between the plans and proposals of a state agency and a political subdivision or between two or more political subdivisions, advise these entities of the conflict and make specific recommendations for the resolution of the conflict;

(g) act as the governor's planning agent in planning public improvements and land use and, in this capacity, undertake special studies and investigations;

(h) provide information and cooperate with the Legislature or any of its committees in conducting planning studies;

(i) cooperate and exchange information with federal agencies

and local, metropolitan, or regional agencies as necessary to assist with federal, state, regional, metropolitan, and local programs;

(j) make recommendations to the governor that the planning coordinator considers advisable for the proper development and coordination of plans for state government and political subdivisions; and

(k) oversee and supervise the activities and duties of the public lands policy coordinator.

(2) The state planning coordinator may:

(a) perform regional and state planning and assist state government planning agencies in performing state planning;

(b) provide planning assistance to Indian tribes regarding planning for Indian reservations; and

(c) assist city, county, metropolitan, and regional planning agencies in performing local, metropolitan, and regional planning, provided that the state planning coordinator and the state planning coordinator's agents and designees recognize and promote the plans, policies, programs, processes, and desired outcomes of each planning agency whenever possible.

(3) When preparing or assisting in the preparation of plans, policies, programs, or processes related to the management or use of federal lands or natural resources on federal lands in Utah, the state planning coordinator shall:

(a) incorporate the plans, policies, programs, processes, and desired outcomes of the counties where the federal lands or natural resources are located, to the maximum extent consistent with state and federal law, provided that this requirement shall not be interpreted to infringe upon the authority of the governor;

(b) identify inconsistencies or conflicts between the plans, policies, programs, processes, and desired outcomes prepared under Subsection (3)(a) and the plans, programs, processes, and desired outcomes of local government as early in the preparation process as possible, and seek resolution of the inconsistencies through meetings or other conflict resolution mechanisms involving the necessary and immediate parties to the inconsistency or conflict;

(c) present to the governor the nature and scope of any inconsistency or other conflict that is not resolved under the procedures in Subsection (3)(b) for the governor's decision about the position of the state concerning the inconsistency or conflict;

(d) develop, research, and use factual information, legal analysis, and statements of desired future condition for the state, or subregion of the state, as necessary to support the plans, policies, programs, processes, and desired outcomes of the state and the counties where the federal lands or natural resources are located;

(e) establish and coordinate agreements between the state and federal land management agencies, federal natural resource management agencies, and federal natural resource regulatory agencies to facilitate state and local participation in the development, revision, and implementation of land use plans, guidelines, regulations, other instructional memoranda, or similar documents proposed or promulgated for lands and natural resources administered by federal agencies; and

(f) work in conjunction with political subdivisions to establish agreements with federal land management agencies, federal natural resource management agencies, and federal natural resource regulatory agencies to provide a process for state and local participation in the preparation of, or coordinated state and local response to, environmental impact analysis documents and similar documents prepared pursuant to law by state or federal agencies.

(4) The state planning coordinator shall comply with the requirements of Subsection 63C-4-102(8) before submitting any comments on a draft environmental impact statement or on an environmental assessment for a proposed land management plan, if the governor would be subject to Subsection 63C-4-102(8) if the governor were submitting the material.

(5) The state planning coordinator shall cooperate with and work in conjunction with appropriate state agencies and political subdivisions to develop policies, plans, programs, processes, and desired outcomes authorized by this section by coordinating the development of positions:

(a) through the Resource Development Coordinating Committee;

(b) in conjunction with local government officials concerning general local government plans;

(c) by soliciting public comment through the Resource Development Coordinating Committee; and

(d) by working with the Public Lands Policy Coordinating Office.

(6) The state planning coordinator shall recognize and promote the following principles when preparing any policies, plans, programs, processes, or desired outcomes relating to federal lands and natural resources on federal lands pursuant to this section:

(a) (i) the citizens of the state are best served by applying multiple-use and sustained-yield principles in public land use planning and management; and

(ii) multiple-use and sustained-yield management means that federal agencies should develop and implement management plans and make other resource-use decisions that:

(A) achieve and maintain in perpetuity a high-level annual or regular periodic output of mineral and various renewable resources from public lands;

(B) support valid existing transportation, mineral, and grazing privileges at the highest reasonably sustainable levels;

(C) support the specific plans, programs, processes, and policies of state agencies and local governments;

(D) are designed to produce and provide the desired vegetation for the watersheds, timber, food, fiber, livestock forage, and wildlife forage, and minerals that are necessary to meet present needs and future economic growth and community expansion without permanent impairment of the productivity of the land;

(E) meet the recreational needs and the personal and business-related transportation needs of the citizens of the state by providing access throughout the state;

(F) meet the recreational needs of the citizens of the state;

(G) meet the needs of wildlife;

(H) provide for the preservation of cultural resources, both historical and archaeological;

(I) meet the needs of economic development;

(J) meet the needs of community development; and

(K) provide for the protection of water rights;

(b) managing public lands for “wilderness characteristics” circumvents the statutory wilderness process and is inconsistent with the multiple-use and sustained-yield management standard that applies to all Bureau of Land Management and U.S. Forest Service lands that are not wilderness areas or wilderness study areas;

(c) all waters of the state are:

(i) owned exclusively by the state in trust for its citizens;

(ii) are subject to appropriation for beneficial use; and

(iii) are essential to the future prosperity of the state and the quality of life within the state;

(d) the state has the right to develop and use its entitlement to interstate rivers;

(e) all water rights desired by the federal government must be obtained through the state water appropriation system;

(f) land management and resource–use decisions which affect federal lands should give priority to and support the purposes of the compact between the state and the United States related to school and institutional trust lands;

(g) development of the solid, fluid, and gaseous mineral resources of the state is an important part of the economy of the state, and of local regions within the state;

(h) the state should foster and support industries that take advantage of the state’s outstanding opportunities for outdoor recreation;

(i) wildlife constitutes an important resource and provides recreational and economic opportunities for the state’s citizens;

(j) proper stewardship of the land and natural resources is necessary to ensure the health of the watersheds, timber, forage, and wildlife resources to provide for a continuous supply of resources for the people of the state and the people of the local communities who depend on these resources for a sustainable economy;

(k) forests, rangelands, timber, and other vegetative resources:

(i) provide forage for livestock;

(ii) provide forage and habitat for wildlife;

(iii) provide resources for the state’s timber and logging industries;

(iv) contribute to the state’s economic stability and growth; and

(v) are important for a wide variety of recreational pursuits;

(l) management programs and initiatives that improve watersheds, forests, and increase forage for the mutual benefit of wildlife species and livestock, logging, and other agricultural industries by utilizing proven techniques and tools are vital to the state’s economy and the quality of life in Utah; and

(m) (i) land management plans, programs, and initiatives should provide that the amount of domestic livestock forage, expressed in animal unit months, for permitted, active use as well as the wildlife forage included in that amount, be no less than the maximum number of animal unit months sustainable by range conditions in grazing allotments and districts, based on an on–the–ground and scientific analysis;

(ii) the state opposes the relinquishment or retirement of grazing animal unit months in favor of conservation, wildlife, and other uses;

(iii) (A) the state favors the best management practices that are jointly sponsored by cattlemen's, sportsmen's, and wildlife management groups such as chaining, logging, seeding, burning, and other direct soil and vegetation prescriptions that are demonstrated to restore forest and rangeland health, increase forage, and improve watersheds in grazing districts and allotments for the mutual benefit of domestic livestock and wildlife;

(B) when practices described in Subsection (6)(m)(iii)(A) increase a grazing allotment's forage beyond the total permitted forage use that was allocated to that allotment in the last federal land use plan or allotment management plan still in existence as of January 1, 2005, a reasonable and fair portion of the increase in forage beyond the previously allocated total permitted use should be allocated to wildlife as recommended by a joint, evenly balanced committee of livestock and wildlife representatives that is appointed and constituted by the governor for that purpose;

(C) the state favors quickly and effectively adjusting wildlife population goals and population census numbers in response to variations in the amount of available forage caused by drought or other climatic adjustments, and state agencies responsible for managing wildlife population goals and population census numbers will give due regard to both the needs of the livestock industry and the need to prevent the decline of species to a point where listing under the terms of the Endangered Species Act when making such adjustments;

(iv) the state opposes the transfer of grazing animal unit months to wildlife for supposed reasons of rangeland health;

(v) reductions in domestic livestock animal unit months must be temporary and scientifically based upon rangeland conditions;

(vi) policies, plans, programs, initiatives, resource management plans, and forest plans may not allow the placement of grazing animal unit months in a suspended use category unless there is a rational and scientific determination that the condition of the rangeland allotment or district in question will not sustain the animal unit months sought to be placed in suspended use;

(vii) any grazing animal unit months that are placed in a suspended use category should be returned to active use when range conditions improve;

(viii) policies, plans, programs, and initiatives related to vegetation management should recognize and uphold the preference for domestic grazing over alternate forage uses in established grazing districts while upholding management practices that optimize and expand forage for grazing and wildlife in conjunction with state wildlife management plans and programs in order to provide maximum available forage for all uses; and

(ix) in established grazing districts, animal unit months that have been reduced due to rangeland health concerns should be restored to livestock when rangeland conditions improve, and should not be converted to wildlife use.

(7) The state planning coordinator shall recognize and promote the following findings in the preparation of any policies, plans, programs, processes, or desired outcomes relating to federal lands and natural resources on federal lands under this section:

(a) as a coholder of R.S. 2477 rights-of-way with the counties, the state supports its recognition by the federal government and the public use of R.S. 2477 rights-of-way and urges the federal government to fully recognize the rights-of-way and their use by the public as expeditiously as possible;

(b) it is the policy of the state to use reasonable administrative and legal measures to protect and preserve valid existing rights-of-way granted by Congress under R.S. 2477, and to support and work in conjunction with counties to redress cases where R.S. 2477 rights-of-way are not recognized or are impaired; and

(c) transportation and access routes to and across federal lands, including all rights-of-way vested under R.S. 2477, are vital to the state's economy and to the quality of life in the state, and must provide, at a minimum, a network of roads throughout the resource planning area that provides for:

(i) movement of people, goods, and services across public lands;

(ii) reasonable access to a broad range of resources and opportunities throughout the resource planning area, including:

(A) livestock operations and improvements;

(B) solid, fluid, and gaseous mineral operations;

(C) recreational opportunities and operations, including motorized and nonmotorized recreation;

(D) search and rescue needs;

(E) public safety needs; and

(F) access for transportation of wood products to market;
(iii) access to federal lands for people with disabilities and the elderly; and
(iv) access to state lands and school and institutional trust lands to accomplish the purposes of those lands.

(8) The state planning coordinator shall recognize and promote the following findings in the preparation of any plans, policies, programs, processes, or desired outcomes relating to federal lands and natural resources on federal lands pursuant to this section:

(a) the state's support for the addition of a river segment to the National Wild and Scenic Rivers System, 16 U.S.C. Sec. 1271 et seq., will be withheld until:

(i) it is clearly demonstrated that water is present and flowing at all times;

(ii) it is clearly demonstrated that the required water-related value is considered outstandingly remarkable within a region of comparison consisting of one of the three physiographic provinces in the state, and that the rationale and justification for the conclusions are disclosed;

(iii) it is clearly demonstrated that the inclusion of each river segment is consistent with the plans and policies of the state and the county or counties where the river segment is located as those plans and policies are developed according to Subsection (3);

(iv) the effects of the addition upon the local and state economies, agricultural and industrial operations and interests, outdoor recreation, water rights, water quality, water resource planning, and access to and across river corridors in both upstream and downstream directions from the proposed river segment have been evaluated in detail by the relevant federal agency;

(v) it is clearly demonstrated that the provisions and terms of the process for review of potential additions have been applied in a consistent manner by all federal agencies;

(vi) the rationale and justification for the proposed addition, including a comparison with protections offered by other management tools, is clearly analyzed within the multiple-use mandate, and the results disclosed;

(vii) it is clearly demonstrated that the federal agency with management authority over the river segment, and which is proposing the segment for inclusion in the National Wild and Scenic River System will not use the actual or proposed designation as a basis to impose

management standards outside of the federal land management plan;

(viii) it is clearly demonstrated that the terms and conditions of the federal land and resource management plan containing a recommendation for inclusion in the National Wild and Scenic River System:

(A) evaluates all eligible river segments in the resource planning area completely and fully for suitability for inclusion in the National Wild and Scenic River System;

(B) does not suspend or terminate any studies for inclusion in the National Wild and Scenic River System at the eligibility phase;

(C) fully disclaims any interest in water rights for the recommended segment as a result of the adoption of the plan; and

(D) fully disclaims the use of the recommendation for inclusion in the National Wild and Scenic River System as a reason or rationale for an evaluation of impacts by proposals for projects upstream, downstream, or within the recommended segment;

(ix) it is clearly demonstrated that the agency with management authority over the river segment commits not to use an actual or proposed designation as a basis to impose Visual Resource Management Class I or II management prescriptions that do not comply with the provisions of Subsection (8)(t); and

(x) it is clearly demonstrated that including the river segment and the terms and conditions for managing the river segment as part of the National Wild and Scenic River System will not prevent, reduce, impair, or otherwise interfere with:

(A) the state and its citizens' enjoyment of complete and exclusive water rights in and to the rivers of the state as determined by the laws of the state; or

(B) local, state, regional, or interstate water compacts to which the state or any county is a party;

(b) the conclusions of all studies related to potential additions to the National Wild and Scenic River System, 16 U.S.C. Sec. 1271 et seq., are submitted to the state for review and action by the Legislature and governor, and the results, in support of or in opposition to, are included in any planning documents or other proposals for addition and are forwarded to the United States Congress;

(c) the state's support for designation of an Area of Critical Environmental Concern (ACEC), as defined in 43 U.S.C. Sec. 1702, within federal land management plans will be withheld until:

(i) it is clearly demonstrated that the proposed area satisfies all

the definitional requirements of the Federal Land Policy and Management Act of 1976, 43 U.S.C. Sec. 1702(a);

(ii) it is clearly demonstrated that the area proposed for designation as an ACEC is limited in geographic size and that the proposed management prescriptions are limited in scope to the minimum necessary to specifically protect and prevent irreparable damage to the relevant and important values identified, or limited in geographic size and management prescriptions to the minimum required to specifically protect human life or safety from natural hazards;

(iii) it is clearly demonstrated that the proposed area is limited only to areas that are already developed or used or to areas where no development is required;

(iv) it is clearly demonstrated that the proposed area contains relevant and important historic, cultural or scenic values, fish or wildlife resources, or natural processes which are unique or substantially significant on a regional basis, or contain natural hazards which significantly threaten human life or safety;

(v) the federal agency has analyzed regional values, resources, processes, or hazards for irreparable damage and its potential causes resulting from potential actions which are consistent with the multiple-use, sustained-yield principles, and the analysis describes the rationale for any special management attention required to protect, or prevent irreparable damage to the values, resources, processes, or hazards;

(vi) it is clearly demonstrated that the proposed designation is consistent with the plans and policies of the state and of the county where the proposed designation is located as those plans and policies are developed according to Subsection (3);

(vii) it is clearly demonstrated that the proposed ACEC designation will not be applied redundantly over existing protections provided by other state and federal laws for federal lands or resources on federal lands, and that the federal statutory requirement for special management attention for a proposed ACEC will discuss and justify any management requirements needed in addition to those specified by the other state and federal laws;

(viii) the difference between special management attention required for an ACEC and normal multiple-use management has been identified and justified, and that any determination of irreparable damage has been analyzed and justified for short and long-term horizons;

(ix) it is clearly demonstrated that the proposed designation:

(A) is not a substitute for a wilderness suitability recommendation;

(B) is not a substitute for managing areas inventoried for wilderness characteristics after 1993 under the BLM interim management plan for valid wilderness study areas; and

(C) it is not an excuse or justification to apply de facto wilderness management standards; and

(x) the conclusions of all studies are submitted to the state, as a cooperating agency, for review, and the results, in support of or in opposition to, are included in all planning documents;

(d) sufficient federal lands are made available for government-to-government exchanges of school and institutional trust lands and federal lands without regard for a resource-to-resource correspondence between the surface or mineral characteristics of the offered trust lands and the offered federal lands;

(e) federal agencies should support government-to-government exchanges of land with the state based on a fair process of valuation which meets the fiduciary obligations of both the state and federal governments toward trust lands management, and which assures that revenue authorized by federal statute to the state from mineral or timber production, present or future, is not diminished in any manner during valuation, negotiation, or implementation processes;

(f) agricultural and grazing lands should continue to produce the food and fiber needed by the citizens of the state and the nation, and the rural character and open landscape of rural Utah should be preserved through a healthy and active agricultural and grazing industry, consistent with private property rights and state fiduciary duties;

(g) the resources of the forests and rangelands of the state should be integrated as part of viable, robust, and sustainable state and local economies, and available forage should be evaluated for the full complement of herbivores the rangelands can support in a sustainable manner, and forests should contain a diversity of timber species, and disease or insect infestations in forests should be controlled using logging or other best management practices;

(h) the state opposes any additional evaluation of national forest service lands as “roadless” or “unroaded” beyond the forest service’s second roadless area review evaluation and opposes efforts by agencies to specially manage those areas in a way that:

(i) closes or declassifies existing roads unless multiple side by side roads exist running to the same destination and state and local governments consent to close or declassify the extra roads;

(ii) permanently bars travel on existing roads;

(iii) excludes or diminishes traditional multiple-use activities, including grazing and proper forest harvesting;

(iv) interferes with the enjoyment and use of valid, existing rights, including water rights, local transportation plan rights, R.S. 2477 rights, grazing allotment rights, and mineral leasing rights; or

(v) prohibits development of additional roads reasonably necessary to pursue traditional multiple-use activities;

(i) the state's support for any forest plan revision or amendment will be withheld until the appropriate plan revision or plan amendment clearly demonstrates that:

(i) established roads are not referred to as unclassified roads or a similar classification;

(ii) lands in the vicinity of established roads are managed under the multiple-use, sustained-yield management standard; and

(iii) no roadless or unroaded evaluations or inventories are recognized or upheld beyond those that were recognized or upheld in the forest service's second roadless area review evaluation;

(j) the state's support for any recommendations made under the statutory requirement to examine the wilderness option during the revision of land and resource management plans by the U.S. Forest Service will be withheld until it is clearly demonstrated that:

(i) the duly adopted transportation plans of the state and county or counties within the planning area are fully and completely incorporated into the baseline inventory of information from which plan provisions are derived;

(ii) valid state or local roads and rights-of-way are recognized and not impaired in any way by the recommendations;

(iii) the development of mineral resources by underground mining is not affected by the recommendations;

(iv) the need for additional administrative or public roads necessary for the full use of the various multiple-uses, including recreation, mineral exploration and development, forest health activities, and grazing operations is not unduly affected by the recommendations;

(v) analysis and full disclosure is made concerning the balance of multiple-use management in the proposed areas, and that the analysis

compares the full benefit of multiple-use management to the recreational, forest health, and economic needs of the state and the counties to the benefits of the requirements of wilderness management; and

(vi) the conclusions of all studies related to the requirement to examine the wilderness option are submitted to the state for review and action by the Legislature and governor, and the results, in support of or in opposition to, are included in any planning documents or other proposals that are forwarded to the United States Congress;

(k) the invasion of noxious weeds and undesirable invasive plant species into the state should be reversed, their presence eliminated, and their return prevented;

(l) management and resource-use decisions by federal land management and regulatory agencies concerning the vegetative resources within the state should reflect serious consideration of the proper optimization of the yield of water within the watersheds of the state;

(m) (i) it is the policy of the state that:

(A) mineral and energy production and environmental protection are not mutually exclusive;

(B) it is technically feasible to permit appropriate access to mineral and energy resources while preserving nonmineral and nonenergy resources;

(C) resource management planning should seriously consider all available mineral and energy resources;

(D) the development of the solid, fluid, and gaseous mineral resources of the state and the renewable resources of the state should be encouraged;

(E) the waste of fluid and gaseous minerals within developed areas should be prohibited; and

(F) requirements to mitigate or reclaim mineral development projects should be based on credible evidence of significant impacts to natural or cultural resources;

(ii) the state's support for mineral development provisions within federal land management plans will be withheld until the appropriate land management plan environmental impact statement clearly demonstrates:

(A) that the authorized planning agency has:

(I) considered and evaluated the mineral and energy potential in all areas of the planning area as if the areas were open to mineral

development under standard lease agreements; and

(II) evaluated any management plan prescription for its impact on the area's baseline mineral and energy potential;

(B) that the development provisions do not unduly restrict access to public lands for energy exploration and development;

(C) that the authorized planning agency has supported any closure of additional areas to mineral leasing and development or any increase of acres subject to no surface occupancy restrictions by adhering to:

(I) the relevant provisions of the Federal Land Policy and Management Act of 1976, 43 U.S.C. Sec. 1701 et seq.;

(II) other controlling mineral development laws; and

(III) the controlling withdrawal and reporting procedures set forth in the Federal Land Policy and Management Act of 1976, 43 U.S.C. Sec. 1701 et seq.;

(D) that the authorized planning agency evaluated whether to repeal any moratorium that may exist on the issuance of additional mining patents and oil and gas leases;

(E) that the authorized planning agency analyzed all proposed mineral lease stipulations and considered adopting the least restrictive necessary to protect against damage to other significant resource values;

(F) that the authorized planning agency evaluated mineral lease restrictions to determine whether to waive, modify, or make exceptions to the restrictions on the basis that they are no longer necessary or effective;

(G) that the authorized federal agency analyzed all areas proposed for no surface occupancy restrictions, and that the analysis evaluated:

(I) whether directional drilling is economically feasible and ecologically necessary for each proposed no surface occupancy area;

(II) whether the directional drilling feasibility analysis, or analysis of other management prescriptions, demonstrates that the proposed no surface occupancy prescription, in effect, sterilizes the mineral and energy resources beneath the area; and

(III) whether, if the minerals are effectively sterilized, the area must be reported as withdrawn under the provisions of the Federal Land Policy and Management Act; and

(H) that the authorized planning agency has evaluated all directional drilling requirements in no surface occupancy areas to determine whether directional drilling is feasible from an economic, ecological, and engineering standpoint;

(n) motorized, human, and animal-powered outdoor recreation should be integrated into a fair and balanced allocation of resources within the historical and cultural framework of multiple-uses in rural Utah, and outdoor recreation should be supported as part of a balanced plan of state and local economic support and growth;

(o) off-highway vehicles should be used responsibly, the management of off-highway vehicles should be uniform across all jurisdictions, and laws related to the use of off-highway vehicles should be uniformly applied across all jurisdictions;

(p) (i) rights-of-way granted and vested under the provisions of R.S. 2477 should be preserved and acknowledged;

(ii) land use management plans, programs, and initiatives should be consistent with both state and county transportation plans developed according to Subsection (3) in order to provide a network of roads throughout the planning area that provides for:

(A) movement of people, goods, and services across public lands;

(B) reasonable access to a broad range of resources and opportunities throughout the planning area, including access to livestock, water, and minerals;

(C) economic and business needs;

(D) public safety;

(E) search and rescue;

(F) access for people with disabilities and the elderly;

(G) access to state lands; and

(H) recreational opportunities;

(q) transportation and access provisions for all other existing routes, roads, and trails across federal, state, and school trust lands within the state should be determined and identified, and agreements should be executed and implemented, as necessary to fully authorize and determine responsibility for maintenance of all routes, roads, and trails;

(r) the reasonable development of new routes and trails for motorized, human, and animal-powered recreation should be implemented;

(s) (i) forests, rangelands, and watersheds, in a healthy condition, are necessary and beneficial for wildlife, livestock grazing, and other multiple-uses;

(ii) management programs and initiatives that are implemented to increase forage for the mutual benefit of the agricultural industry, livestock operations, and wildlife species should utilize all proven techniques and tools;

(iii) the continued viability of livestock operations and the livestock industry should be supported on the federal lands within the state by management of the lands and forage resources, by the proper optimization of animal unit months for livestock, in accordance with the multiple-use provisions of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1701 et seq., the provisions of the Taylor Grazing Act of 1934, 43 U.S.C. 315 et seq., and the provisions of the Public Rangelands Improvement Act of 1978, 43 U.S.C. 1901 et seq.;

(iv) provisions for predator control initiatives or programs under the direction of state and local authorities should be implemented; and

(v) resource-use and management decisions by federal land management and regulatory agencies should support state-sponsored initiatives or programs designed to stabilize wildlife populations that may be experiencing a scientifically demonstrated decline in those populations; and

(t) management and resource use decisions by federal land management and regulatory agencies concerning the scenic resources of the state must balance the protection of scenery with the full management requirements of the other authorized uses of the land under multiple-use management, and should carefully consider using Visual Resource Management Class I protection only for areas of inventoried Class A scenery or equivalent.

(9) Notwithstanding any provision of Section 63J-8-105.5, the state is committed to establishing and administering an effective statewide conservation strategy for greater sage grouse.

~~{-(9)-}~~ (10) Nothing contained in this section may be construed to restrict or supersede the planning powers conferred upon state departments, agencies, instrumentalities, or advisory councils of the state or the planning powers conferred upon political subdivisions by any other existing law.

~~{-(10)-}~~ (11) Nothing in this section may be construed to affect any lands withdrawn from the public domain for

military purposes, which are administered by the United States Army, Air Force, or Navy.

Renumber remaining sections accordingly.

Roger E. Barrus, Chair

Reports filed. On motion of Representative Barrus, the reports of the Natural Resources, Agriculture, and Environment committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar or Consent Calendar.

* * *

Madam Speaker:

February 28, 2012

The Transportation Committee reports a favorable recommendation on **H.B. 506, MARTIN LUTHER KING, JR. SPECIAL GROUP LICENSE PLATE**, by Representative R. Chavez–Houck.

Bradley M. Daw, Chair

Report filed. On motion of Representative Anderson, the report of the Transportation committee was adopted and the bill was considered read the second time by short title and placed on the Third Reading Calendar.

INTRODUCTION OF BILL

H.B. 513, Early Intervention Program (M. Newbold), was read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Harper, the House voted that any bills which have not been reported out of House Standing Committees after the conclusion of their last scheduled meeting be reported back to the House Rules Committee. Committee reports should indicate what, if any, action was taken by the committee.

* * *

On motion of Representative Dee, and at 12:00 p.m., the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Pro Tem Dougall at 2:05 p.m.

Representative Nielson is excused for the afternoon.

REPORTS OF STANDING COMMITTEES

Madam Speaker:

February 29, 2012

The Government Operations Committee reports a favorable recommendation on **H.B. 162**, VETERANS REINTEGRATION TASK FORCE, by Representative T. Cosgrove; and

The Government Operations Committee recommends **H.B. 502**, INCORPORATION AMENDMENTS, by Representative M. Brown, be replaced and reports a favorable recommendation on **2nd Sub. H.B. 502**, INCORPORATION AMENDMENTS with the following amendments:

Page 16, lines 481–484:

Reinstate lines 481–484; and

The Government Operations Committee reports a favorable recommendation on **1st Sub. S.B. 114**, CONTESTING PUBLIC PROCUREMENTS, by Senator W. Niederhauser; and

The Government Operations Committee reports a favorable recommendation on **1st Sub. S.B. 177**, GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT AMENDMENTS, by Senator C. Bramble, and, due to fiscal impact, recommends it be referred to the Rules Committee for prioritization; and

The Government Operations Committee reports a favorable recommendation on **S.B. 197**, ATTORNEY GENERAL AMENDMENTS, by Senator J. Stevenson, and recommends it be placed on the Consent Calendar; and

The Government Operations Committee reports a favorable recommendation on **S.B. 273**, SURPLUS PROPERTY AMENDMENTS, by Senator B. McAdams, and recommends it be placed on the Consent Calendar; and

The Government Operations Committee reports a favorable recommendation on **S.B. 274**, LEGISLATIVE COMMITTEE AMENDMENTS, by Senator S. Reid, and recommends it be placed on the Consent Calendar; and

The Government Operations Committee reports a favorable recommendation on **S.J.R. 13**, JOINT RESOLUTION ON SOCIAL SECURITY, by Senator J. Valentine, and recommends it be placed on the Consent Calendar.

Kraig Powell, Chair

Reports filed. On motion of Representative Powell, the reports of the Government Operations committee were adopted and the bills were considered

read the second time by short title and placed on the Third Reading Calendar, Consent Calendar, or referred to the Rules Committee.

* * *

Madam Speaker:

February 29, 2012

The Political Subdivisions Committee recommends **H.B. 224**, POLITICAL SUBDIVISIONS – REPORT OF RECEIPTS OF FEDERAL MONEY, by Representative K. Ivory, be replaced and favorably recommends **1st Sub. H.B. 224**, POLITICAL SUBDIVISIONS – REPORT OF RECEIPTS OF FEDERAL MONEY; and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 337**, OPEN GOVERNMENT AMENDMENTS, by Representative J. Dougall, with the following amendments:

1. Page 2, Line 37:

37 63G-2-1004, Utah Code Annotated 1953
63G-2-1005, Utah Code Annotated 1953

2. Page 4, Lines 107 through 109:

107 (5) “Public body” is as defined in Section 52-4-103.

(6) “Restricted information” means:

(a) a private, protected, or controlled record;

(b) private, protected, or controlled information;

(c) a record or information that is protected from release by state law;

(d) a record or information that is protected from release by federal law or rule;

(e) a medical record; or

(f) medical information;

108 {~~(6)~~} (7) “Website” means the Utah Public Records Website created under Section

109 63G-2-1003.

3. Page 4, Line 116 through Page 5, Line 125:

116 (3) Except as provided in Subsection (5)(b), (c), or (d), or by rule made under

117 Subsection 63G-2-1004(1)(b), on or after July 1, 2012, a government entity may, and beginning

118 on July 1, 2013, a government entity shall, post on the website all of the following records of

119 the government entity:

120 (a) ordinances;

121 (b) rules adopted by the governing body of a government entity, unless the rules are posted on the website described in Subsection (6)(d) ;

122 (c) policies adopted by the governing body of a government entity;

123 (d) statutorily required reports that do not contain {information that is private, protected,

124 or controlled } restricted information ;

125 (e) manuals that do not contain {information that is private, protected, or controlled } restricted information ;

4. Page 5, Line 132:

132 (k) a record described in Subsection 63G-2-301 {-(1)(e)-} (3) that contains information to

5. Page 5, Lines 139 through 141:

139 (a) (i) the records provided contain restricted information {that is private, protected, or controlled} ;

140 and

141 (ii) the restricted information {described in Subsection (4)(a)(i)-} is provided to the requestor.

6. Page 6, Lines 173 through 174:

173 branch; {and-}

(d) the website of the Division of Administrative Rules; and

174 {-(d)-} (e) a page that contains links to:

7. Page 8, Lines 230 through 231:

230 (11) Nothing in this part is intended to require a government entity to post {a private,

231 ~~protected, or controlled record~~ } restricted information on
the website.

8. Page 9, Lines 253 through 256:

253 (3) The division may not make rules that require a government
entity to post { ~~a private,~~

254 ~~protected, or controlled record~~ } restricted information on
the website.

255 (4) The division shall present all proposed rules made under this
part to the

256 Administrative Rules Review Committee, created in Section
63G-3-501.

Section 7. Section 63G-2-1005 is enacted to read:

63G-2-1005. Limitations on posting.

Notwithstanding any provision of this part, or rules made under this part,
a government entity is not required to, and may not be required to:

(1) redact restricted information from a record in order to require the
record to be, or make the record eligible to be, posted on the website; or
(2) post a record on the website that contains restricted information. ;

and

The Political Subdivisions Committee reports a favorable recommendation on **H.B. 414**, SCHOOL BONDING FOR SEISMIC PURPOSES, by Representative G. Froerer; and

The Political Subdivisions Committee recommends **H.B. 417**, EDUCATION ON PROCESS FOR ELECTING PUBLIC OFFICIALS, by Representative S. Barlow, be replaced and favorably recommends **1st Sub. H.B. 417**, EDUCATION ON PROCESS FOR ELECTING PUBLIC OFFICIALS; and

The Political Subdivisions Committee reports a favorable recommendation on **1st Sub. S.B. 165**, REDEVELOPMENT AGENCY AMENDMENTS, by Senator T. Weiler.

R. Curt Webb, Chair

Reports filed. On motion of Representative Webb, the reports of the Political Subdivisions committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

* * *

Madam Speaker:

February 29, 2012

The Retirement and Independent Entities Committee reports a favorable recommendation on **H.B. 512**, RURAL COUNTY HEALTH CARE SPECIAL

SERVICE DISTRICT RETIREMENT GRANT PROGRAM, by Representative D. Ipson, and recommends it be placed on the Consent Calendar.

Don L. Ipson, Chair

Reports filed. On motion of Representative Ipson, the reports of the Retirement and Independent Entities committee were adopted and the bills were considered read the second time by short title and placed on the Consent Calendar.

* * *

Madam Speaker:

February 29, 2012

The Revenue and Taxation Committee recommends **H.B. 387**, PROPERTY TAX MODIFICATIONS, by Representative J. Dougall, be replaced and favorably recommends **1st Sub. H.B. 387**, PROPERTY TAX MODIFICATIONS; and

The Revenue and Taxation Committee recommends **S.B. 23**, LIFE SCIENCE AND TECHNOLOGY TAX CREDIT AMENDMENTS, by Senator C. Bramble, be replaced, reports a favorable recommendation on **1st Sub. S.B. 23**, LIFE SCIENCE AND TECHNOLOGY TAX CREDIT AMENDMENTS, with the following amendments, and, due to unknown fiscal impact, recommends the substitute be referred to the Rules Committee pending completion of a fiscal note:

- 1. Page 10, Lines 283 through 292:

283 (2) For fiscal year 2011–12 only, the office may issue a total of \$1,300,000 in tax credit

284 certificates in accordance with this part.

285 (3) (a) If the total amount of tax credit certificates the office issues in a fiscal year is

286 less than the amount of tax credit certificates the office may issue under this part in a fiscal

287 year, the office may issue the remaining amount of tax credit certificates in a fiscal year after

288 the fiscal year for which there is a remaining amount of tax credit certificates.

289 (b) {~~If~~} Except as provided in Subsection (3)(c), if the total amount of tax credit certificates the office issues in a quarter of a fiscal

290 year is less than the amount of tax credit certificates the office may issue under this part in that

291 quarter, the office may issue the remaining amount of tax credit
certificates in a quarter after

292 the quarter for which there is a remaining amount of tax credit
certificates.

(c) For fiscal year 2011–12 only, if the total amount of tax credit
certificates the office issues in fiscal year 2011–12 is less than the amount
of tax credit certificates the office may issue in tax credit certificates
under Subsection (2), the office:

(i) may issue the remaining amount of tax credit certificates in a fiscal
year after fiscal year 2011–12; and

(ii) is not required to allocate the tax credit certificates to any particular
quarter.

2. Page 11, Lines 325 through 330:

325 (1) (a) Except as provided in Subsection 63M–1–2903(3)(b),
for each quarter of a fiscal

326 year after fiscal year 2011–12, the office shall allocate:

327 (i) 25% of the total amounts made available for allocation in
accordance with Section

328 63M–1–2903 for the tax credits under Sections 59–7–614.6 and
59–10–1109; and

329 (ii) 25% of the amounts made available for allocation in
accordance with Section

330 63M–1–2903 for the tax credit under Section 59–10–1025.

3. Page 2, Lines 44 through 46:

44 (f) “Qualifying agreement” means an agreement under
Subsection 63M–1–2908 that

45 includes a provision for an eligible business entity to make new
capital expenditures of at least

46 { ~~\$750 million~~ } \$1 billion in the state.

4. Page 12, Line 361 through Page 13, Line 367:

361 (c) for the seven taxable years immediately following the last of
the two taxable years

362 described in Subsection (1)(b) if:

363 (i) the agreement with the office described in Section 63M-1-2908 includes a provision

364 that the tax credit applicant will make new capital expenditures of at least ~~{-\$750 million-}~~ \$1 billion in the

365 state; and

366 (ii) the tax credit applicant makes new capital expenditures of at least ~~{-\$750 million-}~~ \$1 billion in

367 the state in accordance with the agreement with the office described in Section 63M-1-2908.; and

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 24**, RESEARCH TAX CREDIT AMENDMENTS, by Senator J. Valentine, and, due to fiscal impact, recommends it be referred to the Rules Committee for prioritization.

Patrick Painter, Chair

Reports filed. On motion of Representative Butterfield, the reports of the Revenue and Taxation committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar or returned to the Rules Committee.

* * *

Madam Speaker:

February 29, 2012

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 59**, ALCOHOLIC BEVERAGE CONTROL ACT – LIQUOR REVENUES FOR PUBLIC EDUCATION, by Representative J. Bird; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 441**, CHARTER SCHOOL ENROLLMENT AMENDMENTS, by Representative D. McCay, with the following amendments:

- 1. Page 1, Lines 12 through 14:

12 ▶ allows a charter school ~~{-whose mission is to enhance learning opportunities for~~

13 ~~children of refugee families-}~~ to give an enrollment preference to children of refugee

14 families; and

2. Page 3, Lines 59 through 60:

59 (6) A charter school { ~~whose mission is to enhance learning~~
~~opportunities for children of~~
 60 ~~refugee families~~ } may give an enrollment preference to
children of refugee families.; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 478**, ECONOMIC DEVELOPMENT THROUGH SPORTS PROMOTION, by Representative B. Dee.

Jim Bird, Chair

Reports filed. On motion of Representative Bird, the reports of the Workforce Services and Community and Economic Development committee were adopted and the bills were considered read the second time by short title and placed on the Third Reading Calendar.

THIRD READING CALENDAR

1st Sub. S.B. 12, ENERGY AMENDMENTS, *Senator Madsen*, was read the third time by short title and placed on its final passage. Representative Noel explained the bill.

Representatives Hemingway, Anderson, and Cox commented.

1st Sub. S.B. 12 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last

Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Noel	Oda	Painter
Perry	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	

Absent or not voting were: Representatives

Hutchings	Nielson	Pitcher	Lockhart
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1st Sub. S.B. 12 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 60, TRAFFIC ACCIDENT EMERGENCY RESPONSE FEES, *Senator Adams*, was read the third time by short title and placed on its final passage. Representative Hughes explained the bill.

Representative Ray commented.

S.B. 60 passed on the following roll call:

Yeas, 68; Nays, 2; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Morley
Moss	Newbold	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson

Voting in the negative were: Representatives

Dougall McCay

Absent or not voting were: Representatives

Dunnigan Hutchings Nielson Wright
Lockhart

S.B. 60 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 84, WATER SKIING AMENDMENTS, *Senator Anderson*, was read the third time by short title and placed on its final passage.

On motion of Representative Dee, the House voted to circle **S.B. 84**.

* * *

S.B. 201, EXPUNGEMENT AMENDMENTS, *Senator Bramble*, was read the third time by short title and placed on its final passage.

On motion of Representative Dee, the House voted to circle **S.B. 201**.

* * *

S.J.R. 12, UTAH MITOCHONDRIAL DISEASE AWARENESS WEEK JOINT RESOLUTION, *Senator Madsen*, was read the third time by short title and placed on its final passage.

On motion of Representative Dee, the House voted to circle **S.J.R. 12**.

UNFINISHED BUSINESS

On motion of Representative Wilcox, the House voted to uncircle **S.B. 84**.

S.B. 84, WATER SKIING AMENDMENTS, *Anderson*, was before the House on its final passage. Representative Wilcox explained the bill.

S.B. 84 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson Arent Barlow Barrus
Bird Briscoe Butterfield Chavez–Houck

Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright

Absent or not voting were: Representatives

Hutchings	Nielson	Lockhart
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S.B. 84 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

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On motion of Representative Frank, the House voted to uncircle **S.J.R. 12**.

S.J.R. 12, UTAH MITOCHONDRIAL DISEASE AWARENESS WEEK JOINT RESOLUTION, *Madsen*, was before the House on its final passage. Representative Frank explained the bill.

S.J.R. 12 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy

Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	

Absent or not voting were: Representatives

Butterfield	Hutchings	Nielson	Lockhart
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S.J.R. 12 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

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On motion of Representative Dougall, the House voted to uncircle **S.B. 201**.

S.B. 201, EXPUNGEMENT AMENDMENTS, *Bramble*, was before the House on its final passage. Representative Dougall explained the bill. Representatives Greenwood commented.

S.B. 201 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Menlove	Morley	Moss

Newbold	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	

Absent or not voting were: Representatives

M Brown	Nielson	Painter	Lockhart
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S.B. 201 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

RECONSIDERATION OF H.B. 325

H.B. 325, MOTOR FUEL MARKETING ACT REAUTHORIZATION, *Ipson*, was before the House on its reconsideration.

Representatives Eliason, Bird, Morley, and Herrod commented.

Representative McCay proposed a verbal amendment as follows:

1. Page 1, Line 13:
Delete “2017” and insert “2013”
2. Page 1, Line 25:
Delete “2017” and insert “2013”

Representative McCay’s motion to amend failed on a voice vote.

Representative Butterfield commented.

H.B. 325 passed on the following roll call:

Yeas, 41; Nays, 31; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Briscoe
Chavez–Houck	Cosgrove	Doughty	Draxler
Duckworth	Edwards	Eliason	Fisher
Froerer	Greenwood	Hemingway	Hendrickson
Hutchings	Ipson	King	Kiser
Last	Litvack	M Brown	Mathis
McIff	Menlove	Moss	Painter

Perry	Pitcher	Poulson	Powell
Ray	Sagers	Seelig	Snow
Vickers	Watkins	Webb	Wheatley
Wiley			

Voting in the negative were: Representatives

Barrus	Bird	Butterfield	Christensen
Cox	D Brown	Daw	Dee
Dougall	Frank	Galvez	Gibson
Grover	Handy	Herrod	Hughes
Ivory	J Peterson	McCay	Morley
Newbold	Noel	Oda	Sandstrom
Sanpei	Sumsion	V Peterson	Wilcox
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Dunnigan	Harper	Nielson
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H.B. 325 was transmitted to the Senate for its consideration.

* * *

2nd Sub. H.B. 503, CONSTRUCTION AMENDMENTS, *Morley*, was read the third time by short title and placed on its final passage.

Representative Morley proposed Amendment 2:

1. Page 1, Line 21

- 21 • any other entity that provides or collects for labor;
 {–and–}
 ► requires a construction contract to contain a differing site conditions clause; and

2. Page 8, Lines 228 through 239:

228 53A–20–109. Required contract terms.

229 ~~{–(1) As used in this section, “differing site conditions clause” means a clause in a~~

230 ~~construction contract that provides for an equitable adjustment to the contract in the event that~~

231 ~~the contractor discovers, and promptly reports to the government entity that contracted for the~~

232 ~~construction, the existence on the construction site of any of the following that were not known~~

233 ~~by the contractor at the time the contract was executed:~~

234 ~~(a) subsurface or latent physical conditions that differ materially from the conditions~~

235 ~~indicated in the contract; or~~

236 ~~(b) physical conditions of an unusual nature that differ materially from those ordinarily~~

237 ~~encountered for the type of construction or for the location of the construction site.~~

238 ~~(2) A contract for the construction of a school building shall contain a differing site~~

239 ~~conditions clause.}~~

A contract for the construction of a school building shall contain a clause that addresses the rights of the parties when, after the contract is executed, site conditions are discovered that:

(1) the contractor did not know existed, and should not have known existed, at the time that the contract was executed; and

(2) materially impacts the costs of construction.

2. Page 11, Lines 308 through 319:

308 ~~{-(6) (a) As used in this Subsection (6), “differing site conditions clause” means a clause~~

309 ~~in a construction contract that provides for an equitable adjustment to the contract in the event~~

310 ~~that the contractor discovers, and promptly reports to the public procurement unit that~~

311 ~~contracted for the construction, the existence on the construction site of any of the following~~

312 ~~that were not known by the contractor at the time the contract was executed:~~

313 ~~(i) subsurface or latent physical conditions that differ materially from the conditions~~

314 ~~indicated in the contract; or~~

315 ~~(ii) physical conditions of an unusual nature that differ materially from those ordinarily~~

316 encountered for the type of construction or for the location of the construction site.

317 (b) Notwithstanding any provision of this chapter to the contrary, a contract for

318 construction entered into by a public procurement unit shall contain a differing site conditions

319 clause. }

(6) A contract for construction entered into by a public procurement unit shall contain a clause that addresses the rights of the parties when, after the contract is executed, site conditions are discovered that:

(a) the contractor did not know existed, and should not have known existed, at the time that the contract was executed; and

(b) materially impacts the costs of construction.

Representative Morley's motion to amend passed on a voice vote.

###

Representative Harper proposed Amendment 2:

1. Page 1, Line 21

21 • any other entity that provides or collects for labor;
{-and-}

► provides that a design-build construction project contract may include provision by the contractor of operations, maintenance, or financing ; and

2. Page 2, Line 34:

34 38-1-32.5, as enacted by Laws of Utah 2011, Chapter 299
63G-6-501, as renumbered and amended by Laws of Utah 2008,
Chapter 382

63G-6-502, as last amended by Laws of Utah 2010, Chapter 358

3. Page 2, Line 40:

40 63G-6-506.5, Utah Code Annotated 1953

Uncodified Material Affected:
ENACTS UNCODIFIED MATERIAL

4. Page 8, Line 239 through Page 9, Line 240:

239 conditions clause.

Section 9. Section 63G-6-501 is amended to read:

63G-6-501. Alternative methods of construction contracting management.

(1) (a) Rules shall provide as many alternative methods of construction contracting management as determined to be feasible.

(b) These rules shall:

(i) grant to the chief procurement officer or the head of the purchasing agency responsible for carrying out the construction project the discretion to select the appropriate method of construction contracting management for a particular project; and

(ii) require the procurement officer to execute and include in the contract file a written statement setting forth the facts which led to the selection of a particular method of construction contracting management for each project.

(c) Before choosing a construction contracting management method, the chief procurement officer or the head of the purchasing agency responsible for carrying out the construction project shall consider the following factors:

(i) when the project must be ready to be occupied;

(ii) the type of project;

(iii) the extent to which the requirements of the procuring agencies and the ways in which they are to be met are known;

(iv) the location of the project;

(v) the size, scope, complexity, and economics of the project;

(vi) the source of funding and any resulting constraints necessitated by the funding source;

(vii) the availability, qualification, and experience of state personnel to be assigned to the project and how much time the state personnel can devote to the project; and

(viii) the availability, qualifications, and experience of outside consultants and contractors to complete the project under the various methods being considered.

(2) (a) Rules adopted by state public procurement units and local public procurement units to implement this section may authorize the use of a Construction Manager/General Contractor as one method of construction contracting management.

(b) Those rules shall require that:

(i) the Construction Manager/General Contractor shall be selected using one of the source selection methods provided for in Part 4, Source Selections and Contract Formation, and Section 63G-6-502; and

(ii) when entering into any subcontract that was not specifically included in the Construction Manager/General Contractor's cost proposal submitted under the requirements of Subsection (2)(b)(i), the Construction Manager/General Contractor shall procure that subcontractor by using one of the source selection methods provided for in Part 4, Source Selections and Contract Formation, in the same manner as if the subcontract work was procured directly by the state.

(3) Procurement rules adopted by the State Building Board under Subsection (1) for state building construction projects may authorize the use of a design-build provider as one method of construction contracting management.

(4) A design-build contract or a construction manager/general contractor contract may include provision by the contractor of operations, maintenance, or financing.

Section 10. Section 63G-6-502 is amended to read:

63G-6-502. Procurement of design-build transportation project contracts.

(1) As used in this section:

(a) "Design-build transportation project contract" means the procurement of both the design and construction of a transportation project in a single contract with a company or combination of companies capable of providing the necessary engineering services and construction.

(b) "Transportation agency" means:

(i) the Department of Transportation;

(ii) a county of the first or second class, as defined in Section 17-50-501;

(iii) a municipality of the first class, as defined in Section 10-2-301;

(iv) a public transit district that has more than 200,000 people residing within its boundaries; and

(v) a public airport authority.

(2) Except as provided in Subsection (3), a transportation agency may award a design-build transportation project contract for any transportation project that has an estimated cost of at least \$50,000,000 by following the requirements of this section.

(3) (a) The Department of Transportation:

(i) may award a design-build transportation project contract for any transportation project by following the requirements of this section; and

(ii) shall make rules, by following the procedures and requirements of Title 63G, Chapter 3, Utah Administrative Rulemaking Act, establishing requirements for the procurement of its design–build transportation project contracts in addition to those required by this section.

(b) A public transit district that has more than 200,000 people residing within its boundaries:

(i) may award a design–build transportation project contract for any transportation project by following the requirements of this section; and

(ii) shall pass ordinances or a resolution establishing requirements for the procurement of its design–build transportation project contracts in addition to those required by this section.

(c) A design–build transportation project contract authorized under this Subsection (3) is not subject to the estimated cost threshold under Subsection (2).

(d) A design–build transportation project contract may include provision by the contractor of operations, maintenance, or financing.

(4) (a) Before entering a design–build transportation project contract, a transportation agency may issue a request for qualifications to prequalify potential contractors.

(b) Public notice of the request for qualifications shall be given in accordance with policy board rules.

(c) A transportation agency shall require, as part of the qualifications specified in the request for qualifications, that potential contractors at least demonstrate their:

(i) construction experience;

(ii) design experience;

(iii) financial, manpower, and equipment resources available for the project; and

(iv) experience in other design–build transportation projects with attributes similar to the project being procured.

(d) The request for qualifications shall identify the number of eligible competing proposers that the transportation agency will select to submit a proposal, which must be at least two.

(5) (a) The transportation agency shall:

(i) evaluate the responses received from the request for qualifications;

(ii) select from their number those qualified to submit proposals; and

(iii) invite those respondents to submit proposals based upon the transportation agency's request for proposals.

(b) (i) Except as provided in Subsection (5)(b)(ii), if the transportation agency fails to receive at least two qualified eligible competing proposers, the transportation agency shall readvertise the project.

(ii) A transportation agency may award a contract for a transportation project that has an estimated cost of \$5,000,000 or less to a qualified eligible proposer if:

(A) only a single proposal is received; and

(B) the transportation agency determines that:

(I) the proposal is advantageous to the state; and

(II) the proposal price is reasonable.

(6) The transportation agency shall issue a request for proposals to those qualified respondents that:

(a) includes a scope of work statement constituting an information for proposal that may include:

(i) preliminary design concepts;

(ii) design criteria, needs, and objectives;

(iii) warranty and quality control requirements;

(iv) applicable standards;

(v) environmental documents;

(vi) constraints;

(vii) time expectations or limitations;

(viii) incentives or disincentives; and

(ix) other special considerations;

(b) requires submitters to provide:

(i) a sealed cost proposal;

(ii) a critical path matrix schedule, including cash flow requirements;

(iii) proposal security; and

(iv) other items required by the department for the project; and

(c) may include award of a stipulated fee to be paid to submitters who submit unsuccessful proposals.

(7) The transportation agency shall:

(a) evaluate the submissions received in response to the request for proposals from the prequalified proposers;

(b) comply with rules relating to discussion of proposals, best and final offers, and evaluations of the proposals submitted; and

(c) after considering price and other identified factors, award

the contract to the responsible proposer whose proposal is most advantageous to the state.

240 Section {~~9~~} 11 . Section 63G-6-506 is amended to read:

4. Page 9, Line 258:

258 Section {~~10~~} 12 . Section 63G-6-506.5 is enacted to read:

5. Page 9, Line 263:

263 Section {~~11~~} 13 . Section 63G-6-601 is amended to read:

6. Page 11, Line 319:

319 clause.

Section 14. Mountain View Corridor Construction.

The Department of Transportation may issue a request for proposals to construct Mountain View Corridor from 5400 South to I-80. The request for proposals may include the provision of financing by the contractor for the construction project.

Representative Harper’s motion to amend passed on a voice vote.

Representatives McIff and Cox commented.

Representative McIff proposed a verbal amendment as follows:

Refer to Amendment 2 by Representative Morley and on line 239: Delete “should” and insert “could” and after “have” insert “reasonably”

Representative McIff’s motion to amend passed on a voice vote.

Representative Cox commented.

2nd Sub. H.B. 503, as amended, passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck

Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Hutchings Nielson

2nd Sub. H.B. 503, as amended, was transmitted to the Senate for its consideration.

RULES COMMITTEE REPORTS

Madam Speaker:

February 29, 2012

The Rules Committee reports a favorable recommendation on **H.R. 3**, HOUSE RULES RESOLUTION, by Representative W. Harper, and recommends it be placed on the Consent Calendar; and

The Rules Committee reports a favorable recommendation on **H.J.R. 19**, JOINT RESOLUTION ON INTENT LANGUAGE, by Representative F. Gibson.

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted and the bills were placed on the Third Reading Calendar or Consent Calendar.

NOTICE OF BILL TABLED

Madam Speaker:

February 29, 2012

The Rules Committee has tabled **H.J.R. 15**, JOINT RESOLUTION – LEGISLATIVE PROCESS RULE, by Representative K. Powell, and has returned it to the Rules Committee.

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

UNFINISHED BUSINESS

On motion of Representative Menlove, the House voted to uncircle **4th Sub. H.B. 272**.

4th Sub. H.B. 272, PILOT PROGRAM FOR AUTISM SPECTRUM DISORDERS SERVICES, *Menlove*, was before the House on its final passage.

Representative Menlove proposed Amendment 1:

- 1. Page 9, Line 251

251 Analyst or a licensed psychologist with equivalent university training and supervised experience ;

- 2. Page 11, Line 317:

317 (iii) have a parent who is a state employee and is enrolled in a health plan that was offered under this chapter

Representative Menlove’s motion to amend passed on a voice vote.

Representatives Ivory, Herrod, Watkins, Litvack, Frank, Kiser, Cox, and Hughes commented.

4th Sub. H.B. 272, as amended, passed on the following roll call:

Yeas, 67; Nays, 3; Absent or not voting, 5.

Voting in the affirmative were: Representatives

- | | | | |
|-------------|----------|-------------|--------------|
| Anderson | Arent | Barlow | Barrus |
| Bird | Briscoe | Butterfield | Chavez–Houck |
| Christensen | Cosgrove | Cox | D Brown |

Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McCay	McIff	Menlove
Moss	Newbold	Noel	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Frank	Herrod	Sumsion
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Absent or not voting were: Representatives

M Brown	Morley	Nielson	Oda
Painter			

4th Sub. H.B. 272, as amended, was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 3:55 p.m., the House voted to recess until 8:00 p.m.

EVENING SESSION

The House was called to order by Speaker Lockhart at 8:15 p.m.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, the House voted to limit debate to five minutes per speaker.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: February 29, 2012

The Senate passed, as substituted, and amended, **3rd Sub. H.B. 256**, RETIREMENT MODIFICATIONS, by Representative D. Ipson, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: February 29, 2012

The Senate passed, as substituted, and amended **1st Sub. S.B. 64**, PUBLIC EDUCATION EMPLOYMENT REFORM, by Senator A. Osmond, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **2nd Sub. S.B. 85**, MEDICAID COST CONTROL AMENDMENTS, by Senator A. Christensen, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 164**, TRANSPORTATION FUNDING AMENDMENTS, by Senator J. Stevenson, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 229**, TELECOMMUNICATIONS REGULATORY AMENDMENTS, by Senator C. Bramble, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILLS

H.B. 473, Utah State International Trade Promotion (E. Hutchings), was read the first time by short title and referred to the Rules Committee.

H.B. 514, Public and Higher Education Technology Amendments (M. Newbold), was read the first time by short title and referred to the Rules Committee.

H.J.R. 21, Joint Resolution on State Health Insurance (B. Dee), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

H.B. 448, CUSTODY MODIFICATIONS, Hughes, was read the third time by short title and placed on its final passage.

Representative Hughes proposed a verbal amendment as follows:

1. Page 2, Line 34:
Delete “, if possible,”

Representative Hughes’ motion to amend passed on a voice vote.

Representative Watkins commented.

H.B. 448, as amended, passed on the following roll call:

Yeas, 72; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative was: Representative
M Brown

Absent or not voting were: Representatives
Herrod Painter

H.B. 448, as amended, was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 91, UTAH ENABLING ACT LITIGATION, *Sumsion*, was read the third time by short title and placed on its final passage.

On motion of Representative Sumsion, the House voted to circle **1st Sub. H.B. 91**.

* * *

H.B. 148, TRANSFER OF PUBLIC LANDS ACT AND RELATED STUDY, *Ivory*, was read the third time by short title and placed on its final passage.

On motion of Representative Ivory, the House voted to circle **H.B. 148**.

* * *

H.C.R. 1, CONCURRENT RESOLUTION – LETTER TO FEDERAL GOVERNMENT, *Herrod*, was read the third time by short title and placed on its final passage.

On motion of Representative Herrod, the House voted to circle **H.C.R. 1**.

* * *

H.J.R. 3, JOINT RESOLUTION ON FEDERAL TRANSFER OF PUBLIC LANDS, *Barrus*, was read the third time by short title and placed on its final passage.

Representatives King, Hemingway, Vickers, Briscoe, McIff, and Handy commented.

H.J.R. 3, as amended, passed on the following roll call:

Yeas, 62; Nays, 13; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Daw	Dee	Dougall	Draxler

Duckworth	Dunnigan	Edwards	Eliason
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	Kiser
Last	M Brown	Mathis	McCay
McIff	Menlove	Morley	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Powell	Ray
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Fisher	Hemingway	King
Litvack	Moss	Poulson	Seelig
Wheatley			

H.J.R. 3, as amended, was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Ivory, the House voted to uncircle **H.B. 148**.

H.B. 148, TRANSFER OF PUBLIC LANDS ACT AND RELATED STUDY, *Ivory*, was before the House on its final passage. Representatives Poulson, Draxler, Litvack, and Vickers commented.

H.B. 148 passed on the following roll call:

Yeas, 61; Nays, 14; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Daw	Dee	Dougall	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	Kiser

Last	M Brown	Mathis	McCay
McIff	Menlove	Morley	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Powell	Ray
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wilcox	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Fisher	Hemingway	King
Litvack	Moss	Poulson	Seelig
Wheatley	Wiley		

H.B. 148 was transmitted to the Senate for its consideration.

* * *

On motion of Representative Herrod, the House voted to uncircle **H.C.R. 1**.

H.C.R. 1, CONCURRENT RESOLUTION – LETTER TO FEDERAL GOVERNMENT, Herrod, was before the House on its final passage.

Representatives Wilcox, King, and Noel commented.

Representative Christensen proposed a verbal amendment as follows:

1. Page 4, Lines 115 to 117:
After “commit to” delete the rest of line 115, all of line 116 and all of line 117 up to and including the word “ceding”
2. Page 4, Line 117:
Before “control” insert “cede”

Representative McIff commented. Representative Christensen’s motion to amend failed on a voice vote.

Representative McIff commented.

H.C.R. 1, as amended, passed on the following roll call:

Yeas, 53; Nays, 21; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Barrus	Bird	Butterfield
Christensen	Cox	Daw	Dee
Dougall	Draxler	Dunnigan	Edwards
Eliason	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Harper
Hendrickson	Herrod	Hughes	Ipson
Ivory	J Peterson	Kiser	Last
M Brown	Mathis	McCay	Menlove
Morley	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Powell	Ray	Sagers	Sandstrom
Sanpei	Sumsion	V Peterson	Vickers
Watkins	Webb	Wilcox	Wilson
Lockhart			

Voting in the negative were: Representatives

Arent	Barlow	Briscoe	Chavez–Houck
Cosgrove	D Brown	Doughty	Duckworth
Fisher	Handy	Hemingway	Hutchings
King	Litvack	McIff	Moss
Poulson	Seelig	Snow	Wheatley
Wiley			

Absent or not voting was: Representative

Wright

H.C.R. 1, as amended, was transmitted to the Senate for its consideration.

* * *

On motion of Representative Sumsion, the House voted to uncircle **1st Sub. H.B. 91**.

1st Sub. H.B. 91, UTAH ENABLING ACT LITIGATION, *Sumsion*, was before the House on its final passage.

1st Sub. H.B. 91, as amended, passed on the following roll call:

Yeas, 55; Nays, 20; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Barrus	Bird	Butterfield
Christensen	Cox	D Brown	Daw

Dee	Dougall	Draxler	Dunnigan
Edwards	Eliason	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Harper	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
Kiser	Last	M Brown	Mathis
McCay	Menlove	Morley	Newbold
Nielson	Noel	Oda	Painter
Perry	Powell	Ray	Sagers
Sandstrom	Sanpei	Sumsion	V Peterson
Vickers	Watkins	Webb	Wilcox
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Arent	Barlow	Briscoe	Chavez–Houck
Cosgrove	Doughty	Duckworth	Fisher
Handy	Hemingway	King	Litvack
McIff	Moss	Pitcher	Poulson
Seelig	Snow	Wheatley	Wiley

1st Sub. H.B. 91, as amended, was transmitted to the Senate for its consideration.

* * *

On motion of Representative Dougall, the House voted to uncircle **1st Sub. H.B. 298.1**

1st Sub. H.B. 298, MOTOR VEHICLE SAFETY INSPECTION AMENDMENTS, *Dougall*, was before the House on its final passage.

On motion of Representative Dougall, the House voted to delete **1st Sub. H.B. 298** in title and body and insert **2nd Sub. H.B. 298** in lieu thereof.

Representative D. Brown commented.

Representative Harper made a motion to delete **2nd Sub. H.B. 298** in title and body and insert **4th Sub. H.B. 298** in lieu thereof. Representatives Dougall, Greenwood and McCay commented. The motion to substitute the bill failed on the following roll call:

Yeas, 32; Nays, 43; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Bird	Cosgrove	D Brown	Daw
Frank	Froerer	Greenwood	Grover

Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ivory	Kiser
M Brown	Mathis	McIff	Newbold
Oda	Painter	Perry	Pitcher
Poulson	Ray	Sandstrom	Sumsion
Watkins	Webb	Wiley	Wright

Voting in the negative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cox	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Galvez	Gibson
Handy	Ipson	J Peterson	King
Last	Litvack	McCay	Menlove
Morley	Moss	Nielson	Noel
Powell	Sagers	Sanpei	Seelig
Snow	V Peterson	Vickers	Wheatley
Wilcox	Wilson	Lockhart	

Representative Frank commented.

###

Representative Frank proposed Amendment 1:

1. Page 12, Lines 337 through 346

337 (2) Except as provided in Subsection (3), the frequency of the
338 safety inspection shall be

338 determined based on the age of the vehicle determined by model
year and shall:

339 (a) be required each year for a vehicle that is [~~eight~~] 10 or more
years old on January 1;

340 or

341 [~~(b) every two years for each vehicle that is less than eight years
old on January 1 as~~

342 follows:]

343 [~~(i) in odd-numbered years for a vehicle with an odd-numbered
model year; and]~~

344 [~~(ii) in even-numbered years for a vehicle with an even-numbered model year;~~]

345 (b) { ~~be required every four years~~ } for each vehicle that is less than 10 years old on

346 January 1 be required in the fourth year the sixth year and the eighth year;

Representatives Dougall and Dunnigan commented. Representative Frank’s motion to amend passed on a voice vote.

Representative M. Brown commented.

###

Representative McCay proposed a verbal amendment as follows:

- 1. Refer to Representative Frank’s Amendment 1:

Page 12, Line 346:

Delete “the fourth year”

Representative McCay’s motion to amend failed on the following roll call:

Yeas, 34; Nays, 40; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Barrus	D Brown	Daw	Dougall
Edwards	Galvez	Gibson	Handy
Harper	Hemingway	Hughes	Hutchings
J Peterson	Kiser	M Brown	Mathis
McCay	Morley	Newbold	Nielson
Noel	Painter	Powell	Sagers
Sandstrom	Sanpei	Snow	V Peterson
Vickers	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Anderson	Arent	Barlow	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	Dee	Doughty
Draxler	Duckworth	Dunnigan	Eliason
Fisher	Frank	Froerer	Greenwood
Grover	Hendrickson	Ipson	Ivory

King	Last	Litvack	McIff
Menlove	Moss	Oda	Perry
Pitcher	Poulson	Ray	Seelig
Sumsion	Watkins	Webb	Wheatley

Absent or not voting was: Representative Herrod

Representative Dee moved to circle **2nd Sub. H.B. 298**. Representative Dunnigan commented. The motion to circle passed on a voice vote.

MISCELLANEOUS BUSINESS

On motion of Representative Harper, the House voted that all House bills on the House Third Reading Calendar, including circled bills, be returned to the Rules Committee for prioritization. Representative Harper further moved that, except for bills recommended for the Consent Calendar, as bills are reported out of Standing Committees, they be considered read for the second time and referred to the Rules Committee for prioritization.

* * *

On motion of Representative Harper, the following bills were lifted from the Rules Committee and placed on the Third Reading Calendar:

H.R. 1	Rules Resolution Requiring Notice of Request to Hold Bill (Rep. N. Hendrickson)
H.B. 365	Revisions to Tax (Rep. J. Dougall)
H.B. 184	Study of Regulatory Environment for Alcohol Policy (Rep. D. Litvack)
1st Sub. H.B. 354	Alcoholic Beverage Amendments (Rep. R. Wilcox)
H.B. 156	Public Education Program Amendments (Rep. M. Newbold)
H.B. 490	Asset Protection Trusts (Rep. D. Brown)
2nd Sub. H.B. 161	Rights of Parents and Children (Rep. L. Christensen)
2nd Sub. H.B. 298	Motor Vehicle Safety Inspection Amendments (Rep. J. Dougall)
H.B. 397	Charter School Start-up Amendments (Rep. B. Dee)
H.B. 384	Sales and Use Tax Seller Nexus Amendments (Rep. W. Harper)
H.B. 420	Parent Education Initiative (Rep. S. Eliason)
2nd Sub. H.B. 350	Payroll Deduction Amendments (Rep. B. Daw)
H.B. 407	New Car Safety and Emissions Inspection (Rep. D. Ipson)

- H.B. 155** Drug Screening for Temporary Assistance for Needy Families Recipients (Rep. B. Wilson)
- H.B. 505** Agricultural Code Amendments (Rep. B. Galvez)
- 1st Sub. H.B. 173** Transportation Funding Modifications (Rep. B. Dee)
- 1st Sub. H.B. 387** Property Tax Modifications (Rep. J. Dougall)
- 3rd Sub. H.B. 67** Storm Water Capture Amendments (Rep. F. Cox)
- H.B. 441** Charter School Enrollment Amendments
(Rep. D. McCay)
- H.B. 414** School Bonding for Seismic Purposes (Rep. G. Froerer)
- H.B. 400** Traumatic Head and Spinal Cord Injury Rehabilitation Trust Fund (Rep. E. Hutchings)
- H.B. 442** County Correctional Funding Amendments
(Rep. M. Noel)
- H.B. 452** Family Expenses Amendments (Rep. S. Sandstrom)
- H.B. 415** Protection of Athletes with Head Injuries Act
(Rep. P. Ray)
- 1st Sub. H.B. 493** Campaign Finance Disclosure Amendments
(Rep. K. Powell)
- H.B. 462** Constitutional Defense Council Amendments
(Rep. J. Briscoe)
- H.J.R. 19** Joint Resolution on Intent Language (Rep. F. Gibson)
- H.B. 491** Midterm Vacancy Amendments (Rep. J. Dougall)

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 10:40 p.m., the House voted to adjourn until March 1, 2012, at 9:00 a.m.

THIRTY-EIGHTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 9:30 a.m.

Roll call showed all members present.

Prayer offered by Reverend Jason Krause, Pastor, Cross of Christ Lutheran Church in Bountiful, Utah, a guest of Representative Jim Nielson. Pledge of Allegiance led by Representative Nielson's daughter, Elaine Nielson.

CONSENT CALENDAR

H.B. 382, CONSTITUTIONAL DEFENSE COUNCIL – POSTING OF PUBLIC INFORMATION, *Ivory*, was read the third time by short title and placed on its final passage.

H.B. 382 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Barrus M Brown Painter

H.B. 382 was transmitted to the Senate for its consideration.

* * *

H.B. 338, ELECTION AMENDMENTS, *Eliason*, was read the third time by short title and placed on its final passage.

H.B. 338 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Barrus Painter

H.B. 338 was transmitted to the Senate for its consideration.

* * *

H.B. 454, OPEN ENROLLMENT AMENDMENTS, *D. Brown*, was read the third time by short title and placed on its final passage.

H.B. 454 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
Painter

H.B. 454 was transmitted to the Senate for its consideration.

* * *

H.B. 476, AMENDMENTS TO GOVERNMENT, *Ipson*, was read the third time by short title and placed on its final passage.

H.B. 476 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty

Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
Painter

H.B. 476 was transmitted to the Senate for its consideration.

* * *

S.J.R. 18, JOINT RESOLUTION STRENGTHENING UTAH–ISRAEL RELATIONS, *Senator Bramble*, was read the third time by short title and placed on its final passage. Representative Arent explained the bill.

S.J.R. 18 passed on the following roll call:

Yeas, 75; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis

McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

S.J.R. 18 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

2nd Sub. S.C.R. 8, CONCURRENT RESOLUTION SUPPORTING NEW TECHNOLOGIES AND FACILITIES THAT ENHANCE THE PRODUCTION AND VALUE OF UINTAH BLACK WAX, *Senator Van Tassell*, was read the third time by short title and placed on its final passage. Representative Mathis explained the bill.

2nd Sub. S.C.R. 8 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

MISCELLANEOUS BUSINESS

On motion of Representative Dee, the House voted to allow the opening of a bill file for a resolution concerning legislative compensation.

CONCURRENCE CALENDAR

On motion of Representative Froerer, the House voted to concur in the Senate amendments to **1st Sub. H.B. 191**, REAL ESTATE AMENDMENTS.

1st Sub. H.B. 191, as amended by the Senate, passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Herrod	Hughes
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Fisher	Hendrickson	Hutchings
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1st Sub. H.B. 191, as amended by the Senate, transmitted to the Senate for signature of President.

THIRD READING CALENDAR

1st Sub. S.B. 55, AMENDMENTS TO ADOPTION CODE, *Senator Weiler*, was read the third time by short title and placed on its final passage. Representative Wilson explained the bill.

1st Sub. S.B. 55 passed on the following roll call:

Yeas, 71; Nays, 2; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Chavez–Houck Watkins

Absent or not voting were: Representatives

Fisher Hutchings

1st Sub. S.B. 55 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

1st Sub. S.B. 78, WATER CONSERVANCY DISTRICT AMENDMENTS, *Senator Valentine*, was read the third time by short title and placed on its final passage.

On motion of Representative Daw, the House voted to circle **1st Sub. S.B. 78**.

* * *

S.B. 83, UINTAH BASIN ENERGY ZONES, *Senator Van Tassell*, was read the third time by short title and placed on its final passage. Representative Mathis explained the bill.

Representative Cox commented.

S.B. 83, as amended, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
M Brown	Mathis	McCay	McIff
Morley	Moss	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright		

Absent or not voting were: Representatives

Daw	Litvack	Menlove	Newbold
Lockhart			

S.B. 83, as amended, was returned to the Senate for further consideration.

* * *

1st Sub. S.B. 114, **CONTESTING PUBLIC PROCUREMENTS**, *Senator Niederhauser*, was read the third time by short title and placed on its final passage.

On motion of Representative Butterfield, the House voted to circle **1st Sub. S.B. 114**.

* * *

1st Sub. S.B. 165, **REDEVELOPMENT AGENCY AMENDMENTS**, *Senator Weiler*, was read the third time by short title and placed on its final passage. Representative Wilson explained the bill.

1st Sub. S.B. 165 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	McCay	McIff
Morley	Moss	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright		

Absent or not voting were: Representatives

Dougall	Mathis	Menlove	Newbold
Lockhart			

1st Sub. S.B. 165 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

H.R. 1, RULES RESOLUTION REQUIRING NOTICE OF REQUEST TO HOLD BILL, *Hendrickson*, was read the third time by short title and placed on its final passage.

On motion of Representative Dee, the House voted to circle **H.R. 1**.

* * *

H.B. 365, REVISIONS TO TAX, *Dougall*, was read the third time by short title and placed on its final passage.

On motion of Representative Grover, the House voted to circle **H.B. 365**.

* * *

H.B. 184, STUDY OF REGULATORY ENVIRONMENT FOR ALCOHOL POLICY, *Litvack*, was read the third time by short title and placed on its final passage.

H.B. 184 passed on the following roll call:

Yeas, 53; Nays, 17; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Bird	Briscoe
Butterfield	Chavez–Houck	Cosgrove	Cox
D Brown	Daw	Dee	Doughty
Duckworth	Edwards	Fisher	Frank
Froerer	Galvez	Greenwood	Handy
Harper	Hemingway	Hendrickson	Hutchings
Ipson	Ivory	J Peterson	King
Last	Litvack	M Brown	McCay
McIff	Moss	Nielson	Noel
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson			

Voting in the negative were: Representatives

Barlow	Christensen	Dougall	Draxler
Dunnigan	Eliason	Gibson	Herrod
Hughes	Kiser	Mathis	Morley
Painter	Sumsion	V Peterson	Vickers
Wright			

Absent or not voting were: Representatives

Barrus	Grover	Menlove	Newbold
Lockhart			

H.B. 184 was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 354, ALCOHOLIC BEVERAGE AMENDMENTS, *Wilcox*, was read the third time by short title and placed on its final passage. Representative Litvack commented.

1st Sub. H.B. 354 passed on the following roll call:

Yeas, 68; Nays, 3; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Morley
Moss	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson

Voting in the negative were: Representatives

Draxler	Greenwood	Wright
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Absent or not voting were: Representatives

Barrus	Menlove	Newbold	Lockhart
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1st Sub. H.B. 354 was transmitted to the Senate for its consideration.

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H.B. 156, PUBLIC EDUCATION PROGRAM AMENDMENTS, *Newbold*, was read the third time by short title and placed on its final passage.

On motion of Representative Dee, the House voted to circle **H.B. 156**.

* * *

H.B. 490, ASSET PROTECTION TRUSTS, *D. Brown*, was read the third time by short title and placed on its final passage.

Representative D. Brown proposed Amendment 1:

1. Page 5, Lines 144 through 145

144 {~~(10) If at least one trustee is a trust company as defined in
Subsection 7-5-1(1)(d), then~~

145 ~~individuals may also serve as cotrustees.}~~

Representative D. Brown's motion to amend passed on a voice vote.

Representative Hutchings commented.

H.B. 490, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cox	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Lockhart	

Absent or not voting were: Representatives

Cosgrove	Dougall	M Brown	Wright
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H.B. 490, as amended, was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Newbold, the House voted to uncircle **H.B. 156**.

H.B. 156, PUBLIC EDUCATION PROGRAM AMENDMENTS, *Newbold*, was before the House on its final passage. Representatives Hutchings, Butterfield, and Briscoe commented.

On motion of Representative Christensen, the House voted to circle **H.B. 156**.

THIRD READING CALENDAR

2nd Sub. H.B. 161, RIGHTS OF PARENTS AND CHILDREN, *Christensen*, was read the third time by short title and placed on its final passage.

Representative Litvack commented.

Representative Litvack proposed a verbal amendment as follows:

1. Page 7, Line 199:
Delete "a parent may fail to be a model parent or because"

Representative Cox commented. Representative Litvack's motion to amend failed on a voice vote.

Representative King commented.

2nd Sub. H.B. 161, as amended, passed on the following roll call:

Yeas, 54; Nays, 13; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Daw	Dee	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hendrickson	Herrod	Hughes	Ipson
Ivory	J Peterson	Kiser	Mathis
McCay	Menlove	Newbold	Nielson
Oda	Painter	Perry	Pitcher
Powell	Ray	Sagers	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Hemingway	King	Litvack
Moss	Poulson	Seelig	Wheatley
Wiley			

Absent or not voting were: Representatives

Dougall	Hutchings	Last	M Brown
McIff	Morley	Noel	Wilcox

2nd Sub. H.B. 161, as amended, was transmitted to the Senate for its consideration.

* * *

2nd Sub. H.B. 298, MOTOR VEHICLE SAFETY INSPECTION AMENDMENTS, *Dougall*, was read the third time by short title and placed on its final passage.

On motion of Representative Menlove, the House voted to circle **2nd Sub. H.B. 298**.

UNFINISHED BUSINESS

On motion of Representative Hendrickson, the House voted to uncircle **H.R. 1**.

H.R. 1, RULES RESOLUTION REQUIRING NOTICE OF REQUEST TO HOLD BILL, *Hendrickson*, was before the House on its final passage.

H.R. 1 passed on the following roll call:

Yeas, 67; Nays, 1; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson

King	Kiser	Litvack	Mathis
McCay	McIff	Menlove	Moss
Newbold	Nielson	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	

Voting in the negative was: Representative
Lockhart

Absent or not voting were: Representatives

Dee	Dougall	Last	M Brown
Morley	Noel	Sagers	

H.R. 1 was signed by the Speaker and referred to staff for enrolling and transmission to the Lt. Governor.

THIRD READING CALENDAR

H.B. 397, CHARTER SCHOOL START-UP AMENDMENTS, *Dee*, was read the third time by short title and placed on its final passage. Representative Gibson commented.

H.B. 397, as amended, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McCay	McIff
Menlove	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry

Pitcher	Poulson	Powell	Ray
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Dougall	M Brown	Morley	Sagers
Seelig			

H.B. 397, as amended, was transmitted to the Senate for its consideration.

* * *

1st Sub. S.B. 114, CONTESTING PUBLIC PROCUREMENT, *Senator Niederhauser*, was read the third time by short title and placed on its final passage. Representative Ivory explained the bill.

1st Sub. S.B. 114 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Menlove	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Dee	Dougall	Froerer	M Brown
Morley	Poulson		

1st Sub. S.B. 114 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

H.B. 384, SALES AND USE TAX SELLER NEXUS AMENDMENTS, *Harper*, was read the third time by short title and placed on its final passage.

On motion of Representative Ivory, the House voted to delete **H.B. 384** in title and body and insert **1st Sub. H.B. 384** in lieu thereof.

1st Sub. H.B. 384 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Galvez	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Dougall	Froerer	Gibson	Hughes
M Brown	Mathis		

1st Sub. H.B. 384 was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Newbold, the House voted to uncircle **H.B. 156**.

H.B. 156, PUBLIC EDUCATION PROGRAM AMENDMENTS, *Newbold*, was before the House on its final passage.

Representatives Hendrickson and Cosgrove commented.

H.B. 156, as amended, passed on the following roll call:

Yeas, 68; Nays, 5; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Draxler	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	Kiser	Last
Litvack	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Briscoe	Duckworth	Hendrickson	King
Wheatley			

Absent or not voting were: Representatives

Dougall	M Brown
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H.B. 156, as amended, was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 420, PARENT EDUCATION INITIATIVE, *Eliason*, was read the third time by short title and placed on its final passage.

Representative Sumsion proposed a verbal amendment a follows:

- 1. Page 2, Line 31:
Delete “shall” and insert “may”
- 2. Page 2, Line 36:
Delete “once a year” and insert “at any time needed”

Representative Vickers, Moss, and Wright commented.

Representative Wilcox proposed a substitute motion to amend:

- 1. Page 2, Line 31:
Delete “shall” and insert “may”

Representatives Sumsion, Eliason, Ray, Bird, D. Brown, and Edwards commented. Representative Wilcox’s substitute motion to amend failed on a voice vote.

Representative Sumsion’s motion to amend failed on a voice vote.

Representatives Nielson, Butterfield, and Gibson commented.

H.B. 420 passed on the following roll call:

Yeas, 40; Nays, 30; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Arent	Barlow	Briscoe	Chavez–Houck
Christensen	Cosgrove	Cox	Doughty
Draxler	Duckworth	Edwards	Eliason
Fisher	Froerer	Gibson	Handy
Hemingway	Hendrickson	Hughes	Hutchings
King	Kiser	Litvack	Mathis
McIff	Menlove	Moss	Newbold
Noel	Oda	Painter	Perry
Pitcher	Poulson	Ray	Seelig
Watkins	Wheatley	Wilcox	Wiley

Voting in the negative were: Representatives

Anderson	Barrus	Bird	Butterfield
D Brown	Daw	Dee	Dunnigan
Frank	Galvez	Greenwood	Grover
Harper	Herrod	Ipson	Ivory
J Peterson	Last	McCay	Morley
Nielson	Sagers	Sandstrom	Sanpei
Sumsion	V Peterson	Vickers	Webb
Wilson	Lockhart		

Absent or not voting were: Representatives

Dougall M Brown Powell Snow
Wright

H.B. 420 was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:25 p.m., the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Lockhart at 2:20 p.m.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 1, 2012

The Senate passed, **1st Sub. H.B. 96**, PROHIBITION OF SALE OR USE OF CERTAIN SOFTWARE PROGRAMS, by Representative P. Arent, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 103**, THEFT BY DECEPTION AMENDMENT, by Representative C. Oda, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 232**, ABUSE, NEGLECT, AND DIVISION DEFINITIONS, by Representative C. Watkins, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 268**, DRIVER LICENSE AMENDMENTS, by Representative V. Peterson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 276**, AIDING SEXUAL SOLICITATION, by Representative P. Ray, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 488**, WORDING ON ELECTION BALLOTS, by Representative E. Vickers, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: March 1, 2012

The Senate substituted and passed, **Senate 1st Sub. H.B. 68**, POWERSPORT VEHICLE FRANCHISE ACT AMENDMENTS, by Representative D. Sagers, and it is transmitted for further consideration; and

The Senate substituted, amended, and passed, **Senate 1st Sub. H.B. 78**, UTAH DIVISION OF CONSUMER PROTECTION AMENDMENTS, by Representative D. Brown, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 108**, INTERNET GAMBLING, by Representative S. Sandstrom, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

* * *

Madam Speaker: March 1, 2012

The Senate concurred in the House amendments and passed **S.B. 168**, UNIFORM DISPOSITION OF COMMUNITY PROPERTY RIGHTS AT DEATH ACT, by Senator L. Hillyard, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

* * *

Madam Speaker: March 1, 2012

The Senate passed, as substituted, and amended **1st Sub. S.B. 66**, ALCOHOLIC BEVERAGE CONTROL RELATED AMENDMENTS, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed **S.B. 225**, TRANSPORTATION REVISIONS, by Senator J. S. Adams, and it is transmitted for consideration; and

The Senate passed **S.B. 234**, CRIMINAL PROCEDURE AMENDMENTS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 255**, VEHICLE SALVAGE AMENDMENTS, by Senator C. Bramble, and it is transmitted for consideration; and

The Senate passed **S.B. 264**, JUDICIAL CODE AMENDMENTS, by Senator G. Davis, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Madam Speaker: February 29, 2012

The Business and Labor Committee recommends **H.B. 175**, SECOND HAND ITEM TRANSACTIONS, by Representative J. Seelig, be replaced and favorably recommends **2nd Sub. H.B. 175**, SECOND HAND ITEM TRANSACTIONS; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 388**, UNEMPLOYMENT INSURANCE EXEMPTION, by Representative J. Peterson, and recommends it be placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on **H.B. 472**, INTERNATIONAL RELATIONS AND TRADE COMMISSION AMENDMENTS, by Representative E. Hutchings, and recommends it be placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on **H.J.R. 20**, HOUSE JOINT RESOLUTION ON HEARING IMPAIRMENT, by Representative R. Edwards, and recommends it be placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on **1st Sub. S.B. 68**, NEW AUTOMOBILE FRANCHISE ACT AMENDMENTS, by Senator S. Jenkins, with the following amendments:

1. Page 10, Lines 277 through 284:

277 (B) that has been granted to more than one other franchisee of
the franchisor in the

278 state[-];

279 (nn) coerce { ~~or—require~~ } a franchisee { ~~including~~ } to establish, or provide by agreement, program, or incentive

280 provision { ~~to~~ } that a dealer must establish a price at which the franchisee is required to sell a product or service

281 that is:

282 (i) sold in connection with the franchisee's sale of a motor vehicle; and

283 (ii) (A) in the case of a product, not manufactured, provided, or distributed by the

284 franchisor or an affiliate; or ; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 173**, UTAH FIT PREMISES MODIFICATIONS, by Senator B. McAdams; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 88**, PHARMACY DISTRIBUTION AMENDMENTS, by Senator C. Bramble, recommended it be placed on the Consent Calendar, but, due to fiscal impact, recommends it be referred to the Rules Committee for prioritization; and

The Business and Labor Committee reports a favorable recommendation on **1st Sub. S.B. 101**, ACUPUNCTURE LICENSING ACT AMENDMENTS, by Senator D. Hinkins, and recommends it be placed on the Consent Calendar; and

The Business and Labor Committee reports a favorable recommendation on **1st Sub. S.B. 243**, REPEAL OF ILLEGAL DRUG STAMP TAX ACT, by Senator D. Thatcher, recommended it be placed on the Consent Calendar, but, due to fiscal impact, recommends it be referred to the Rules Committee for prioritization; and

The Business and Labor Committee reports a favorable recommendation on **S.B. 252**, AMENDMENTS TO DENTIST PRACTICE ACT, by Senator D. Hinkins, and recommends it be placed on the Consent Calendar.

James A. Dunnigan, Chair

Reports filed. On motion of Representative Dunnigan, the reports of the Business and Labor committee were adopted and the bills were considered read the second time by short title and placed on the Consent Calendar and referred to the Rules Committee for prioritization.

* * *

Madam Speaker: February 29, 2012

The Education Committee reports a favorable recommendation on **H.B. 364**, SCHOOL DISTRICT FINANCIAL REPORTING AMENDMENTS, by Representative J. Dougall, and recommends it be placed on the Consent Calendar; and

The Education Committee reports a favorable recommendation on **H.B. 389**, STUDENT EDUCATION OCCUPATION PLAN AMENDMENTS, by Representative M. Newbold, and recommends it be placed on the Consent Calendar; and

The Education Committee reports a favorable recommendation on **S.B. 175**, SCHOOL GRADING AMENDMENTS, by Senator W. Niederhauser, and recommends it be placed on the Consent Calendar.

Francis D. Gibson, Chair

Reports filed. On motion of Representative Gibson, the reports of the Education committee were adopted and the bills were considered read the second time by short title and placed on the Consent Calendar.

* * *

Madam Speaker: February 29, 2012

The Health and Human Services Committee reports a favorable recommendation on **H.B. 313**, LOCAL HEALTH REGULATION, by Representative J. Anderson, with the following amendments:

1. Page 1, Line 22:

22 of the state; ~~{and}~~

► provides that the restrictions for more stringent standards and regulations do not affect standards and regulations made under emergency rulemaking provisions or made for items not regulated by federal, law, state statute, or administrative rules; and

2. Page 2, Lines 51 through 53:

51 (b) The findings shall ~~{be accompanied by an opinion~~
~~referring to and evaluating}~~ address the

52 public health information and studies contained in the record,
which form the basis for the local

53 health department's conclusion.

(4) Nothing in the provisions of Subsection (2) or (3), shall limit the ability of a local health department to make standards and regulations in accordance with Subsection 26A-1-121(1)(a) for:

(a) emergency rules made in accordance with Section 63G-3-304;

or

(b) items not regulated under federal law, state statute, or state administrative rule.

3. Page 3, Lines 76 through 78:

76 (ii) The findings shall ~~{ be accompanied by an opinion referring to and evaluating }~~ address the

77 public health information and studies contained in the record, which form the basis for the

78 board's conclusion.

4. Page 4, Line 110:

110 (h) A further appeal may be taken to the Court of Appeals under Section 78A-4-103.

(3) Nothing in the provisions of Subsection (1)(b)(ii) or (c), shall limit the ability of a local health department board to make standards and regulations in accordance with Subsection (1)(a) for:

(a) emergency rules made in accordance with Section 63G-3-304;

or

(b) items not regulated under federal law, state statute, or state administrative rule. ; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 413**, PRODUCT LIABILITY AMENDMENTS, by Representative D. Brown, with the following amendments:

1. Page 1, Lines 12 through 13:

12 ► provides that a manufacturer may not be liable for a product ~~{ unless the claimant~~

13 ~~proves}~~ if the claimant fails to prove by a preponderance of the evidence that the defendant was the actual

2. Page 2, Line 28:

28 underlying the claim, a manufacturer may not be liable ~~{ unless the claimant proves }~~ if the claimant fails to prove by a

3. Page 2, Line 33:

33 designed, formulated, produced, constructed, created, assembled, or rebuilt the actual defective product ; and

The Health and Human Services Committee reports a favorable recommendation on **H.B. 496**, MENTAL HEALTH PRACTICE ACT REVISIONS, by Representative P. Ray; and

The Health and Human Services Committee recommends **5th Sub. S.B. 161**, PHARMACY PRACTICE ACT REVISIONS, by Senator C. Bramble, be replaced, favorably recommends **6th Sub. S.B. 161**, PHARMACY PRACTICE ACT REVISIONS, and, due to unknown fiscal impact, recommends the substitute be referred to the Rules Committee pending completion of a fiscal note; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 258**, UNDERAGE DRINKING PREVENTION CAMPAIGN, by Senator L. Hillyard, and, due to fiscal impact, recommends it be referred to the Rules Committee for prioritization; and

The Health and Human Services Committee reports a favorable recommendation on **S.B. 267**, TRIBAL HEALTH INFORMATION, by Senator K. Van Tassell, and recommends it be placed on the Consent Calendar; and

The Health and Human Services Committee reports a favorable recommendation on **S.J.R. 21**, JOINT RESOLUTION RECOGNIZING PREGNANCY CARE CENTERS, by Senator J. S. Adams, and recommends it be placed on the Consent Calendar.

Paul Ray, Chair

Reports filed. On motion of Representative Dee, the reports of the Health and Human Services committee were adopted and the bills were considered read the second time by short title and placed on the Consent Calendar and referred to the Rules Committee.

* * *

Madam Speaker:

February 29, 2012

The Public Utilities and Technology Committee reports a favorable recommendation on **1st Sub. H.B. 284**, REGENTS' SCHOLARSHIP PROGRAM AMENDMENTS, by Representative J. Dougall; and

The Public Utilities and Technology Committee recommends **H.B. 320**, UTILITY FACILITY SITING, by Representative D. Sagers, be replaced and

reports a favorable recommendation on **1st Sub. H.B. 320**, UTILITY FACILITY SITING with the following amendments:

1. Page 2, Line 33:

33 (1) The Utility Facility Review Board is created {~~within the Department of Commerce~~}

2. Page 5, Line 120:

120 Act; {~~and~~} or ; and

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 443**, CORRECTIONS ISSUES TASK FORCE, by Representative E. Hutchings; and

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 467**, SOVEREIGN LANDS MANAGEMENT ACCOUNT APPROPRIATION, by Representative M. Noel; and

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 421**, LOCAL DISTRICT DISSOLUTION, by Representative D. McCay, with the following amendments and recommends it be placed on the Consent Calendar.

1. Page 5, Lines 136 through 141:

136 (9) A local district may not be created under this chapter for two years after the date on

137 which {~~a~~} an inactive local district is dissolved in accordance with Part 13, Dissolution of a Local District, if

138 the local district proposed for creation:

139 (a) provides the same or substantially similar services as the dissolved inactive local district;

140 and

141 (b) is located in substantially the same area as the dissolved inactive local district.

2. Page 5, Line 146 through Page 6, Line 156:

146 (2) "Administrative body" means:

147 (a) if the local district proposed to be dissolved is active and has
 148 a duly constituted

148 board of trustees in sufficient numbers to form a quorum, the board
 of trustees; {~~or~~}

149 (b) {~~except as provided in Subsection (2)(a):-~~} if the
local district proposed to be dissolved is active or inactive and does not
have a duly constituted board of trustees in sufficient numbers to form a
quorum:

150 (i) for a local district located entirely within a single
 municipality, the legislative body

151 of that municipality;

152 (ii) for a local district located in multiple municipalities within
 the same county or at

153 least partly within the unincorporated area of a county, the
 legislative body of that county; or

154 (iii) for a local district located within multiple counties, the
 legislative body of the

155 county whose boundaries include more of the local district than is
 included within the

156 boundaries of any other county {~~—~~} : or
(c) if the local district proposed to be dissolved is inactive and has a
duly constituted board of trustees in sufficient numbers to form a
quorum:

(i) the board of trustees, if the board of trustees receives a
petition or adopts a resolution to dissolve before the legislative body
described in Subsection (2)(c)(ii); or

(ii) a legislative body described in Subsection (2)(b)(i), (ii), or
(iii), respectively, if the legislative body receives a petition or adopts a
resolution to dissolve before the board of trustees described in
Subsection (2)(c)(i). ; and

The Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 99**, EMPLOYMENT AMENDMENTS, by Senator M. Madsen; and

The Public Utilities and Technology Committee reports a favorable recommendation on **1st Sub. S.B. 169**, JUDICIAL CONDUCT COMMISSION AMENDMENTS, by Senator K. Mayne, with the following amendments:

1. Page 1, Line 14:
After “Commission” delete “; and” and insert a “.”
2. Page 1, Lines 15 thru 17:
Delete lines 15 thru 17.
3. Page 4, Lines 92–93:
After “occurred” delete “and determines that a public sanction is warranted”

Michael E. Noel, Chair

Reports filed. On motion of Representative Handy, the reports of the Public Utilities and Technology committee were adopted and the bills were considered read the second time by short title and placed on the Consent Calendar and referred to the Rules Committee.

On motion of Representative Handy, the House voted to consider **1st Sub. H.B. 284, REGENTS’ SCHOLARSHIP PROGRAM AMENDMENTS** read the the first and second times by short title due to a title change and referred to the Rules Committee.

INTRODUCTION OF BILL

H.B. 515, Upstart Amendments (M. Newbold), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

2nd Sub. H.B. 350, PAYROLL DEDUCTION AMENDMENTS, *Daw*, was read the third time by short title and placed on its final passage.

On motion of Representative Daw, the House voted to delete **2nd Sub. H.B. 350** in title and body and insert **3rd Sub. H.B. 350** in lieu thereof.

3rd Sub. H.B. 350 passed on the following roll call:

Yeas, 48; Nays, 13; Absent or not voting, 14.

Voting in the affirmative were: Representatives

Anderson	Barlow	Bird	Butterfield
Chavez–Houck	Christensen	Cox	D Brown
Daw	Dee	Dougall	Dunnigan
Edwards	Eliason	Frank	Froerer
Galvez	Gibson	Grover	Handy
Harper	Herrod	Hughes	Hutchings

Ipson	Ivory	J Peterson	Kiser
Last	M Brown	McIff	Morley
Newbold	Nielson	Noel	Oda
Pitcher	Powell	Ray	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Wilcox	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Arent	Briscoe	Cosgrove	Doughty
Duckworth	Fisher	Hemingway	King
Litvack	Moss	Poulson	Seelig
Wheatley			

Absent or not voting were: Representatives

Barrus	Draxler	Greenwood	Hendrickson
Mathis	McCay	Menlove	Painter
Perry	Sagers	Vickers	Watkins
Webb	Wiley		

3rd Sub. H.B. 350 was transmitted to the Senate for its consideration.

* * *

H.B. 407, NEW CAR SAFETY AND EMISSIONS INSPECTION, *Ipson*, was read the third time by short title and placed on its final passage.

Representative Ipson proposed Amendment 1:

1. Page 1, Line 24

24 This bill takes effect on October 1, 2012.

This bill coordinates with H.B. 298, Motor Vehicle Safety Inspection Amendments, by omitting substantive changes.

2. Page 2, Line 28:

28 53-8-205, as last amended by Laws of Utah 2009, Chapters 155 and 311

Utah Code Sections Affected by Coordination Clause:

53-8-205, as last amended by Laws of Utah 2009, Chapters 155 and 311

3. Page 7, Line 205:

205 This bill takes effect on October 1, 2012.

Section 4. Coordinating H.B. 407 with H.B. 298 -- Omitting substantive changes.

If this H.B. 407 and H.B. 298, Motor Vehicle Safety Inspection Amendments, both pass and become law, the Legislature intends that the Office of Legislative Research and General Counsel, in preparing the Utah Code database for publication, not make the changes in H.B. 407 to Section 53–8–205.

Representative Ipson's motion to amend passed on a voice vote.

H.B. 407, as amended, passed on the following roll call:

Yeas, 56; Nays, 4; Absent or not voting, 15.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Grover
Handy	Harper	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	McIff	Morley	Moss
Newbold	Nielson	Noel	Oda
Pitcher	Poulson	Powell	Ray
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Wilcox	Wilson	Wright

Voting in the negative were: Representatives

Gibson	Hemingway	Seelig	Wheatley
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Absent or not voting were: Representatives

Barrus	Draxler	Greenwood	Hendrickson
Mathis	McCay	Menlove	Painter
Perry	Sagers	Vickers	Watkins
Webb	Wiley	Lockhart	

H.B. 407, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 155, DRUG SCREENING FOR TEMPORARY ASSISTANCE FOR NEEDY FAMILIES RECIPIENTS, *Wilson*, was read the third time by short title and placed on its final passage.

Representatives Wheatley, Hughes, Perry, J. Peterson, Litvack, and King commented.

H.B. 155 passed on the following roll call:

Yeas, 62; Nays, 10; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Barlow	Bird	Butterfield
Christensen	Cox	D Brown	Daw
Dee	Dougall	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	M Brown	Mathis	McCay
McIff	Menlove	Morley	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Webb	Wilcox	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Hemingway	Litvack	Moss
Watkins	Wheatley		

Absent or not voting were: Representatives

Barrus	Hendrickson	Wiley
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H.B. 155 was transmitted to the Senate for its consideration.

* * *

H.B. 505, AGRICULTURAL CODE AMENDMENTS, *Galvez*, was read the third time by short title and placed on its final passage.

Representative Galvez proposed Amendment 1:

1. Page 7, Lines 189 through 201

189 (2) The department shall ensure that restricted account distributions or expenditures

190 under Subsections (1)(b) and (c) are used for:

191 (a) range improvement and maintenance;

192 (b) the control of predatory and depreddating animals;

193 (c) the control, management, or extermination of invading species, range damaging

194 organisms, and poisonous or noxious weeds;

195 (d) the purchase or lease of lands or a conservation easement for the benefit of a

196 grazing district;

197 (e) watershed protection, development, distribution, and improvement; [and]

198 (f) the general welfare of livestock grazing within a grazing district[-]; and

199 (g) subject to Subsection (3), {~~administration costs of~~} costs to monitor rangeland improvement projects.

200 (3) Annual account distributions or expenditures for the {~~administration~~} monitoring costs described

201 in Subsection (2)(g) may not exceed 10% of the annual receipts of the fund.

2. Page 10, Lines 282 through 283:

282 (1) An owner or other person responsible for a domestic animal that dies shall bury or

283 dispose of the animal within two business days after the day on which {~~the animal dies.~~} the owner or other person responsible for the animal becomes aware that the animal is dead.

Representative Galvez’s motion to amend passed on a voice vote.

Representatives Briscoe and M. Brown commented.

H.B. 505, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck

Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Herrod
Hughes	Hutchings	Ipson	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Hendrickson	Ivory	Painter	Wiley
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H.B. 505, as amended, was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Daw, the House voted to uncircle **1st Sub. S.B. 78**.

1st Sub. S.B. 78, WATER CONSERVANCY DISTRICT AMENDMENTS, *Valentine*, was before the House on its final passage. Representative Daw explained the bill.

Representatives Frank, Arent, and M. Brown commented.

1st Sub. S.B. 78 passed on the following roll call:

Yeas, 55; Nays, 13; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Grover

Handy	Harper	Hemingway	Herrod
Hughes	Hutchings	J Peterson	King
Litvack	M Brown	Mathis	McCay
McIff	Morley	Moss	Newbold
Nielson	Noel	Oda	Pitcher
Poulson	Ray	Sandstrom	Sanpei
Seelig	V Peterson	Webb	Wheatley
Wilcox	Wilson	Wright	

Voting in the negative were: Representatives

Cox	Dunnigan	Greenwood	Ipson
Kiser	Last	Menlove	Perry
Powell	Sagers	Snow	Vickers
Watkins			

Absent or not voting were: Representatives

Edwards	Hendrickson	Ivory	Painter
Sumsion	Wiley	Lockhart	

1st Sub. S.B. 78 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

THIRD READING CALENDAR

1st Sub. H.B. 173, TRANSPORTATION FUNDING MODIFICATIONS, *Dee*, was read the third time by short title and placed on its final passage.

Representative Dee proposed Amendment 1:

1. Page 8, Lines 224 through 225

224 (B) other documents necessary to protect the
state ~~{-}~~ and the bondholders ~~{-}~~ and to ensure that
 225 all legal requirements are met.

Representative Dee's motion to amend passed on a voice vote.

Representative Draxler commented.

1st Sub. H.B. 173, as amended, passed on the following roll call:

Yeas, 70; Nays, 1; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Chavez-Houck	Christensen

Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wilson
Wright	Lockhart		

Voting in the negative was: Representative
Dougall

Absent or not voting were: Representatives

Briscoe	Hendrickson	M Brown	Wiley
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1st Sub. H.B. 173, as amended, was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 387, PROPERTY TAX MODIFICATIONS, *Dougall*, was read the third time by short title and placed on its final passage.

Representative Dougall proposed Amendment 1:

1. Page 2, Line 54 through Page 3, Line 58

54 (c) “Noncapitalized personal property” means an item of
tangible personal property

55 that:

56 (i) has an acquisition cost of \$1,000 or less; and

57 (ii) is claimed as allowed on a federal {~~individual~~
income } tax return as a deductible

58 expense under Section 162 or Section 179, Internal Revenue Code,
in the year of acquisition.

Representative Dougall’s motion to amend passed on a voice vote.

Representative Cosgrove commented.

1st Sub. H.B. 387, as amended, passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Webb
Wheatley	Wilcox	Wilson	Wright

Absent or not voting were: Representatives

Briscoe	Doughty	Hendrickson	M Brown
Watkins	Wiley	Lockhart	

1st Sub. H.B. 387, as amended, was transmitted to the Senate for its consideration.

* * *

3rd Sub. H.B. 67, STORM WATER CAPTURE AMENDMENTS, *Cox*, was read the third time by short title and placed on its final passage.

Representative Handy commented.

3rd Sub. H.B. 67 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Mathis	McCay	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wilcox	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Hendrickson	Litvack	M Brown	McIff
Wheatley	Wiley		

3rd Sub. H.B. 67 was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Dougall, the House voted to uncircle **H.B. 365**.

H.B. 365, REVISIONS TO TAX, *Dougall*, was before the House on its final passage. Representative Powell commented.

H.B. 365, as amended, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards

Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Mathis	McCay	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Hendrickson	Litvack	M Brown	McIff
Wiley			

H.B. 365, as amended, was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 441, CHARTER SCHOOL ENROLLMENT AMENDMENTS, *McCay*, was read the third time by short title and placed on its final passage.

On motion of Representative McCay, the House voted to circle **H.B. 441**.

* * *

H.B. 414, SCHOOL BONDING FOR SEISMIC PURPOSES, *Froerer*, was read the third time by short title and placed on its final passage.

Representative Froerer proposed Amendment 1:

1. Page 2, Lines 28 through 34

28 bond proceeds to:

29 (a) except as provided in Subsection (3), conduct or update
a seismic safety evaluation of each school district building ;

30 (i) constructed before 1975; and
(ii) used by the school district as a school; and

31 (b) provide a copy of a seismic safety evaluation prepared under
Subsection (1)(a) to

32 the Utah Seismic Safety Commission created in Section 63C-6-101.

33 (2) A seismic safety evaluation conducted under Subsection (1) shall be conducted by a

34 licensed structural engineer familiar with seismic codes.

(3) A school district is not required to conduct or update a seismic safety evaluation of a building as required in Subsection (1)(a) if the school district performed a seismic safety evaluation or study on the building within 20 years of the bond issuance.

Representative Froerer’s motion to amend passed on a voice vote.

Representatives Nielson and King commented.

H.B. 414, as amended, passed on the following roll call:

Yeas, 38; Nays, 33; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Barlow	Briscoe	Chavez–Houck
Christensen	Cosgrove	Cox	Doughty
Draxler	Duckworth	Edwards	Eliason
Fisher	Froerer	Greenwood	Handy
Hemingway	Hughes	Ipson	King
Kiser	Litvack	Mathis	Moss
Painter	Pitcher	Poulson	Powell
Ray	Seelig	Snow	V Peterson
Watkins	Webb	Wheatley	Wilcox
Wilson	Lockhart		

Voting in the negative were: Representatives

Anderson	Barrus	Bird	Butterfield
D Brown	Daw	Dougall	Dunnigan
Frank	Galvez	Gibson	Grover
Harper	Herrod	Hutchings	Ivory
J Peterson	Last	M Brown	McCay
Menlove	Morley	Newbold	Nielson
Noel	Oda	Perry	Sagers
Sandstrom	Sanpei	Sumsion	Vickers
Wright			

Absent or not voting were: Representatives

Dee	Hendrickson	McIff	Wiley
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H.B. 414, as amended, was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative McCay, the House voted to uncircle **H.B. 441**.

H.B. 441, CHARTER SCHOOL ENROLLMENT AMENDMENTS, *McCay*, was before the House on its final passage.

Representative McCay proposed Amendment 1:

- 1. Page 1, Line 14
House Committee Amendments 2-29-2012

14 families English language learners, or children of low income families ; and
- 2. Page 3, Lines 59 through 60:

59 (6) A charter school $\hat{H} \rightarrow$ whose mission is to enhance learning opportunities for children of
60 refugee families $\leftarrow \hat{H}$ may give an enrollment preference to ;
(a) children of refugee families { $\frac{-}{-}$ } ;
(b) English language learners; or
(c) children of low income families.

Representative McCay’s motion to amend passed on a voice vote.

Representative Arent commented.

On motion of Representative Menlove, the House voted to circle **H.B. 441**.

* * *

H.B. 400, TRAUMATIC HEAD AND SPINAL CORD INJURY REHABILITATION TRUST FUND, *Hutchings*, was read the third time by short title and placed on its final passage.

On motion of Representative Harper, the House voted to circle **H.B. 400**.

* * *

H.B. 442, COUNTY CORRECTIONAL FUNDING AMENDMENTS, *Noel*, was read the third time by short title and placed on its final passage. Representatives Briscoe, Greenwood, and Draxler commented.

H.B. 442 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Powell	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Hendrickson	M Brown	Poulson	Ray
Wiley			

H.B. 442 was transmitted to the Senate for its consideration.

* * *

H.B. 452, FAMILY EXPENSES AMENDMENTS, *Sandstrom*, was read the third time by short title and placed on its final passage.

On motion of Representative Sandstrom, the House voted to delete **H.B. 452** in title and body and insert **1st Sub. H.B. 452** in lieu thereof.

Representatives Sagers, Christensen, Snow, Bird, McIff, Powell, and Cox commented.

On motion of Representative Cox, the House voted to circle **1st Sub. H.B. 452**.

UNFINISHED BUSINESS

On motion of Representative Hutchings, the House voted to uncircle **H.B. 400**.

H.B. 400, TRAUMATIC HEAD AND SPINAL CORD INJURY REHABILITATION TRUST FUND, *Hutchings*, was before the House on its final passage.

Representative Hutchings proposed Amendment 1:

1. Page 1, Lines 1 through 2

1 TRAUMATIC HEAD AND SPINAL CORD INJURY
2 REHABILITATION {~~TRUST~~} FUND

2. Page 1, Lines 10 through 11:

10 This bill creates the Traumatic Spinal Cord and Brain Injury
11 Rehabilitation {~~Trust~~} Fund

11 and an advisory committee to administer {~~the fund~~} it .

3. Page 1, Lines 14 through 17:

14 ► creates and authorizes the Traumatic Spinal Cord and
15 Brain Injury Rehabilitation

15 Fund Advisory Committee to disburse funds received through
16 appropriations from

16 the Legislature and charitable gifts to assist charitable clinics
17 providing rehabilitation services for the

17 post-acute-care of people with traumatic spinal cord and brain
injuries.

4. Page 2, Lines 30 through 31:

30 CHAPTER 54. TRAUMATIC SPINAL CORD AND BRAIN
31 INJURY

31 REHABILITATION {~~TRUST~~} FUND

5. Page 2, Lines 33 through 34:

33 This chapter is known as the "Traumatic Spinal Cord and Brain
34 Injury Rehabilitation

34 {~~Trust~~} Fund.”

6. Page 2, Lines 36 through 46:

36 ~~26-54-102.~~ Creation -- Traumatic Spinal Cord and Brain Injury Rehabilitation

37 {~~Trust~~} Fund.

38 (1) There is created a restricted special revenue fund entitled the Traumatic Spinal

39 Cord and Brain Injury Rehabilitation {~~Trust~~} Fund.

40 (2) The fund shall consist of:

41 (a) gifts, grants, donations, or any other conveyance of money that may be made to the

42 fund from private sources; and

43 (b) amounts as appropriated by the Legislature {~~;~~ and

44 (c) a surcharge imposed on all motor vehicle violations of Title 41, Chapter 6a, Part 5,

45 Driving Under the Influence and Reckless Driving, Part 18, Motor Vehicles Safety Belt Usage

46 Act, and Part 6, Speed Restrictions} .

7. Page 2, Line 56 through Page 3, Line 61:

56 (5) Fund money shall be used to assist qualified IRC 501(c)(3) charitable clinics to

57 provide:

58 (a) physical, occupational, and speech therapy; and

59 (b) equipment {~~and supplies~~} necessary for daily living activities for people with spinal

60 cord and brain injuries {~~;~~ and

61 (c) prevention, research, and public education regarding spinal cord and brain injuries} .

8. Page 4, Lines 106 through 110:

106 (b) {~~investigate,~~} identify, evaluate, and review the quality of care available to people

107 with traumatic spinal cord and brain injuries through qualified IRC 501(c)(3) charitable clinics :

108 (c) explore, evaluate, and review {~~the bail schedule for offenses~~} possible funding sources and make a recommendation to the Legislature

109 {~~and the Judicial Council concerning an appropriate surcharge~~} regarding sources that would provide adequate

110 funding for the advisory committee to accomplish its responsibilities under this section: and

Representative Hutchings motion to amend passed on a voice vote.

Representatives Chavez–Houck, Dunnigan, and Hughes commented.

H.B. 400, as amended, passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Menlove	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

M Brown	Morley	Wiley
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H.B. 400, as amended, was transmitted to the Senate for its consideration.

COMMUNICATION FROM THE SENATE

Madam Speaker: March 1, 2012

The Senate requests the return of **S.B. 264, JUDICIAL CODE AMENDMENTS**, by Senator G. Davis, for reconsideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. On motion of Representative Ray, the House voted to lift **S.B. 264** from the Rules Committee and returned to the Senate for reconsideration.

RULES COMMITTEE REPORT

Madam Speaker: March 1, 2012

The following bills and resolutions were lifted from the Rules Committee and placed on the Third Reading Calendar:

- | | |
|--------------------------|---|
| 1st Sub. H.B. 157 | Currency Amendments (Rep. B. Galvez) |
| 1st Sub. H.J.R. 9 | Joint Resolution on Monetary Declaration
(Rep. B. Galvez) |
| 2nd Sub. H.B. 175 | Second Hand Item Transactions (Rep. J. Seelig) |
| H.B. 351 | Opt Out Executive Order on White House Rural Council
(Rep. K. Ivory) |
| H.B. 367 | Trust Lands Amendments (Rep. M. Noel) |
| 2nd Sub. H.B. 502 | Incorporation Amendments (Rep. M. Brown) |
| H.B. 478 | Economic Development Through Sports Promotion
(Rep. B. Dee) |
| H.J.R. 16 | Joint Resolution – Judicial Service Commendation
(Rep. K. McIff) |
| 1st Sub. H.B. 231 | Guardianship Amendments (Rep. K. Powell) |
| H.B. 492 | Training School Nurses (Rep. P. Ray) |
| 2nd Sub. H.B. 216 | Political Subdivision Residential Rental Amendments
(Rep. K. Sumsion) |
| H.B. 336 | Electronic High School Amendments (Rep. S. Sandstrom) |
| 1st Sub. H.B. 437 | Public Employee Health Care Benefits (Rep. B. Daw) |
| H.J.R. 14 | Joint Resolution Urging Passage of the Market Equity Act
of 2011 and the Marketplace Fairness Act
(Rep. S. Eliason) |
| H.B. 501 | Youth Suicide Prevention (Rep. E. Hutchings) |
| H.B. 456 | Traffic Violations Around School Buses (Rep. B. Wilson) |
| H.B. 260 | Pedestrians on Highways (Rep. L. Perry) |
| 1st Sub. H.B. 133 | Vehicle Registration Amendments (Rep. J. Peterson) |

H.B. 449	Public Employee Status Modifications (Rep. B. Dee)
H.B. 337	Open Government Amendments (Rep. J. Dougall)
H.C.R. 3	Concurrent Resolution on Airport Security (Rep. K. Ivory)
1st Sub. H.B. 320	Utility Facility Siting (Rep. D. Sagers)
H.B. 346	Amendments Regarding Competency to Stand Trial (Rep. L. Christensen)
1st Sub. H.B. 417	Education on Process for Electing Public Officials (Rep. S. Barlow)
H.B. 313	Local Health Regulation (Rep. J. Anderson)
H.B. 427	Tax Law Modifications (Rep. R. Wilcox)
H.B. 497	Clearance for Direct Patient Access (Rep. B. Last)
H.B. 506	Martin Luther King, Jr. Special Group License Plate (Rep. R. Chavez–Houck)
1st Sub. H.B. 123	Education Savings Accounts (Rep. J. Dougall)

Wayne A. Harper, Chair

Report filed. On motion of Representative Harper, the report of the Rules Committee was adopted.

MISCELLANEOUS BUSINESS

On motion of Representative Harper, the House voted to lift **1st Sub. S.B. 243** from the Rules Committee and placed it at the bottom of the Consent Calendar.

FINAL REPORTS OF STANDING COMMITTEES BILLS RETURNED TO RULES COMMITTEE

Madam Speaker:

March 1, 2012

Without committee review, the Business and Labor Committee has returned **H.B. 54**, PRESCRIPTION DRUG ACCESS IN RURAL AREAS, by Representative D. Pitcher, to the Rules Committee; and

The Business and Labor Committee recommends **H.B. 56**, CONDOMINIUM AMENDMENTS, by Representative D. Litvack, be replaced with **1st Sub. H.B. 56**, CONDOMINIUM AMENDMENTS, and has returned it to the Rules Committee without recommendation; and

The Business and Labor Committee recommends **H.B. 63**, MOBILE HOME PARK RESIDENCY ACT AMENDMENTS, by Representative Janice Fisher, be replaced with **2nd Sub. H.B. 63**, MOBILE HOME PARK RESIDENCY ACT AMENDMENTS, and has returned it to the Rules Committee without recommendation; and

The Business and Labor Committee has tabled **1st Sub. H.B. 64**, AMENDMENTS TO PUBLIC EMPLOYEE HEALTH CARE, by Representative B. Doughty, and has returned it to the Rules Committee; and

The Business and Labor Committee recommends **H.B. 66**, DEFERRED DEPOSIT LENDING AMENDMENTS, by Representative B. Daw, be replaced with **2nd Sub. H.B. 66**, DEFERRED DEPOSIT LENDING AMENDMENTS, and has returned it to the Rules Committee without recommendation; and

Without committee review, the Business and Labor Committee has returned **H.B. 93**, CHILD SUPPORT – HEALTH INSURANCE FOR CHILDREN WITH DISABILITIES, by Representative R. Edwards, to the Rules Committee; and

Without committee review, the Business and Labor Committee has returned **H.B. 110**, UTAH FIT PREMISES ACT AMENDMENTS, by Representative L. Hemingway, to the Rules Committee; and

Without committee review, the Business and Labor Committee has returned **H.B. 134**, PATIENT ACCESS REFORM, by Representative M. Brown, to the Rules Committee; and

Without committee review, the Business and Labor Committee has returned **H.B. 154**, CERTIFIED COURT REPORTING LICENSING ACT AMENDMENTS, by Representative M. Morley, to the Rules Committee; and

Without committee review, the Business and Labor Committee has returned **H.B. 205**, CHECK CASHING AND DEFERRED DEPOSIT LENDING REGISTRATION ACT AMENDMENTS, by Representative J. Nielson, to the Rules Committee; and

With committee review, the Business and Labor Committee has returned **H.B. 211**, INSURANCE COVERAGE FOR AMINO ACID–BASED FORMULA, by Representative C. Moss, to the Rules Committee without recommendation; and

Without committee review, the Business and Labor Committee has returned **H.B. 217**, GIFT CARD PROVISIONS, by Representative V. Peterson, to the Rules Committee; and

Without committee review, the Business and Labor Committee has returned **H.B. 222**, ESCORT SERVICES LICENSING AMENDMENTS, by Representative P. Ray, to the Rules Committee; and

Without committee review, the Business and Labor Committee has returned **H.B. 242**, INSURANCE BILLING FOR ATHLETIC TRAINERS, by Representative P. Ray, to the Rules Committee; and

Without committee review, the Business and Labor Committee has returned **1st Sub. H.B. 278**, ARRESTED PERSONS' HEALTH INSURANCE PROVISIONS, by Representative B. Daw, to the Rules Committee; and

Without committee review, the Business and Labor Committee has returned **H.B. 303**, INSURANCE COVERAGE FOR CHILDREN WITH HEARING IMPAIRMENTS, by Representative R. Edwards, to the Rules Committee; and

Without committee review, the Business and Labor Committee has returned **H.B. 335**, PROFESSIONAL LICENSING AMENDMENTS, by Representative J. Dougall, to the Rules Committee; and

The Business and Labor Committee recommends **H.B. 362**, FOOD HANDLER TRAINING AMENDMENTS, by Representative J. Anderson, be replaced with **2nd Sub. H.B. 362**, FOOD HANDLER TRAINING AMENDMENTS, with the following amendments, and has returned it to the Rules Committee without recommendation.

1. Page 2, Lines 33 through 38

33 (1) As used in this section:

34 (a) "Approved training provider" means an entity:

35 (i) using a training program accredited by the American National Standards Institute under ANSI ASTM

36 International E2659-09 Standard Practice for Certificate Programs: {~~and~~ } or

37 (ii) approved by the department under Subsection (7) to provide a food handler training

38 certificate course and test.

2. Page 3, Lines 61 through 65

61 (5) (a) A person serving as a food handler for a food service establishment shall obtain

62 a food handler permit:

63 (i) within 30 days of initial employment with a food service establishment or prior to handling any food ;

64 (ii) immediately upon expiration of the person's food handler permit; and

65 (iii) every three years thereafter. ; and

Without committee review, the Business and Labor Committee has returned **H.B. 379**, OCCUPATIONAL LICENSING AMENDMENTS, by Representative J. Peterson, to the Rules Committee; and

Without committee review, the Business and Labor Committee has returned **H.B. 423**, DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL PRIVATIZATION TASK FORCE, by Representative C. Frank, to the Rules Committee; and

The Business and Labor Committee has returned **H.B. 440**, SURVEYOR LICENSING AMENDMENTS, by Representative V. Peterson, to the Rules Committee with the following amendments:

1. Page 3, Lines 71 through 76:

71 ~~[(d)-(i)]~~ (ii) have graduated and received an [associates,
bachelors, or masters]

72 associate's degree from a land surveying program~~[-or an equivalent
land surveying program,~~

73 ~~such as a program offered by the Utah College of Applied
Technology as approved by the State~~

74 ~~Board of Regents, established by rule by the division in
collaboration with the board], {-and-}~~

75 [have] successfully completed a program of qualifying experience
in land surveying , and met the requirements described in Subsections
(3)(a), (b), (c), and (e)

76 ~~[established by rule by the division in collaboration with the board],
before July 1, 2020; [or]; and~~

Without committee review, the Business and Labor Committee has returned **H.B. 466**, FORUM REQUIREMENTS, by Representative B. Doughty, to the Rules Committee; and

Without committee review, the Business and Labor Committee has returned **S.B. 192**, BOND VALIDATION ACT AMENDMENTS, by Senator B. McAdams, to the Rules Committee.

James A. Dunnigan, Chair

Reports filed. On motion of Representative Dunnigan, the reports of the Business and Labor committee were adopted and the bills were referred to the Rules Committee.

* * *

Madam Speaker:

March 1, 2012

Without committee review, the Education Committee has returned **H.B. 84**, TEACHER LICENSING, by Representative G. Hughes, to the Rules Committee; and

With committee review, the Education Committee has returned **1st Sub. H.B. 135**, FOCUS ON FRONT-LINE TEACHERS PROGRAM, by Representative J. Nielson, to the Rules Committee without recommendation with the following amendments:

1. Page 1, Lines 9 through 10:

9 This bill provides additional {~~WPU~~s to a school district or
charter school with a higher
10 than average percentage of resources allocated to front-line
teachers} funding to certain education agencies that meet certain
criteria .

2. Page 1, Lines 13 through 17:

13 ► defines terms; {~~and~~}
14 ► creates the Focus on Front-Line Teachers Program,
which provides for the
15 distribution of additional WPU to a qualifying district or charter
school, depending
16 on how relatively high the district or charter school is in comparison
to the state
17 average in its allocation of resources for front-line
teachers {~~—~~} : and
► requires certain education agencies to report information on
front-line teachers to the Education Interim Committee;

3. Page 1, Lines 19 through 21:

19 This bill appropriates:
20 ► to the Basic School Program, as an ongoing
appropriation:
21 • from the Education Fund, \$5,000,000 {~~—~~} : and
► to the Utah State Board of Education – Utah Schools for

the Deaf and the Blind, as an ongoing appropriation:

- from the Education Fund, \$40,000.

4. Page 4, Lines 97 through 98:

97 (c) the results of the audit described in Subsection (5).

(7) By the November Interim meeting each year, the Utah Schools for the Deaf and the Blind shall report to the Education Interim Committee the front-line teacher percentage, the compensation percentage, and the LEA percentage, calculated for the Utah Schools for the Deaf and the Blind.

98 {~~(7)~~} (8) The State Board of Education may use no more than 1% of money appropriated for

5. Page 4, Line 109:

109	<u>Focus on Front-Line Teachers</u>	
	<u>Program (1775 WPU's)</u>	<u>\$5,000,000</u>
	<u>To Utah State Board of Education –</u>	
	<u>Utah Schools for the Deaf and the Blind</u>	
	<u>From Education Fund</u>	<u>\$40,000</u>
	<u>Schedule of Programs:</u>	
	<u>Instruction</u>	<u>\$40,000</u> ; and

Without committee review, the Education Committee has returned **H.B. 207**, REQUIREMENTS TO CREATE SCHOOL DISTRICTS, by Representative J. Dougall, to the Rules Committee; and

With committee review, the Education Committee has returned **H.B. 212**, DIVIDING SCHOOL DISTRICTS, by Representative J. Bird, to the Rules Committee without recommendation; and

With committee review, the Education Committee recommends **H.B. 322**, HIGHER EDUCATION TENURE, by Representative C. Herrod, be replaced with **1st Sub. H.B. 322**, HIGHER EDUCATION TENURE, and has returned it to the Rules Committee without recommendation; and

Without committee review, the Education Committee has returned **H.B. 324**, PROVISIONAL TEACHING MODIFICATIONS, by Representative C. Herrod, to the Rules Committee; and

Without committee review, the Education Committee has returned **H.B. 331**, SCHOOL BOARD ELECTION PROVISIONS, by Representative J. Nielson, to the Rules Committee; and

Without committee review, the Education Committee has returned **H.B. 370**, EDUCATION ON FREE ENTERPRISE SYSTEM, by Representative K. Grover, to the Rules Committee; and

Without committee review, the Education Committee has returned **H.B. 381**, PUBLIC EDUCATION – ASSESSMENT AMENDMENTS, by Representative B. Daw, to the Rules Committee; and

With committee review, the Education Committee has returned **H.B. 398**, ALLOCATION OF SCHOOL TRUST LANDS FUNDS, by Representative C. Herrod, to the Rules Committee for interim study with the following amendments:

1. Page 1, Lines 16 through 18:

16 • {–a–} if a school district has an enrollment of
fewer than 20,000 students, the school {–district may not lose more
than \$2–} district’s allocation per student may not be
less than the school

17 district’s per student allocation in the 2011–12 school year as a
result of the

18 change in the formula.

2. Page 3, Lines 59 through 63:

59 (b) (i) The State Board of Education shall annually distribute
funds to a school district

60 so that a school district {–does not lose more than \$2.00 per
student } with an enrollment of fewer than 20,000 students does not
receive less money per student compared to the school

61 district’s per student allocation under this section in the 2011–12
school year as a result of the

62 change in the distribution formula under Subsection (3)(a)
beginning with the 2012–13 school

63 year. ; and

Without committee review, the Education Committee has returned **H.B. 445**, CLUBS IN PUBLIC SCHOOLS, by Representative S. Sandstrom, to the Rules Committee; and

Without committee review, the Education Committee has returned **S.B. 151**, STUDENT OPPORTUNITY SCHOLARSHIPS, by Senator H. Stephenson, to the Rules Committee; and

Without committee review, the Education Committee has returned **S.B. 196**, SOFTWARE FOR SPECIAL NEEDS CHILDREN, by Senator W. Niederhauser, to the Rules Committee.

Francis D. Gibson, Chair

Reports filed. On motion of Representative Gibson, the reports of the Education committee were adopted and the bills were referred to the Rules Committee.

* * *

Madam Speaker:

March 1, 2012

The Health and Human Services Committee has returned **H.B. 165**, PHARMACY PATIENT COUNSELING AMENDMENTS, by Representative M. Poulson, to the Rules Committee without recommendation with the following amendments:

1. Page 1, Lines 10 through 14:

10 Highlighted Provisions:

11 This bill:

12 ► amends definitions;

13 ► amends patient counseling provisions; ~~{-and-}~~
 14 ► requires rulemaking; and

14 ► makes technical changes.

2. Page 1, Line 21:

21 58-17b-102, as last amended by Laws of Utah 2010, Chapter
 101

58-17b-309, as last amended by Laws of Utah 2011, Chapter 76

3. Page 7, Line 212 through Page 8, Line 215:

212 (43) "Patient counseling" means ~~[the]~~ written ~~[and]~~ or oral
 communication by ~~[the]~~ a

213 pharmacist ~~{-or-}~~ a pharmacy intern ~~[of information, to~~
~~the]~~ , or other person with dispensing authority with a patient ~~[of~~
 caregiver, in order], or

214 a patient's agent, to ensure the proper use of [drugs, devices, and dietary supplements] a drug,

215 device, or dietary supplement.

4. Page 13, Lines 374 through 384:

374 (2) A class D pharmacy shall provide oral patient counseling by telephone, or by video

375 conferencing over a secure data connection, for each prescription drug it dispenses to a patient

376 in this state.

377 (3) (a) [~~The provisions of Subsections (1) and (2) do not apply to~~] If a class A

378 pharmacy or a class D pharmacy dispenses a prescription drug for a patient who is incarcerated

379 [~~patients or persons~~] {~~or~~ otherwise under the jurisdiction of } by the Utah Department of Corrections

380 or a county detention facility[~~.(b) A~~] in this state, the pharmacy shall provide patient

381 counseling for the prescription by written or oral communication [with a person described in

382 Subsection (3)(a) shall be used by a pharmacist or pharmacy intern] {~~in lieu of~~} [a face-to-face or

383 telephonic communication for the purpose of counseling the patient] {~~the oral communication~~}

384 {~~required under Subsection (1) or (2)~~} .

5. Page 13, Line 384:

384 required under Subsection (1) or (2).

(4) This section shall be implemented in accordance with rules made by the division in consultation with the Board of pharmacy and in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

6. Page 12, Lines 357 through 358:

357 dispenses drugs intended for use by animals or for sale to veterinarians for the administration

358 for animals.

Section 2. Section 58-17B-309 is amended to read:

58-17b-309. Exemptions from licensure.

(1) For purposes of this section:

(a) "Cosmetic drug":

(i) means a prescription drug that is:

(A) for the purpose of promoting attractiveness or altering the appearance of an individual; and

(B) listed as a cosmetic drug subject to the exemption under this section by the division by administrative rule; and

(ii) does not include a prescription drug that is:

(A) a controlled substance;

(B) compounded by the physician; or

(C) prescribed or used for the patient for the purpose of diagnosing, curing, mitigating, treating, or preventing a disease.

(b) "Injectable weight loss drug":

(i) means an injectable prescription drug:

(A) prescribed to promote weight loss; and

(B) listed as an injectable prescription drug subject to exemption under this section by the division by administrative rule; and

(ii) does not include a prescription drug that is a controlled substance.

(c) "Patient counseling":

(i) is as defined in Section 58-17b-102; and

(ii) is limited to in-person face-to-face oral communication or communication by video conferencing over a secure data connection.

~~{-(e)-}~~ (d) "Prescribing practitioner" means an individual licensed under:

(i) Chapter 31b, Nurse Practice Act, as an advanced practice registered nurse with prescriptive practice;

(ii) Chapter 67, Utah Medical Practice Act;

(iii) Chapter 68, Utah Osteopathic Medical Practice Act; or

(iv) Chapter 70a, Physician Assistant Act.

(2) In addition to the exemptions from licensure in Section 58-1-307, the following individuals may engage in the acts or practices described in this section without being licensed under this chapter:

(a) a person selling or providing contact lenses in accordance with Section 58-16a-801;

(b) an individual engaging in the practice of pharmacy technician under the direct personal supervision of a pharmacist while

making satisfactory progress in an approved program as defined in division rule;

(c) a prescribing practitioner who prescribes and dispenses a cosmetic drug or an injectable weight loss drug to the prescribing practitioner's patient in accordance with Subsection (4); and

(d) an optometrist, as defined in Section 58-16a-102, acting within the optometrist's scope of practice as defined in Section 58-16a-601, who prescribes and dispenses a cosmetic drug to the optometrist's patient in accordance with Subsection (4).

(3) In accordance with Subsection 58-1-303(1)(a), an individual exempt under Subsection (2)(b) must take all examinations as required by division rule following completion of an approved curriculum of education, within the required time frame. This exemption expires immediately upon notification of a failing score of an examination, and the individual may not continue working as a pharmacy technician even under direct supervision.

(4) A prescribing practitioner or optometrist is exempt from licensing under the provisions of this part if the prescribing practitioner or optometrist:

(a) (i) writes a prescription for a drug the prescribing practitioner or optometrist has the authority to dispense under Subsection (4)(b); and

(ii) informs the patient:

(A) that the prescription may be filled at a pharmacy or dispensed in the prescribing practitioner's or optometrist's office;

(B) of the directions for appropriate use of the drug;

(C) of potential side-effects to the use of the drug; and

(D) how to contact the prescribing practitioner or optometrist if the patient has questions or concerns regarding the drug;

(b) dispenses a cosmetic drug or injectable weight loss drug only to the prescribing practitioner's patients or for an optometrist, dispenses a cosmetic drug only to the optometrist's patients; and

(c) follows labeling, record keeping, patient counseling, and storage requirements established by administrative rule adopted by the division in consultation with the boards listed in Subsection (5)(a).

(5) (a) The division, in consultation with the board under this chapter, the Physician Licensing Board, the Osteopathic Physician Licensing Board, the Physician Assistant Licensing Board, the Board of Nursing, and the Optometrist Licensing Board shall adopt administrative

rules pursuant to Title 63G, Chapter 3, Utah Administrative Rulemaking Act to designate:

(i) the prescription drugs that may be dispensed as a cosmetic drug or weight loss drug under this section; and

(ii) the requirements under Subsection (4)(c).

(b) When making a determination under Subsection (1)(a), the division and boards listed in Subsection (5)(a), may consider any federal Food and Drug Administration indications or approval associated with a drug when adopting a rule to designate a prescription drug that may be dispensed under this section.

(c) The division may inspect the office of a prescribing practitioner or optometrist who is dispensing under the provisions of this section, in order to determine whether the prescribing practitioner or optometrist is in compliance with the provisions of this section. If a prescribing practitioner or optometrist chooses to dispense under the provisions of this section, the prescribing practitioner or optometrist consents to the jurisdiction of the division to inspect the prescribing practitioner's or optometrist's office and determine if the provisions of this section are being met by the prescribing practitioner and optometrist.

(d) If a prescribing practitioner or optometrist violates a provision of this section, the prescribing practitioner or optometrist may be subject to discipline under:

(i) this chapter; and

(ii) (A) Chapter 16a, Utah Optometry Practice Act;

(B) Chapter 31b, Nurse Practice Act;

(C) Chapter 67, Utah Medical Practice Act;

(D) Chapter 68, Utah Osteopathic Medical Practice Act; or

(E) Chapter 70a, Physician Assistant Act.

(6) Except as provided in Subsection (2)(d), this section does not restrict or limit the scope of practice of an optometrist or optometric physician licensed under Chapter 16a, Utah Optometry Practice Act.

Renumber remaining sections accordingly; and

The Health and Human Services Committee has returned **H.B. 202**, CHILD PROTECTION AMENDMENTS, by Representative C. Watkins, to the Rules Committee without recommendation with the following amendments:

- 1. Page 1, Line 18:

18 parent’s or guardian’s proper use of prescribed medication; and

- 2. Page 1, Lines 20 through 22:

20 is due to a parent’s or guardian’s proper use of prescribed medication {~~;~~} = {~~and~~}

21 {~~▶—states that an employee of the Division of Child and Family Services who violates~~

22 ~~these provisions is subject to discipline.~~}

- 3. Page 2, Lines 45 through 46:

45 {~~(3) An employee of the division who violates these provisions is subject to discipline.~~

46 up to and including termination from employment. } ; and

The Health and Human Services Committee has returned **H.B. 203**, PARENTAL RIGHTS REVISIONS, by Representative C. Watkins, to the Rules Committee without recommendation with the following amendments:

- 1. Page 1, Lines 12 through 14:

12 ▶ provides that before ordering termination, the court {~~shall~~} may consider whether

13 terminating a parent’s rights will cause a child to lose meaningful contact with other

14 members of the child’s ethnic group or race; and

- 2. Page 2, Lines 55 through 57:

55 (2) Prior to termination, the court {~~shall~~} may consider whether terminating a parent’s rights

56 will cause the child to lose meaningful contact with other members of the child’s ethnic group

57 or race. ; and

The Health and Human Services Committee recommends **H.B. 308**, PARENTAL RIGHTS OF BIOLOGICAL FATHERS, by Representative

C. Watkins, be replaced with **2nd Sub. H.B. 308**, PARENTAL RIGHTS OF BIOLOGICAL FATHERS, and has returned it to the Rules Committee without recommendation.

Paul Ray, Chair

Reports filed. On motion of Representative Ray, the reports of the Health and Human Services committee were adopted and the bills were referred to the Rules Committee.

* * *

Madam Speaker:

March 1, 2012

The Public Utilities and Technology Committee recommends **H.B. 120**, INFORMATION TECHNOLOGY COST-SAVINGS INCENTIVE, by Representative L. Perry, be replaced with **2nd Sub. H.B. 120**, DEPARTMENT OF TECHNOLOGY SERVICES AMENDMENTS, with the following amendments, and has returned it to the Rules Committee without recommendation.

1. Page 1, Line 14:

After “requires” insert “the department an”

After “agency” delete the “,” and after “department” delete the “,”

2. Page 2, Line 54:

At the beginning of the sentence delete “An” and insert “The department and an”

After “agency” delete the “,” and after “department” delete the “,”; and

With committee review, the Public Utilities and Technology Committee has returned **1st Sub. H.B. 291**, FUNDING FOR BURYING UTILITY LINES, by Representative J. Briscoe, to the Rules Committee; and

Without committee review, the Public Utilities and Technology Committee has returned **S.B. 94**, ELECTRIC POWER FACILITIES AMENDMENTS, by Senator C. Bramble, to the Rules Committee.

Michael E. Noel, Chair

Reports filed. On motion of Representative Noel, the reports of the Public Utilities and Technology committee were adopted and the bills were referred to the Rules Committee.

* * *

Madam Speaker:

March 1, 2012

The Judiciary Committee has returned **H.B. 130**, CUSTODIAL INTERFERENCE AMENDMENTS, by Representative G. Froerer, to the Rules Committee with the following amendments:

1. Page 7, Lines 211 through 212:

211 takes, entices, conceals, detains, or withholds the child from the person entitled to visitation of

212 the child ~~{for at least 24 hours}~~ , with the intent to interfere with the visitation of the child.

2. Page 8, Lines 215 through 216:

215 takes, entices, conceals, detains, or withholds the child from a person who is entitled to custody

216 of the child ~~{for at least 24 hours}~~ , with the intent to interfere with the custody of the child.

3. Page 8, Lines 219 through 220:

219 ~~[(4)] (3)~~ Except as provided in Subsection ~~[(5)] (4)~~, the actor described in Subsection

220 (2) is guilty of a class A misdemeanor upon the second documented commission of custodial interference ~~[if the actor:]~~.

4. Page 8, Lines 225 through 230:

225 ~~[(5)] (4)~~ Custodial interference is a felony of the third degree if ~~{-}~~ , ~~{-}~~ ~~{-}~~

226 ~~(a)~~ } during the course of the custodial interference, the actor described in Subsection (2)

227 removes, causes the removal, or directs the removal of the child from the state ~~{-}~~ . ~~{-}~~ ~~{-or}~~

228 ~~(b) the actor described in Subsection (2) has been convicted of or held in contempt for~~

229 ~~custodial interference at least twice in the two-year period immediately preceding the day on~~

230 ~~which the most recent commission of custodial interference described in Subsection (2) occurs.~~ } ; and

With committee review, the Judiciary Committee has returned **H.B. 199**, ELIMINATION OF DAYLIGHT SAVING TIME, by Representative J. Nielson, to the Rules Committee without recommendation; and

Without committee review, the Judiciary Committee has returned **H.B. 235**, OFFER OF JUDGMENT IN CIVIL CASES, by Representative K. Ivory, to the Rules Committee; and

Without committee review, the Judiciary Committee has returned **H.B. 309**, DISTRIBUTION OF PROPERTY BY CHANCE, by Representative K. Powell, to the Rules Committee; and

The Judiciary Committee has returned **H.B. 315**, DOMESTIC VIOLENCE AND DATING VIOLENCE AMENDMENTS, by Representative P. Ray, to the Rules Committee, without recommendation, with the following amendments:

1. Page 1, Line 17:

17 • the parties are emancipated or ~~{-18-}~~ 19 years of age or older;

2. Page 28, Line 840:

840 (ii) is ~~{-18-}~~ 19 years of age or older; ; and

Without committee review, the Judiciary Committee has returned **H.B. 328**, JUDICIAL PERFORMANCE EVALUATION AMENDMENTS, by Representative V. L. Snow, to the Rules Committee; and

With committee review, the Judiciary Committee has returned **H.B. 457**, EMINENT DOMAIN REVISIONS, by Representative B. Last, to the Rules Committee without recommendation with the following amendments:

1. Page 1, Line 14:

14 ~~{-► changes the date on attorney fees to 2009;-}~~

2. Page 7, Lines 188 through 189:

188 ~~{-(12) Subsections (3) through (10) do not apply to an action filed before July 1, [2010]}~~

189 2009. }

3. Page 8, Lines 226 through 232:

226 bond in an amount and with sureties as determined and approved by the court. ~~{-+}~~ Condemner,

227 whether a public or private body, may, at any time prior to ~~{final payment of compensation and~~

228 ~~damages awarded the defendant}~~ a decision at trial on damages by the court or jury, abandon the proceedings and cause the

229 action to be dismissed without prejudice, provided, however, that as a condition of dismissal

230 condemner first compensate condemnee for all damages he has sustained and also reimburse

231 him in full for all reasonable and necessary expenses actually incurred by condemnee because

232 of the filing of the action by condemner, including attorney fees. ~~{-}~~ ; and

Without committee review, the Judiciary Committee has returned **H.J.R. 8**, JOINT RESOLUTION APPLYING FOR AN ARTICLE V AMENDMENTS CONVENTION, by Representative B. Daw, to the Rules Committee; and

Without committee review, the Judiciary Committee has returned **S.B. 214**, JUSTICE COURT PROCESS AMENDMENTS, by Senator C. Bramble, to the Rules Committee.

Kay L. McIff, Chair

Reports filed. On motion of Representative McIff, the reports of the Judiciary committee were adopted and the bills were referred to the Rules Committee.

* * *

Madam Speaker:

March 1, 2012

Without committee review, the Law Enforcement and Criminal Justice Committee has returned **H.B. 221**, SEXUAL TRAFFICKING, by Representative K. Grover, to the Rules Committee; and

Without committee review, the Law Enforcement and Criminal Justice Committee has returned **H.B. 227**, SEX TRAFFICKING – PENALTIES, by Representative K. Grover, to the Rules Committee; and

Without committee review, the Law Enforcement and Criminal Justice Committee has returned **H.B. 228**, CRIMINAL GANG AMENDMENTS, by Representative C. Oda, to the Rules Committee; and

With committee review, the Law Enforcement and Criminal Justice Committee has returned **H.B. 463**, MEDICAID INSPECTOR GENERAL, by Representative B. Wright, to the Rules Committee without recommendation.

Curtis Oda, Chair

Reports filed. On motion of Representative Oda, the reports of the Law Enforcement and Criminal Justice committee were adopted and the bills were referred to the Rules Committee.

* * *

Madam Speaker:

March 1, 2012

The Natural Resources, Agriculture, and Environment Committee has returned **H.B. 102**, BLASTING REGULATIONS, by Representative R. Edwards, to the Rules Committee with the following amendments:

1. Page 2, Line 50

House Committee Amendments 2-10-2012:

50 (c) the frequency, in inches per second, of blast vibrations at a mining operation.

(4) In making the rules described in Subsections (2) and (3), the board may not make a rule to regulate conduct that is regulated under federal law, but may incorporate existing federal law into the rules by reference. ; and

With committee review, the Natural Resources, Agriculture, and Environment Committee recommends **H.B. 209**, UTAH LANDS PROTECTION ACT, by Representative F. Cox, et al, be replaced with **1st Sub. H.B. 209**, UTAH LANDS PROTECTION ACT, and has returned it to the Rules Committee with the following amendments:

1. Page 1, Lines 18 through 19:

18 ► prohibits the Division of Forestry, Fire, and State Lands from selling or

19 substantially changing the {~~management~~} use of certain sovereign lands;

 ► provides for the Division of Forestry, Fire, and State Lands to manage all sovereign lands that are not obtained specifically for use by another department or agency of the state;

2. Page 3, Lines 63 through 65:

63 (1) The division is the management authority for sovereign
lands that are not obtained specifically for use by another department
or agency of the state , and may, except as
64 provided in { Subsection } Subsections (5) and (6) ,
exchange, sell, or lease sovereign lands but only in the quantities
65 and for the purposes [as] that serve the public interest and do not
interfere with the public trust.

3. Page 3, Line 70 through Page 4, Line 82:

70 (4) (a) If any United States public lands owned or claimed
by the federal government on
71 January 1, 2012, become sovereign lands, { then } the State
School Fund, { pursuant to } in accordance with Utah
72 Constitution, Article X, Section 5, Subsection (5)(b), shall
receive from the federal government 5% of the net proceeds from
73 the sale of those lands.

(b) Except as provided in Subsection (4)(c), when the state sells
sovereign lands described in Subsection (4)(a), the state shall deposit into
the State School Fund an amount equal to 0.05 multiplied by the fair
market value of the sovereign lands on the day on which the lands
become sovereign lands.

(c) (i) Subsection (4)(b) does not apply, if, at the time that the lands
became sovereign lands:

(A) the state paid fair market value for the lands; and

(B) 5% of the net proceeds received by the federal government for the
sale of the lands was deposited into the State School Fund.

(ii) If, at the time that lands described in Subsection (4)(a) became
sovereign lands, the state paid less than fair market value for the lands,
the state shall, when the state sells the sovereign lands, deposit into the
State School Fund the difference between:

(A) the amount that would have been deposited into the State School
Fund by the federal government if the state had paid fair market value for
the land; and

(B) the amount that was deposited into the State School Fund by the
federal government at the time that the lands became sovereign lands.

(5) If sovereign lands described in Subsection (4)(a) are not obtained
specifically for use by a department or agency of the state other than the

division, the division may not substantially change the use of those lands unless the division:

(a) makes a written finding that the change serves the public interest and does not interfere with the public trust; and

(b) submits a copy of the finding to:

(i) (A) the Legislative Management Committee; or

(B) another committee designated by the Legislative Management Committee; and

(ii) the office of the Lieutenant Governor.

74 ~~{(5)}~~ (6) ~~{If}~~ Notwithstanding any other provision of this section, if any of the following become sovereign lands, the division may not sell the

75 sovereign lands or substantially change the ~~{management policies that relate to}~~ use of those sovereign

76 lands from the ~~{management policies that were in effect for}~~ use of those sovereign lands on January 1,

77 2012:

78 (a) Arches National Park;

79 (b) Bryce Canyon National Park;

80 (c) Canyonlands National Park;

81 (d) Capitol Reef National Park; or

82 (e) Zion National Park.

Roger E. Barrus, Chair

Reports filed. On motion of Representative Barrus, the reports of the Natural Resources, Agriculture, and Environment committee were adopted and the bills were referred to the Rules Committee.

* * *

Madam Speaker:

March 1, 2012

With committee review, the Transportation Committee has returned **H.B. 71**, VEHICLE WINDOW TINT AMENDMENTS, by Representative D. Butterfield, to the Rules Committee without recommendation; and

The Transportation Committee recommends **H.B. 152**, EMISSIONS AMENDMENTS, by Representative D. Brown, be replaced with **1st Sub. H.B. 152**, EMISSIONS AMENDMENTS, and has returned it to the Rules Committee without recommendation; and

The Transportation Committee recommends **H.B. 327**, OPERATION OF BICYCLES ON HIGHWAYS, by Representative J. Anderson, be replaced with **1st Sub. H.B. 327**, OPERATION OF BICYCLES ON HIGHWAYS, with the following amendments, and has returned it to the Rules Committee without recommendation:

1. Page 1, Lines 16 through 20:

16 { ~~► provides that a person may operate a vehicle to the left of~~
~~center of the roadway,~~
 17 ~~including in a no-passing zone, when a bicycle or moped~~
~~proceeding in the same~~
 18 ~~direction at a speed less than the reasonable speed of traffic then~~
~~present requires~~
 19 ~~operating the vehicle to the left of the center of the roadway except~~
~~under certain~~
 20 ~~circumstances;—}~~

2. Page 2, Lines 43 through 52:

43 Utah Code Sections Affected:

44 AMENDS:

45 13-20-2, as last amended by Laws of Utah 2008, Chapter 175

46 13-35-102, as last amended by Laws of Utah 2007, Chapter 86

47 41-1a-202, as last amended by Laws of Utah 2008, Chapter 36

48 41-6a-102, as last amended by Laws of Utah 2009, Chapter 311

49 41-6a-305, as renumbered and amended by Laws of Utah 2005,
 Chapter 2

50 { ~~41-6a-701, as renumbered and amended by Laws of Utah~~
~~2005, Chapter 2~~

51 41-6a-708, as renumbered and amended by Laws of Utah 2005,
 Chapter 2-}

52 41-6a-710, as last amended by Laws of Utah 2009, Chapter 292

3. Page 20, Line 614 through Page 22, Line 661:

614 { ~~Section 6. Section 41-6a-701 is amended to read:~~

615 41-6a-701. Duty to operate vehicle on right side of roadway—
 Exceptions.

616 (1) On all roadways of sufficient width, a person operating a
 vehicle shall operate the

617 vehicle on the right half of the roadway, except:

618 (a) when overtaking and passing another vehicle proceeding in
 the same direction

619 under the rules governing that movement;

620 (b) when an obstruction requires operating the vehicle to the left
 of the center of the

621 roadway subject to the provisions of Subsection (2);

622 ~~(c) when overtaking and passing a bicycle or moped proceeding
 in the same direction~~

623 ~~at a speed less than the reasonable speed of traffic then present
 requires operating the vehicle to~~

624 ~~the left of the center of the roadway subject to the provisions of
 Subsection (2);~~

625 ~~[(c)] (d)~~ on a roadway divided into three marked lanes for traffic
 under the applicable

626 rules; or

627 ~~[(d)] (e)~~ on a roadway designed and signposted for one-way
 traffic.

628 ~~(2)(a)~~ A person operating a vehicle shall yield the right-of-way
 to a vehicle:

629 ~~[(a)] (i)~~ traveling in the proper direction on a roadway; and

630 ~~[(b)] (ii)~~ that is within a distance constituting an immediate
 hazard.

631 ~~(b) When overtaking and passing a bicycle or moped under
 Subsection (1)(c), a person~~

632 ~~operating a vehicle shall not pass a bicycle or moped proceeding in
 the same direction if the~~

633 ~~pass cannot be made safely, including under any of the following
 conditions:~~

634 ~~(i) when approaching or upon the crest of a grade or upon a curve in the highway~~

635 ~~where the operator's view is in any way obstructed;~~

636 ~~(ii) when approaching within 100 feet of, or traversing, any intersection or railroad~~

637 ~~grade crossing unless otherwise indicated by official traffic control devices;~~

638 ~~(iii) when the view is obstructed upon approaching within 100 feet of any bridge,~~

639 ~~viaduct or tunnel; or~~

640 ~~(iv) when the pass cannot be made in accordance with Section 41-6a-706.5.~~

641 (3) A person operating a vehicle on a roadway at less than the normal speed of traffic

642 shall operate the vehicle in the right-hand lane then available for traffic, or as close as

643 practicable to the right-hand curb or edge of the roadway, except when:

644 (a) overtaking and passing another vehicle proceeding in the same direction;

645 (b) preparing to turn left; or

646 (c) taking a different highway or an exit on the left.

647 Section 7. Section 41-6a-708 is amended to read:

648 41-6a-708. Signs and markings on roadway—No passing zones—Exceptions:

649 (1) (a) A highway authority may designate no passing zones on any portion of a

650 highway under its jurisdiction if the highway authority determines passing is especially

651 hazardous.

652 (b) A highway authority shall designate a no passing zone under Subsection (1)(a) by

653 placing appropriate traffic control devices on the highway.

654 (2) A person operating a vehicle may not drive on the left side
of:

655 (a) ~~the roadway within the no-passing zone; or~~

656 (b) ~~any pavement striping designed to mark the no-passing
zone.~~

657 (3) ~~Subsection (2) does not apply:~~

658 (a) ~~under the conditions described under [Subsection]
Subsections 41-6a-701(1)(b) and~~

659 ~~(c); or~~

660 (b) ~~to a person operating a vehicle turning left onto or from an
alley, private road, or~~

661 ~~driveway.~~ }

Renumber remaining sections accordingly.

4. Page 22, Lines 665 through 671:

665 (1) For the purposes of this section, "bicycle lane" means a
portion of the roadway that

666 has been designated for the preferential or exclusive use of
bicyclists by:

667 (a) a highway authority; and

668 (b) { ~~one or a combination of the
following:~~ } longitudinal pavement striping.

669 { ~~(i) striping;~~

670 ~~(ii) pavement markings; or~~

671 ~~(iii) a traffic control device. } ; and~~

Without committee review, the Transportation Committee has returned **H.B. 329**, BOATING AMENDMENTS, by Representative L. Perry, to the Rules Committee; and

Without committee review, the Transportation Committee has returned **H.B. 455**, FINANCING MOTOR VEHICLE PURCHASES, by Representative G. Froerer, to the Rules Committee; and

Without committee review, the Transportation Committee has returned **S.B. 128**, WIRELESS TELEPHONE USE RESTRICTION FOR MINORS IN VEHICLES, by Senator R. Romero, to the Rules Committee.

Bradley M. Daw, Chair

Reports filed. On motion of Representative Daw, the reports of the Transportation committee were adopted and the bills were referred to the Rules Committee.

* * *

Madam Speaker:

March 1, 2012

With committee review, the Government Operations Committee has returned **H.B. 111**, AMENDMENTS TO OPEN AND PUBLIC MEETINGS ACT, by Representative C. Frank, to the Rules Committee without recommendation with the following amendments:

1. Page 3, Lines 73 through 75:

73 (ii) two or more persons belonging to a body described in
Subsection (8)(a)(i) who are

74 assigned in a meeting by the body or a presiding officer of the
body to discuss an issue about which the body

75 has authority to make a decision or take action; and

With committee review, the Government Operations Committee recommends **H.B. 219**, USE OF PUBLIC BUILDINGS, by Representative J. Nielson, be replaced with **1st Sub. H.B. 219**, USE OF PUBLIC BUILDINGS, and has returned it to the Rules Committee without recommendation; and

Without committee review, the Government Operations Committee has returned **H.B. 244**, ALCOHOLIC BEVERAGE ENFORCEMENT AND TREATMENT RESTRICTED ACCOUNT DISTRIBUTION AMENDMENTS, by Representative P. Ray, to the Rules Committee without recommendation; and

With committee review, the Government Operations Committee has returned **H.B. 247**, COST SHARING FOR SMOKERS ENROLLED IN MEDICAID, by Representative P. Ray, to the Rules Committee without recommendation; and

Without committee review, the Government Operations Committee has returned **H.B. 270**, ALCOHOLIC BEVERAGE CONTROL LICENSE AMENDMENTS, by Representative G. Froerer, to the Rules Committee without recommendation; and

With committee review, the Government Operations Committee has returned **H.B. 310, STATE AND POLITICAL SUBDIVISION EMPLOYMENT AMENDMENTS**, by Representative D. McCay, to the Rules Committee without recommendation with the following amendments:

1. Page 1, Lines 10 through 12:

10 This bill prohibits a state or political subdivision from considering seniority as {~~a~~

11 ~~primary~~} the sole factor when determining whether to terminate an employee while conducting a

12 reduction in force.

2. Page 1, Lines 15 through 17:

15 ► prohibits the following from considering or establishing a policy requiring

16 consideration of seniority as {~~a primary~~} the sole factor when determining whether to

17 terminate an employee while conducting a reduction in force:

3. Page 2, Lines 54 through 58:

54 10-3-1014. Seniority as {~~primary~~} sole factor prohibited when conducting reductions in

55 force.

56 A civil service commission may not make a rule or regulation requiring that a

57 department head conducting a reduction in force consider seniority as {~~a primary~~} the sole factor when

58 determining whether to terminate an employee.

4. Page 3, Lines 84 through 85:

84 (b) While conducting a reduction in force, a municipality may not consider seniority as

85 {~~a primary~~} the sole factor when determining whether to terminate an employee.

5. Page 4, Lines 105 through 106:

105 (8) provision of a reduction in force policy that does not
consider seniority as {~~a primary~~} the sole
 106 factor when determining whether to terminate an employee.

6. Page 5, Lines 127 through 135:

127 17-30-16. Reductions in force -- Seniority may not be
 {~~primary~~} sole factor --

128 Reemployment register.

129 (1) When necessary because of lack of funds or work [~~an officer~~
~~may~~], the appointing

130 authority, with the approval of the commission, [~~be~~] may
 temporarily [~~paid~~] lay off an officer.

131 [~~Such layoff shall be made according to the lowest rating of the~~
~~officers of the class of position~~

132 ~~affected, calculated upon seniority under a method prescribed by~~
~~the commission.]~~

133 (2) While conducting a reduction in force, an appointing
authority or the merit system

134 commission may not consider seniority as {~~a~~
~~primary~~} the sole factor when determining whether to

135 terminate an officer.

7. Page 9, Lines 260 through 261:

260 (c) A county conducting a reduction in force may not consider
seniority as {~~a primary~~} the sole

261 factor when determining whether to terminate an employee.

8. Page 10, Lines 281 through 283:

281 (2) Except as provided in Section 17B-2a-813, a local district
conducting a reduction in

282 force may not consider seniority as {~~a primary~~} the
sole factor when determining whether to terminate an

283 employee.

9. Page 10, Lines 301 through 303:

301 (c) An institution president or board of trustees may not
 302 establish a policy that requires

303 an institution conducting a reduction in force to consider seniority
 304 as {~~a primary~~} the sole factor when

305 determining whether to terminate an employee.

10. Page 13, Lines 384 through 387:

384 (b) The campus board of directors or the Utah College of
 385 Applied Technology Board

386 of Trustees may not establish a policy that requires an institution
 387 conducting a reduction in

388 force to consider seniority as {~~a primary~~} the sole
 389 factor when determining whether to terminate an

390 employee.

11. Page 18, Line 526:

526 67-19-18.5. Reductions in force -- Seniority may not be
 527 {~~primary~~} sole factor.

12. Page 18, Lines 537 through 539:

537 (2) Notwithstanding any other provision of law, an employer
 538 conducting a reduction in

539 force may not consider seniority as {~~a primary~~} the
 540 sole factor when determining whether to terminate an

541 employee. ; and

With committee review, the Government Operations Committee has returned **H.B. 341**, FINANCIAL DISCLOSURES BY LOCAL CANDIDATES, by Representative K. Sumsion, to the Rules Committee without recommendation; and

With committee review, the Government Operations Committee recommends **H.B. 509**, SELECTION OF PRESIDENTIAL ELECTORS, by Representative K. Powell, be replaced with **1st Sub. H.B. 509**, SELECTION OF

PRESIDENTIAL ELECTORS, and has returned it to the Rules Committee and recommends that it be referred to interim study.

Kraig Powell, Chair

Reports filed. On motion of Representative Powell, the reports of the Government Operations committee were adopted and the bills were referred to the Rules Committee.

* * *

Madam Speaker:

March 1, 2012

With committee review, the Political Subdivisions Committee has returned **H.B. 58**, CHANGES TO AMENDMENTS INCORPORATED INTO STATE CONSTRUCTION CODE, by Representative J. Peterson, to the Rules Committee without recommendation; and

Without committee review, the Political Subdivisions Committee has returned **H.B. 83**, REIMBURSEMENT OF LEGAL FEES AND COSTS TO OFFICERS AND EMPLOYEES ACT AMENDMENTS, by Representative B. Dee, to the Rules Committee; and

Without committee review, the Political Subdivisions Committee has returned **H.B. 262**, BUILDING CODE AMENDMENTS, by Representative F. Cox, to the Rules Committee; and

Without committee review, the Political Subdivisions Committee has returned **H.B. 271**, PUBLIC SCHOOL SEISMIC SAFETY COMMITTEE, by Representative L. Wiley, to the Rules Committee; and

Without committee review, the Political Subdivisions Committee has returned **H.B. 275**, SEISMIC REQUIREMENTS FOR CONDOMINIUM CONVERSION PROJECTS, by Representative L. Wiley, to the Rules Committee; and

The Political Subdivisions Committee has returned **H.B. 279**, UTAH SCHOOLS SEISMIC HAZARD INVENTORY, by Representative L. Wiley, to the Rules Committee without recommendation with the following amendments:

1. Page 3, Lines 61 through 68:

61 (2) (a) The governor shall appoint {~~three~~} two
members who are licensed structural engineers and one member who is
a licensed architect .

62 including:

63 (i) one member from the public or private sector appointed from a list of at least two

64 names submitted by the Utah Seismic Safety Commission;

65 (ii) one member from the public or private sector appointed from a list of at least two

66 names submitted by the state superintendent of public instruction;
67 and

68 (iii) one member from the public or private sector, after considering recommendations

69 from professional associations representing structural engineers.;
70 and

Without committee review, the Political Subdivisions Committee has returned **H.B. 342**, CAMPAIGN FINANCE REPORTING IN LOCAL ELECTIONS, by Representative K. Sumsion, to the Rules Committee; and

The Political Subdivisions Committee has returned **H.B. 464**, COUNTY LAND USE AMENDMENTS, by Representative B. Wright, to the Rules Committee without recommendation with the following amendments:

1. Page 13, Lines 370 through 371:

370 (a) accurately reflect {~~-, describe, and map-~~} the existing land uses, densities, and recorded

371 divisions of land; and ; and

Without committee review, the Political Subdivisions Committee has returned **H.B. 481**, LICENSING RELATED REVISIONS, by Representative S. Sandstrom, to the Rules Committee.

R. Curt Webb, Chair

Reports filed. On motion of Representative Webb, the reports of the Political Subdivisions committee were adopted and the bills were referred to the Rules Committee.

* * *

Madam Speaker:

March 1, 2012

Without committee review, the Revenue and Taxation Committee has returned **H.B. 112**, ADOPTION TAX CREDIT AMENDMENTS, by Representative F. Gibson, to the Rules Committee; and

Without committee review, the Revenue and Taxation Committee has returned **H.B. 136**, BUDGET RESERVE ACCOUNTS AMENDMENTS, by Representative K. Ivory, to the Rules Committee; and

Without committee review, the Revenue and Taxation Committee has returned **H.B. 138**, STATE TAX COMMISSION REPORT ON TAX PROVISIONS, by Representative J. Briscoe, to the Rules Committee; and

With committee review, the Revenue and Taxation Committee has returned **H.B. 158**, STUDENT-BASED BUDGETING, by Representative D. Butterfield, to the Rules Committee without recommendation; and

The Revenue and Taxation Committee has returned **H.B. 200**, INDIVIDUAL INCOME TAX CREDIT FOR USE TAX LIABILITY, by Representative J. Nielson, to the Rules Committee without recommendation with the following amendments:

1. Page 2, Line 55:

55 (2) A tax credit under this section may not exceed
 56 \$ {~~400~~} 50 on a return. ; and

The Revenue and Taxation Committee has returned **H.B. 385**, SALES AND USE TAX – SELLER NOTICE REQUIREMENTS, by Representative W. Harper, to the Rules Committee with the following amendments:

1. Page 2, Line 58 through Page 3, Line 64:

58 (3) The notice required by this section shall state that the:
 59 (a) noncollecting seller did not collect a sales or use tax on the
 60 sale; and
 61 (b) {~~sale may be subject to sales or use taxation;~~
 62 (c) sale is not exempt from sales or use taxation because it is
 63 made over the Internet or
 64 by other remote means; and
 65 (d) –} purchaser should consult the tax laws of the state in
 66 which the sale is made to
 67 determine whether the sale is subject to sales or use taxation.

2. Page 3, Lines 65 through 74:

68 (4) (a) Except as provided in Subsection (4)(b), for a sale over
 69 the Internet, a

66 noncollecting seller shall place the notice required by this section
 67 on:

67 (i) a web page that is necessary to complete the transaction; and

68 (ii) an:

69 (A) electronic order confirmation if the noncollecting seller
 70 issues an electronic order

70 confirmation; or

71 (B) invoice, bill of sale, or similar document that the
 72 noncollecting seller provides to

72 the purchaser if the noncollecting seller does not issue an electronic
 73 order confirmation.

73 (b) {~~An~~ } (i) Except as provided in Subsection
 74 (4)(b)(ii), an operator of an online auction website is not required to
 75 place the notice required by this

74 section on an electronic order confirmation.

(ii) A person who is the seller of an item on an online auction website is
 76 subject to the requirements of Subsection (4)(a). ; and

With committee review, the Revenue and Taxation Committee has returned **H.B. 507**, SCHOOL ALLOCATIONS MEASURED BY PROPERTY TAX, by Representative J. Dougall, to the Rules Committee without recommendation; and

Without committee review, the Revenue and Taxation Committee has returned **H.J.R. 11**, JOINT RESOLUTION ON MOTOR VEHICLE TAXES AND FEES, by Representative J. Dougall, to the Rules Committee; and

The Revenue and Taxation Committee has returned **H.J.R. 18**, JOINT RESOLUTION ON PERSONAL PROPERTY TAX, by Representative J. Dougall, to the Rules Committee with the following amendments:

1. Page 1, Line 14:

14 based on its value as reported for tax purposes to the United States
 15 government or as determined under generally accepted accounting
 16 principles ;

2. Page 2, Lines 55 through 56:

55 property according to its value ;
 56 (a) as reported for tax purposes to the United States government
 57 in

56 conformity with the laws of the United States as from time to time amended {~~—~~} ; or
(b) as determined in accordance with generally accepted accounting principles. ; and

Without committee review, the Revenue and Taxation Committee has returned **S.B. 27**, AMENDMENTS TO REVENUE AND TAXATION TITLE, by Senator H. Stephenson, to the Rules Committee; and

The Revenue and Taxation Committee has tabled **S.B. 31**, CLASSROOM SIZE AMENDMENTS, by Senator K. Morgan, and has returned it to the Rules Committee; and

Without committee review, the Revenue and Taxation Committee has returned **1st Sub. S.B. 112**, MULTI-CHANNEL VIDEO OR AUDIO SERVICE TAX AMENDMENTS, by Senator W. Niederhauser, to the Rules Committee.

Patrick Painter, Chair

Reports filed. On motion of Representative Painter, the reports of the Revenue and Taxation committee were adopted and the bills were referred to the Rules Committee.

* * *

Madam Speaker:

March 1, 2012

With committee review the Workforce Services and Community and Economic Development Committee has returned **H.B. 186**, STATE LICENSING AMENDMENTS, by Representative D. McCay, to the Rules Committee without recommendation; and

The Workforce Services and Community and Economic Development Committee recommends **H.B. 196**, ABUSIVE WORKPLACE POLICIES ACT, by Representative S. Sandstrom, be replaced with **1st Sub. H.B. 196**, ABUSIVE WORKPLACE POLICIES ACT, and has returned it to the Rules Committee without recommendation; and

The Workforce Services and Community and Economic Development Committee recommends **H.B. 248**, CONTRACT CANCELLATION OPTION ON PURCHASE OF USED VEHICLE, by Representative J. Bird, be replaced with **1st Sub. H.B. 248**, CONTRACT CANCELLATION OPTION ON PURCHASE OF USED VEHICLE, and has returned it to the Rules Committee without recommendation; and

Without committee review, the Workforce Services and Community and Economic Development Committee has returned **H.B. 418**, CHARTER SCHOOL REPORTING REQUIREMENTS, by Representative D. McCay, to the Rules Committee; and

Without committee review, the Workforce Services and Community and Economic Development Committee has returned **S.B. 30**, ADMINISTRATIVE RULES REAUTHORIZATION, by Senator H. Stephenson, to the Rules Committee.

Jim Bird, Chair

Reports filed. On motion of Representative Bird, the reports of the Workforce Services and Community and Economic Development committee were adopted and the bills were referred to the Rules Committee.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 1, 2012

The Senate passed, **H.B. 86**, POSTING OF TRESPASS, by Representative J. Mathis, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 191**, REAL ESTATE AMENDMENTS, by Representative G. Froerer, and it is transmitted for the signature of the Speaker.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: March 1, 2012

The Senate passed, as amended, **1st Sub. H.B. 95**, RETAIL SALE OF TOBACCO PRODUCTS, by Representative P. Ray, and it is transmitted for further consideration.

Leslie McLean

Secretary of the Senate

Communication filed. The bill was placed on the Concurrence Calendar.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 5:20 p.m., the House voted to adjourn until March 2, 2012, at 10:00 a.m.

THIRTY-NINTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Pro Tem Newbold at 8:30 a.m.

Roll call showed all members present.

Prayer offered by Jayne Edwards, Representative Becky Edwards’ daughter. Pledge of Allegiance led by Representative Edwards’ friend, Lauren Bretzing.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 1, 2012

The Senate passed, **1st Sub. H.B. 81**, CITY OR TOWN OPTION SALES AND USE TAX AMENDMENTS, by Representative B. Dee, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 98**, CONTINUOUS ELIGIBILITY FOR MEDICAID, by Representative D. Sanpei, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 180**, FOOD STAMP REFERENCE AMENDMENTS, by Representative R. Chavez–Houck, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 225**, CHILD AND FAMILY SERVICE PROVIDERS, by Representative C. Watkins, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: March 1, 2012

The Senate substituted and passed, **Senate 2nd Sub. H.B. 75**, PROPERTY TAXATION OF LOW-INCOME HOUSING, by Representative J. Draxler, and it is transmitted for further consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 178**, STATEWIDE ONLINE EDUCATION PROGRAM AMENDMENTS, by Senator H. Stephenson, and it is transmitted for consideration; and

The Senate substituted, amended, and passed, **Senate 1st Sub. H.B. 323**, SALES AND USE TAX COLLECTION AMENDMENTS, by Representative D. Butterfield, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

* * *

Madam Speaker: March 1, 2012

The Senate passed, as substituted, and amended **1st Sub. S.B. 191**, ACCOUNTABILITY FOR SCHOOL ATTENDANCE, by Senator J. Stevenson, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 244**, REPORTING OPTIONS FOR AUTO INSURANCE, by Senator K. Van Tassell, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

CONSENT CALENDAR

H.B. 465, INMATE MEDICAL DONATION ACT, *Eliason*, was read the third time by short title and placed on its final passage.

H.B. 465 passed on the following roll call:

Yeas, 62; Nays, 0; Absent or not voting, 13.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown

Daw	Doughty	Draxler	Duckworth
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Handy	Hemingway	Hendrickson	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Morley	Moss
Newbold	Nielson	Noel	Oda
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wilcox	Wiley
Wilson	Wright		

Absent or not voting were: Representatives

Dee	Dougall	Dunnigan	Grover
Harper	Herrod	Hughes	M Brown
Menlove	Painter	Sandstrom	Wheatley
Lockhart			

H.B. 465 was transmitted to the Senate for its consideration.

* * *

H.B. 369, ADJUDICATION OF WATER RIGHTS, *Briscoe*, was read the third time by short title and placed on its final passage.

H.B. 369 passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dougall	Doughty	Draxler
Duckworth	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Hemingway
Hendrickson	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Morley	Moss	Newbold

Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wilcox	Wiley	Wilson
Wright			

Absent or not voting were: Representatives

Dee	Dunnigan	Harper	Herrod
M Brown	Menlove	Painter	Sandstrom
Wheatley	Lockhart		

H.B. 369 was transmitted to the Senate for its consideration.

* * *

S.B. 197, ATTORNEY GENERAL AMENDMENTS, *Senator Stevenson*, was read the third time by short title and placed on its final passage. Representative Ray explained the bill.

S.B. 197 passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dougall	Doughty	Draxler
Duckworth	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Hughes	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Morley	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Dee	Dunnigan	Herrod	Hutchings
M Brown	Menlove	Painter	Sandstrom
Wheatley			

S.B. 197 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 273, SURPLUS PROPERTY AMENDMENTS, *Senator McAdams*, was read the third time by short title and placed on its final passage. Representative D. Brown explained the bill.

S.B. 273 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Hughes
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Menlove	Morley
Moss	Nielson	Noel	Oda
Painter	Perry	Poulson	Powell
Ray	Sagers	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Dunnigan	Herrod	Hutchings	M Brown
Newbold	Pitcher	Sandstrom	

S.B. 273 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 274, LEGISLATIVE COMMITTEE AMENDMENTS, *Senator Reid*, was read the third time by short title and placed on its final passage. Representative Bird explained the bill.

S.B. 274 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Briscoe	Dunnigan	Herrod	M Brown
Sandstrom	Sumsion		

S.B. 274 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.J.R. 13, JOINT RESOLUTION ON SOCIAL SECURITY, *Senator Valentine*, was read the third time by short title and placed on its final passage. Representative Daw explained the bill.

S.J.R. 13 passed on the following roll call:

Yeas, 56; Nays, 14; Absent or not voting, 5.**Voting in the affirmative were:** Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Christensen	Cox
D Brown	Daw	Dee	Dougall
Draxler	Duckworth	Edwards	Eliason
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hendrickson	Hughes	Ipson	Ivory
J Peterson	Kiser	Last	Mathis
McCay	McIff	Menlove	Morley
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Powell
Ray	Sagers	Sanpei	Snow
Sumsion	V Peterson	Vickers	Webb
Wilcox	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Briscoe	Chavez–Houck	Cosgrove	Doughty
Fisher	Hemingway	King	Litvack
Moss	Poulson	Seelig	Watkins
Wheatley	Wiley		

Absent or not voting were: Representatives

Dunnigan	Herrod	Hutchings	M Brown
Sandstrom			

S.J.R. 13 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

H.B. 512, RURAL COUNTY HEALTH CARE SPECIAL SERVICE DISTRICT RETIREMENT GRANT PROGRAM, *Ipson*, was read the third time by short title and placed on its final passage.

H.B. 512 passed on the following roll call:

Yeas, 67; Nays, 2; Absent or not voting, 6.**Voting in the affirmative were:** Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck

Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Dougall McCay

Absent or not voting were: Representatives

Dunnigan Herrod Hughes Hutchings
M Brown Sandstrom

H.B. 512 was transmitted to the Senate for its consideration.

* * *

H.R. 3, HOUSE RULES RESOLUTION, *Harper*, was read the third time by short title and placed on its final passage.

H.R. 3 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Hutchings

Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Draxler	Herrod	Hughes	Ipson
M Brown	Sandstrom		

H.R. 3 was signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

CONCURRENCE CALENDAR

On motion of Representative Sagers, the House voted to concur in the Senate amendments to **1st Sub. H.B. 68, POWERSPORT VEHICLE FRANCHISE ACT AMENDMENTS.**

1st Sub. H.B. 68, as amended by the Senate, passed on the following roll call:

Yeas, 50; Nays, 19; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Bird
Christensen	Cosgrove	Cox	Daw
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Froerer	Galvez	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Hutchings	Ipson	J Peterson
King	Kiser	Last	Litvack
Mathis	McIff	Menlove	Moss
Noel	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Seelig	Snow	V Peterson	Vickers
Watkins	Webb	Wheatley	Wiley
Wright	Lockhart		

Voting in the negative were: Representatives

Barrus	Briscoe	Butterfield	Chavez–Houck
D Brown	Dee	Doughty	Frank
Gibson	Ivory	McCay	Morley
Newbold	Nielson	Oda	Sanpei
Sumsion	Wilcox	Wilson	

Absent or not voting were: Representatives

Dougall	Draxler	Herrod	Hughes
M Brown	Sandstrom		

1st Sub. H.B. 68, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative D. Brown, the House voted to concur in the Senate amendments to **1st Sub. H.B. 78**, UTAH DIVISION OF CONSUMER PROTECTION AMENDMENTS.

1st Sub. H.B. 78, as amended by the Senate, passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sanpei
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Dougall	Draxler	Herrod	Hughes
M Brown	Sandstrom	Seelig	

1st Sub. H.B. 78, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Ray, the House voted to concur in the Senate amendments to **1st Sub. H.B. 95**, RETAIL SALE OF TOBACCO PRODUCTS.

1st Sub. H.B. 95, as amended by the Senate, passed on the following roll call:

Yeas, 41; Nays, 29; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Arent	Barlow	Briscoe	Chavez–Houck
Christensen	Cosgrove	D Brown	Daw
Dunnigan	Edwards	Eliason	Fisher
Froerer	Galvez	Greenwood	Handy
Hemingway	Hendrickson	Hutchings	Ipson
J Peterson	King	Last	McIff
Menlove	Moss	Nielson	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sanpei	Snow
Vickers	Watkins	Webb	Wilson
Wright			

Voting in the negative were: Representatives

Anderson	Barrus	Bird	Butterfield
Cox	Dee	Dougall	Doughty
Duckworth	Frank	Gibson	Grover
Harper	Ivory	Kiser	Litvack
Mathis	McCay	Morley	Newbold
Noel	Oda	Seelig	Sumsion
V Peterson	Wheatley	Wilcox	Wiley
Lockhart			

Absent or not voting were: Representatives

Draxler	Herrod	Hughes	M Brown
Sandstrom			

1st Sub. H.B. 95, as amended by the Senate, transmitted to the Senate for signature of President.

COMMUNICATION FROM THE SENATE

Madam Speaker:

March 2, 2012

The Senate adopted the Joint Conference Committee Report dated March 1, 2012, and passed **1st Sub. H.B. 305, CONSTRUCTION CODE REVISIONS**, by Representative G. Froerer, and it is transmitted for further consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed.

CONFERENCE COMMITTEE REPORT

Madam Speaker:

February 29, 2012

The Joint Conference Committee comprised of Senators S. Jenkins, J.S. Adams, and G. Davis, and Representatives G. Froerer, J. Peterson, and N. Hendrickson, recommends **H.B. 305, CONSTRUCTION CODE REVISIONS**, by Representative G. Froerer, be replaced and favorably recommends **1st Sub. H.B. 305, CONSTRUCTION CODE REVISIONS**.

Senator Jenkins
Representative Froerer

Report filed. On motion of Representative Froerer, the House voted to adopt the Conference Committee Report.

1st Sub. H.B. 305 passed on the following roll call:

Yeas, 52; Nays, 17; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Butterfield	Christensen	D Brown
Daw	Dee	Dougall	Dunnigan
Edwards	Eliason	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Hughes	Hutchings	Ipson	J Peterson
Last	McCay	McIff	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Powell	Ray
Sagers	Sanpei	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wilcox	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Arent	Chavez–Houck	Cosgrove	Cox
Doughty	Duckworth	Fisher	Ivory
King	Litvack	Menlove	Moss
Poulson	Sandstrom	Seelig	Wheatley
Wiley			

Absent or not voting were: Representatives

Draxler	Herrod	Kiser	M Brown
Mathis	Morley		

1st Sub. H.B. 305 was transmitted to the Senate for signature of the President.

CONCURRENCE CALENDAR

On motion of Representative Sandstrom, the House voted to concur in the Senate amendments to **H.B. 108**, INTERNET GAMBLING.

H.B. 108, as amended by the Senate, passed on the following roll call:

Yeas, 62; Nays, 10; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Greenwood	Grover	Handy
Harper	Hendrickson	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Mathis	McCay
McIff	Menlove	Morley	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wilcox	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Anderson	Chavez–Houck	Doughty	Gibson
Hemingway	Litvack	Moss	Seelig
Wheatley	Wiley		

Absent or not voting were: Representatives

Draxler Herrod M Brown

H.B. 108, as amended by the Senate, transmitted to the Senate for signature of President.

THIRD READING CALENDAR

H.B. 415, PROTECTION OF ATHLETES WITH HEAD INJURIES ACT, Ray, was read the third time by short title and placed on its final passage.

Representative J. Peterson proposed Amendment 1:

- 1. Page 2, Lines 51 through 51a
House Committee Amendments 2-27-2012

51 (5) (a) "Sporting event" means any of the following athletic activities **H→** {~~for secondary~~

51a ~~school age children~~} **←H** that is organized,

- 2. Page 3, Line 62:

62 a camp, team, or competition that is organized, managed, or sponsored by the ski resort[-]; {~~or~~}

- 3. Page 3, Line 65:

65 organization or a child, regardless of whether the government entity charges a fee for the use {~~—~~} ; or

(iii) free play or recess taking place during school hours.

Representative J. Peterson's motion to amend passed on a voice vote.

H.B. 415, as amended, passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dougall	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson

Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Menlove	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Dee	Draxler	Herrod	M Brown
Morley	Sumsion		

H.B. 415, as amended, was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 493, CAMPAIGN FINANCE DISCLOSURE AMENDMENTS, *Kraig Powell*, was read the third time by short title and placed on its final passage.

On motion of Representative Powell, the House voted to delete **1st Sub. H.B. 493** in title and body and insert **2nd Sub. H.B. 493** in lieu thereof. Representative Cox commented.

Representative Powell proposed Amendment 1:

1. Page 10, Line 278

278 (i) shall, within {~~30~~} five business days after receiving the contribution, submit the contribution to the

Representative Powell’s motion to amend passed on a voice vote.

Representatives Frank and Dougall commented.

On motion of Representative Powell, the House voted to circle **2nd Sub. H.B. 493**.

* * *

H.B. 462, CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS, *Briscoe*, was read the third time by short title and placed on its final passage. Representative Noel commented.

H.B. 462 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Grover	Handy
Harper	Hemingway	Hendrickson	Hughes
Hutchings	Ipson	J Peterson	King
Last	Litvack	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright			

Absent or not voting were: Representatives

Greenwood	Herrod	Ivory	Kiser
M Brown	Lockhart		

H.B. 462 was transmitted to the Senate for its consideration.

* * *

H.J.R. 19, JOINT RESOLUTION ON INTENT LANGUAGE, *Gibson*, was read the third time by short title and placed on its final passage.

Representative Gibson proposed Amendment 1:

1. Page 1, Lines 18 through 19

18 Special Clauses:

19 {~~None~~} This resolution takes effect on July 1,
2012.

1. Page 2, Line 57:

57 (vi) to award a contract not otherwise referenced in or authorized by statute.

Section 2. Effective Date.

This resolution takes effect on July 1, 2012.

Representative Gibson’s motion to amend passed on a voice vote.

Representative Poulson commented.

H.J.R. 19, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	J Peterson
King	Kiser	Last	Litvack
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	

Absent or not voting were: Representatives

Arent	Ivory	M Brown	Lockhart
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H.J.R. 19, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 491, MIDTERM VACANCY AMENDMENTS, *Dougall*, was read the third time by short title and placed on its final passage.

H.B. 491 passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
J Peterson	King	Kiser	Last
Litvack	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	

Absent or not voting were: Representatives

Briscoe	Edwards	Eliason	Fisher
Ivory	M Brown	Mathis	Lockhart

H.B. 491 was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 157, CURRENCY AMENDMENTS, *Galvez*, was read the third time by short title and placed on its final passage.

Representative Galvez proposed Amendment 1:

1. Page 2, Lines 28 through 31

28 ▶ addresses the remittance of sales and use taxes on certain transactions involving

29 specie legal tender; and

30 {~~▶ addresses the construction of a statute involving legal tender; and~~}

31 ▶ makes technical and conforming changes.

2. Page 2, Lines 46 through 50:

46 ENACTS:

47 59-1-1501.1, Utah Code Annotated 1953

48 59-1-1505, Utah Code Annotated 1953

49 59-1-1506, Utah Code Annotated 1953

50 {~~—— 68-3-15, Utah Code Annotated 1953—~~}

3. Page 39, Line 1199 through Page 40, Line 1206:

1199 {~~—— Section 11. Section 68-3-15 is enacted to read:~~

1200 ~~68-3-15.~~ Construction of certain statutes related to legal tender.

1201 ~~A statute may not be construed so as to create a significant impediment to the use of~~

1202 ~~one form of legal tender over another form of legal tender in a private transaction. }~~

1203 Section {~~12~~} 12 . Repealer.

1204 This bill repeals:

1205 Section 59-1-1504, Revenue and Taxation Interim Committee study.

1206 Section {~~13~~} 13 . Effective date — Retrospective operation.

Representative Galvez’s motion to amend passed on a voice vote.

Representatives Handy and Poulson commented.

1st Sub. H.B. 157, as amended, passed on the following roll call:

Yeas, 60; Nays, 8; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Butterfield
Christensen	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler

Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hutchings
Ipson	J Peterson	Kiser	Last
Litvack	Mathis	McCay	McIff
Menlove	Morley	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Powell	Ray	Sagers
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wilcox	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Arent	Chavez–Houck	Cosgrove	King
Moss	Poulson	Seelig	Wiley

Absent or not voting were: Representatives

Bird	Briscoe	Greenwood	Hughes
Ivory	M Brown	Wheatley	

1st Sub. H.B. 157, as amended, was transmitted to the Senate for its consideration.

* * *

1st Sub. H.J.R. 9, JOINT RESOLUTION ON MONETARY DECLARATION, *Galvez*, was read the third time by short title and placed on its final passage. Representatives Poulson, Eliason, King, and Cox commented.

1st Sub. H.J.R. 9 passed on the following roll call:

Yeas, 50; Nays, 23; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Barrus	Butterfield	Christensen	Cox
D Brown	Daw	Dee	Dougall
Draxler	Dunnigan	Edwards	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Harper	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
Kiser	Last	M Brown	Mathis
McCay	Menlove	Morley	Newbold

Nielson	Noel	Oda	Painter
Pitcher	Powell	Sagers	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Webb	Wilcox	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Anderson	Arent	Barlow	Bird
Briscoe	Chavez–Houck	Cosgrove	Doughty
Duckworth	Eliason	Fisher	Handy
Hemingway	Hendrickson	King	Litvack
Moss	Perry	Poulson	Ray
Seelig	Watkins	Wiley	

Absent or not voting were: Representatives

McIff	Wheatley
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1st Sub. H.J.R. 9 was transmitted to the Senate for its consideration.

* * *

2nd Sub. H.B. 175, SECOND HAND ITEM TRANSACTIONS, *Seelig*, was read the third time by short title and placed on its final passage. Representatives Hughes and Kiser commented.

2nd Sub. H.B. 175 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Morley	Moss	Nielson	Noel
Oda	Painter	Perry	Pitcher

Poulson	Powell	Ray	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Draxler	Hutchings	McCay	Newbold
Sagers	Wheatley		

2nd Sub. H.B. 175 was transmitted to the Senate for its consideration.

* * *

H.B. 351, OPT OUT OF EXECUTIVE ORDER ON WHITE HOUSE RURAL COUNCIL, *Ivory*, was read the third time by short title and placed on its final passage. Representative Barrus commented.

H.B. 351 passed on the following roll call:

Yeas, 56; Nays, 16; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Daw	Dee	Dougall	Dunnigan
Edwards	Eliason	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	Kiser	Last	M Brown
Mathis	McCay	Menlove	Morley
Newbold	Nielson	Noel	Oda
Painter	Perry	Powell	Ray
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Webb
Wilcox	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Arent	Briscoe	Chavez-Houck	Cosgrove
Doughty	Duckworth	Fisher	Hemingway
King	Litvack	McIff	Moss
Pitcher	Poulson	Seelig	Wiley

Absent or not voting were: Representatives

Draxler Watkins Wheatley

H.B. 351 was transmitted to the Senate for its consideration.

* * *

H.B. 367, TRUST LANDS AMENDMENTS, *Noel*, was read the third time by short title and placed on its final passage.

H.B. 367, as amended, passed on the following roll call:

Yeas, 66; Nays, 0; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	McIff	Menlove	Morley
Moss	Newbold	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Webb	Wilcox	Wiley
Wright	Lockhart		

Absent or not voting were: Representatives

Draxler	Herrod	Mathis	McCay
Nielson	Seelig	Watkins	Wheatley
Wilson			

H.B. 367, as amended, was transmitted to the Senate for its consideration.

* * *

2nd Sub. H.B. 502, INCORPORATION AMENDMENTS, *M. Brown*, was read the third time by short title and placed on its final passage.

On motion of Representative M. Brown, the House voted to circle **2nd Sub. H.B. 502**.

* * *

H.B. 478, ECONOMIC DEVELOPMENT THROUGH SPORTS PROMOTION, *Dee*, was read the third time by short title and placed on its final passage.

On motion of Representative Dee, the House voted to circle **H.B. 478**.

* * *

H.J.R. 16, JOINT RESOLUTION – JUDICIAL SERVICE COMMENDATION, *McIff*, was read the third time by short title and placed on its final passage.

On motion of Representative McIff, the House voted to calendar **H.J.R. 16** for Time Certain on Monday, March 5, 2012 at 3:00 p.m.

* * *

1st Sub. H.B. 231, GUARDIANSHIP AMENDMENTS, *Powell*, was read the third time by short title and placed on its final passage.

1st Sub. H.B. 231, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Duckworth	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray

Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Draxler	Dunnigan	Harper	Wheatley
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1st Sub. H.B. 231, as amended, was transmitted to the Senate for its consideration.

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H.B. 492, TRAINING OF SCHOOL NURSES, *Ray*, was read the third time by short title and placed on its final passage.

H.B. 492 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Draxler	Wheatley
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H.B. 492 was transmitted to the Senate for its consideration.

* * *

2nd Sub. H.B. 2162, POLITICAL SUBDIVISIONS RESIDENTIAL RENTAL AMENDMENTS, *Sumsion*, was read the third time by short title and placed on its final passage.

Representative Dunnigan proposed Amendment 1:

1. Page 8, Lines 216 through 217

House Committee Amendments 2–28–2012

216 (ii) ~~H~~ → [~~(A)~~] ← ~~H~~ that the residential landlord has
a current {~~“certified property manager”~~

216a ~~status with~~

217 ~~the Utah Division of Real Estate~~ } professional designation of
“property manager” ; ~~H~~ → [~~and~~

2. Page 9, Lines 262 through 264:

262 (5) (a) If a municipality adopts a good landlord program,
the municipality shall provide an

263 appeal procedure affording due process of law to a landlord who is
denied a disproportionate

264 rental fee reduction.

(b) A municipality may not adopt a new disproportionate rental fee unless the municipality provides a disproportionate rental fee reduction.

Representative Froerer commented. Representative Dunnigan’s motion to amend passed on a voice vote.

Representatives Hemingway, Sanpei, and Litvack commented.

2nd Sub. H.B. 216, as amended, passed on the following roll call:

Yeas, 73; Nays, 1; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw

Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative was: Representative
Nielson

Absent or not voting was: Representative
Arent

2nd Sub. H.B. 216, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 336, ELECTRONIC HIGH SCHOOL AMENDMENTS, *Sandstrom*, was read the third time by short title and placed on its final passage. Representatives Hutchings, and Daw commented.

H.B. 336 passed on the following roll call:

Yeas, 51; Nays, 18; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Briscoe
Chavez–Houck	Christensen	Cosgrove	Cox
Daw	Dee	Doughty	Duckworth
Dunnigan	Eliason	Fisher	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Hughes

Hutchings	Ipson	King	Last
Litvack	McIff	Menlove	Moss
Newbold	Noel	Oda	Painter
Perry	Pitcher	Poulson	Sagers
Sandstrom	Sanpei	Snow	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	

Voting in the negative were: Representatives

Bird	Butterfield	D Brown	Draxler
Edwards	Frank	Froerer	Herrod
J Peterson	Kiser	Mathis	McCay
Morley	Nielson	Powell	Ray
Sumsion	V Peterson		

Absent or not voting were: Representatives

Arent	Dougall	Ivory	M Brown
Seelig	Lockhart		

H.B. 336 was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 437, PUBLIC EMPLOYEE HEALTH CARE BENEFITS, *Daw*, was read the third time by short title and placed on its final passage.

Representative *Daw* proposed Amendment 3:

1. Page 1, Lines 20 through 24
House Committee Amendments 2–24–2012

20 ▶ establishes {~~minimum~~} procedures for
calculating annual employer contribution amounts {~~and payout~~
~~provisions~~}

21 for the employer paid health savings account contributions;

22 ▶ requires the state to offer continuing high deductible
health plan coverage under

23 certain circumstances after the employee has {~~the~~}

exhausted Federal COBRA

24 insurance; and
2. Page 3, Lines 64 through 65
House Committee Amendments 2–24–2012:

64 account for medical expenses for each covered individual in the high deductible health plan;

65 {~~and~~}

- 3. Page 3, Lines 78 through 82
House Committee Amendments 2-24-2012:

78 (b) The amount of the employer contributions under Subsection (3)(a) shall be

79 determined annually by the office, after consultation with the Department of Human Resource

80 Management and the Governor’s Office of Planning and Budget[~~]~~
{ ~~but the annual employer~~

81 ~~contribution amount may not be less than \$750 for single coverage and \$1500 for double or~~

82 family coverage. } so that the annual employer contribution amount reflects the difference in the actuarial value between the program’s health maintenance organization coverage and the federally qualified high deductible health plan coverage, after taking into account any difference in employee premium contribution.

Representative Daw’s motion to amend passed on a voice vote.

###

Representative Bird proposed Amendment 4:

- 1. Page 3, Lines 66 through 67

66 (b) offer to all employees training regarding all health plans offered to employees {~~–,~~

67 ~~including, if offered, high deductible health plans and health savings accounts~~} ; [and]

Representative Bird’s motion to amend passed on a voice vote.

1st Sub. H.B. 437, as amended, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck

Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
King	Kiser	Last	Litvack
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright		

Absent or not voting were: Representatives

Dougall	J Peterson	M Brown	Perry
Lockhart			

1st Sub. H.B. 437, as amended, was transmitted to the Senate for its consideration.

* * *

H.J.R. 14, JOINT RESOLUTION URGING PASSAGE OF THE MARKET EQUITY ACT OF 2011 AND THE MARKETPLACE FAIRNESS ACT, *Eliason*, was read the third time by short title and placed on its final passage.

On motion of Representative Eliason, the House voted to delete **H.J.R. 14** in title and body and insert **1st Sub. H.J.R. 14**, JOINT RESOLUTION URGING CONGRESS TO SUPPORT EQUITY AND SALES TAX FAIRNESS, in lieu thereof.

On motion of Representative Eliason, the House voted to waive the three reading requirement due to a title change.

Representative Harper proposed a verbal amendment as follows:

1. Page 2, Line 50:
Delete “Streamline Sale” and insert “Streamlined Sales Tax Project and Governing”

Representative Harper's motion to amend passed on a voice vote. Representative Frank commented.

1st Sub. H.J.R. 14, as amended, passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Mathis	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright

Absent or not voting were: Representatives

Dougall	Litvack	M Brown	McCay
McIff	Menlove	Lockhart	

1st Sub. H.J.R. 14, as amended, was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Powell, the House voted to uncircle **2nd Sub. H.B. 493**.

2nd Sub. H.B. 493, CAMPAIGN FINANCE DISCLOSURE AMENDMENTS, *Powell*, was before the House on its final passage.

On motion of Representative Perry, the House voted to delete **2nd Sub. H.B. 493** in title and body and insert **3rd Sub. H.B. 493** in lieu thereof.

Representative Frank commented.

3rd Sub. H.B. 493 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright			

Absent or not voting were: Representatives

Dougall	Draxler	Gibson	M Brown
Pitcher	Lockhart		

3rd Sub. H.B. 493 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 501, YOUTH SUICIDE PREVENTION, *Hutchings*, was read the third time by short title and placed on its final passage.

On motion of Representative Hutchings, the House voted to delete **H.B. 501** in title and body and insert **1st Sub. H.B. 501** in lieu thereof.

Representatives Sagers, Nielson, Hendrickson, Ray, and Wheatley commented.

1st Sub. H.B. 501 passed on the following roll call:

Yeas, 65; Nays, 4; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	Daw	Dee
Doughty	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McCay	McIff
Menlove	Moss	Newbold	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Butterfield	Herrod	Nielson	Sumsion
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Absent or not voting were: Representatives

D Brown	Dougall	Draxler	M Brown
Morley	Wilcox		

1st Sub. H.B. 501 was transmitted to the Senate for its consideration.

CORRECTED COMMITTEE REPORT

Madam Speaker:

March 2, 2012

The Natural Resources, Agriculture, and Environment Committee recommends **H.B. 209**, UTAH LANDS PROTECTION ACT, by Representative F. Cox, be replaced with **1st Sub. H.B. 209**, UTAH LANDS PROTECTION ACT, and has returned it to the Rules Committee.

Roger Barrus, Chair

Reports filed. On motion of Representative Barrus, the reports of the committee were adopted and the bills were considered read the second time by short title and referred to the Rules Committee.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 2, 2012

The Senate passed, **H.B. 38**, COMPETENCY TO STAND TRIAL AMENDMENTS, by Representative K. McIff, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 52**, NOTORIOUS CRIMINAL ACTIVITY AMENDMENTS, by Representative R. C. Webb, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 74**, EMINENT DOMAIN AMENDMENTS, by Representative M. Noel, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 117**, FIREARM MODIFICATIONS, by Representative K. Ivory, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 119**, STUDY ON SIGNING PETITIONS ONLINE, by Representative R. Chavez–Houck, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 121**, DISABLED LAW ENFORCEMENT OFFICER AMENDMENTS, by Representative L. Perry, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 128**, SCHOOL COMMUNITY COUNCIL REVISIONS, by Representative B. Wright, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 131**, LIENS FOR PRECONSTRUCTION SERVICE AND CONSTRUCTION WORK, by Representative M. Morley, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 137**, ENERGY CHANGES, by Representative R. Barrus, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 189**, ASBESTOS REQUIREMENTS, by Representative L. Wiley, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 223**, RETENTION OF EVIDENCE AMENDMENTS, by Representative B. Wilson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 230**, UTAH SCHOOLS FOR THE DEAF AND THE BLIND AMENDMENTS, by Representative J. Seelig, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 240**, MEDICAL RETAINER AGREEMENTS, by Representative K. Ivory, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 265**, PUBLIC EMPLOYEE'S LONG-TERM DISABILITY ACT AMENDMENTS, by Representative B. King, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 296**, SOCIAL SERVICES – EMPLOYMENT FIRST PRIORITY, by Representative V. L. Snow, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 348**, HAZARDOUS WASTE AMENDMENTS, by Representative R. Menlove, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 366**, RECEIPT OF WELFARE BENEFITS AMENDMENTS, by Representative J. Dougall, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker:

March 2, 2012

The Senate passed, as amended, **H.B. 129**, DEFENSE OF PROPERTY AND PERSON, by Representative P. Painter, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 213**, SCHOOL COMMUNITY COUNCIL MEMBER QUALIFICATIONS, by Representative L. Perry, and it is transmitted for further consideration; and

The Senate substituted, amended, and passed, **Senate 2nd Sub. H.B. 237**, CHILD WELFARE AMENDMENTS, by Representative W. Harper, and it is transmitted for further consideration; and

The Senate passed, as amended, **1st Sub. H.B. 432**, BUREAU OF CRIMINAL IDENTIFICATION AMENDMENTS, by Representative J. Seelig, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 399**, PHYSICIAN AND OSTEOPATHIC LICENSING AMENDMENTS, by Representative S. Sandstrom, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

* * *

Madam Speaker: March 2, 2012

The Senate has rejected **H.B. 220**, CLASSIFICATION OF COUNTIES, by Representative R. Menlove, and it is transmitted for filing.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was returned to staff for filing.

* * *

Madam Speaker: March 2, 2012

The Senate concurred in the House amendments and passed **S.B. 83**, UINTAH BASIN ENERGY ZONES, by Senator K. Van Tassell, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

* * *

Madam Speaker: March 2, 2012

The Senate passed, as amended, **S.B. 179**, HOSPITAL TAX ASSESSMENT, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed **S.B. 144**, IMMIGRATION CONSULTANTS, by Senator L. Robles, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 210**, PROCESS SERVER AMENDMENTS, by Senator S. Urquhart, and it is transmitted for consideration; and

The Senate passed **S.B. 242**, FLEEING A CONSERVATION OFFICER AMENDMENTS, by Senator D. Thatcher, and it is transmitted for consideration; and

The Senate passed **S.B. 247**, CONSERVATION DISTRICT AMENDMENTS, by Senator D. Hinkins, and it is transmitted for consideration; and

The Senate passed, as amended, **S.J.R. 15**, JOINT RESOLUTION AMENDING RULES OF CIVIL PROCEDURE ON PEER REVIEW, by Senator J. Stevenson, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:05 p.m., the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Pro Tem Newbold at 2:15 p.m.

Representative Sumsion is excused for the afternoon.

THIRD READING CALENDAR

H.B. 456, TRAFFIC VIOLATIONS AROUND SCHOOL BUSES, *Wilson*, was read the third time by short title and placed on its final passage. Representatives Nielson and Greenwood commented.

On motion of Representative Hendrickson, the House voted to circle **H.B. 456**.

UNFINISHED BUSINESS

On motion of Representative McCay, the House voted to uncircle **H.B. 441**.

H.B. 441, CHARTER SCHOOL ENROLLMENT AMENDMENTS, *McCay*, was before the House on its final passage.

On motion of Representative McCay, the House voted to delete **H.B. 441** in title and body and insert **1st Sub. H.B. 441** in lieu thereof.

Representatives Daw, Wright, Watkins, and Frank commented.

1st Sub. H.B. 441 passed on the following roll call:

Yeas, 64; Nays, 0; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Hemingway	Hendrickson
Herrod	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McCay	McCliff	Morley
Moss	Nielson	Noel	Oda
Painter	Perry	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Dee	Dougall	Fisher	Harper
Hughes	Hutchings	M Brown	Menlove
Newbold	Pitcher	Sumsion	

1st Sub. H.B. 441 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 260, PEDESTRIANS ON HIGHWAYS, *Perry*, was read the third time by short title and placed on its final passage.

On motion of Representative Perry, the House voted to circle **H.B. 260**.

* * *

1st Sub. H.B. 133, VEHICLE REGISTRATION AMENDMENTS, *J. Peterson*, was read the third time by short title and placed on its final passage.

1st Sub. H.B. 133 passed on the following roll call:

Yeas, 60; Nays, 4; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	D Brown	Daw	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Hemingway	Hendrickson	Herrod
Ipson	Ivory	J Peterson	King
Kiser	Litvack	Mathis	McCliff
Morley	Moss	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright

Voting in the negative were: Representatives

Bird	Cox	Last	Newbold
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Absent or not voting were: Representatives

Dee	Dougall	Harper	Hughes
Hutchings	M Brown	McCay	Menlove
Seelig	Sumsion	Lockhart	

1st Sub. H.B. 133 was transmitted to the Senate for its consideration.

* * *

H.B. 449, PUBLIC EMPLOYEE STATUS MODIFICATIONS, *Dee*, was read the third time by short title and placed on its final passage.

On motion of Representative Wright, the House voted to circle **H.B. 449**.

* * *

H.B. 337, OPEN GOVERNMENT AMENDMENTS, *Dougall*, was read the third time by short title and placed on its final passage.

On motion of Representative Wright, the House voted to circle **H.B. 337**.

* * *

H.C.R. 3, CONCURRENT RESOLUTION ON AIRPORT SECURITY, *Ivory*, was read the third time by short title and placed on its final passage. Representatives Pitcher and Ipson commented.

H.C.R. 3 passed on the following roll call:

Yeas, 44; Nays, 20; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Barlow	Barrus	Briscoe	Butterfield
Chavez–Houck	Christensen	Cosgrove	Cox
Daw	Dunnigan	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Herrod	Ipson
Ivory	J Peterson	King	Litvack
Mathis	McCay	Morley	Newbold
Noel	Oda	Painter	Perry
Powell	Sandstrom	Sanpei	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wilson	Wright

Voting in the negative were: Representatives

Anderson	Arent	Bird	D Brown
Doughty	Draxler	Handy	Hemingway
Hendrickson	Kiser	Last	McIff
Moss	Nielson	Pitcher	Poulson
Ray	Sagers	Seelig	Wiley

Absent or not voting were: Representatives

Dee	Dougall	Duckworth	Edwards
Harper	Hughes	Hutchings	M Brown
Menlove	Sumsion	Lockhart	

H.C.R. 3 was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 320, UTILITY FACILITY SITING, *Sagers*, was read the third time by short title and placed on its final passage.

1st Sub. H.B. 320 passed on the following roll call:

Yeas, 62; Nays, 0; Absent or not voting, 13.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Doughty	Draxler	Duckworth
Dunnigan	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Hemingway	Hendrickson
Herrod	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McIff	Morley	Moss
Newbold	Nielson	Noel	Oda
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	V Peterson	Vickers
Watkins	Webb	Wilcox	Wiley
Wilson	Wright		

Absent or not voting were: Representatives

Dee	Dougall	Edwards	Harper
Hughes	Hutchings	M Brown	McCay
Menlove	Painter	Sumsion	Wheatley
Lockhart			

1st Sub. H.B. 320 was transmitted to the Senate for its consideration.

* * *

H.B. 346, AMENDMENTS REGARDING COMPETENCY TO STAND TRIAL, *Christensen*, was read the third time by short title and placed on its final passage.

H.B. 346, as amended, passed on the following roll call:

Yeas, 60; Nays, 0; Absent or not voting, 15.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Doughty	Draxler	Duckworth	Dunnigan
Eliason	Fisher	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Hemingway	Hendrickson	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McIff
Morley	Moss	Newbold	Nielson
Noel	Oda	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright

Absent or not voting were: Representatives

Arent	Dee	Dougall	Edwards
Frank	Harper	Herrod	Hughes
M Brown	McCay	Menlove	Painter
Seelig	Sumsion	Lockhart	

H.B. 346, as amended, was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 417, EDUCATION ON PROCESS FOR ELECTING PUBLIC OFFICIALS, *Barlow*, was read the third time by short title and placed on its final passage.

Representative Barlow proposed Amendment 1:

1. Page 3, Lines 86 through 87

86 (b) (i) The instruction described in Subsection (6)(a) is not intended to be a separate

87 program in need of special funding or additional specialists at the state or local level .

(ii) The costs associated with any additional specialists or consultants that, notwithstanding Subsection (6)(b)(i), the State Board of Education considers necessary in order to meet the requirements of Subsection (6)(a) may not exceed \$10,000 and shall be paid from funds within existing budgets or from nonlapsing funds.

Representative Barlow’s motion to amend passed on a voice vote.

Representatives Arent, Wilcox, Briscoe, Bird, Poulson, and Nielson commented.

1st Sub. H.B. 417, as amended, failed to pass on the following roll call:

Yeas, 28; Nays, 40; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Barlow	Barrus	Briscoe	Chavez–Houck
Christensen	Cox	Dougall	Draxler
Eliason	Frank	Froerer	Greenwood
Harper	Hughes	Kiser	Mathis
McCay	Menlove	Morley	Newbold
Oda	Pitcher	Powell	Sagers
Sandstrom	Snow	Wilcox	Wilson

Voting in the negative were: Representatives

Anderson	Arent	Bird	Butterfield
Cosgrove	D Brown	Daw	Dee
Doughty	Duckworth	Dunnigan	Edwards
Fisher	Galvez	Gibson	Grover
Handy	Hemingway	Hendrickson	Herrod
Hutchings	Ipson	J Peterson	King
Last	Litvack	Moss	Nielson
Perry	Poulson	Ray	Sanpei
Seelig	V Peterson	Vickers	Watkins
Webb	Wheatley	Wiley	Wright

Absent or not voting were: Representatives

Ivory	M Brown	McIff	Noel
Painter	Sumsion	Lockhart	

1st Sub. H.B. 417 was filed.

UNFINISHED BUSINESS

On motion of Representative Wilson, the House voted to uncircle **H.B. 456**.

H.B. 456, TRAFFIC VIOLATIONS AROUND SCHOOL BUSES, *Wilson*, was before the House on its final passage.

Representative Wilson proposed a verbal amendment:

1. Page 2, Line 52:

Reinstate “ [~~which is displaying alternating flashing~~]”

Representative Wilson’s motion to amend passed on a voice vote.

Representative Hendrickson commented.

H.B. 456, as amended, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Harper	Last	Litvack	Sandstrom
Sumsion			

H.B. 456, as amended, was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 313, LOCAL HEALTH REGULATION, *Anderson*, was read the third time by short title and placed on its final passage.

H.B. 313 passed on the following roll call:

Yeas, 62; Nays, 6; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Hemingway	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Mathis
McCay	McIff	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Pitcher	Poulson	Sandstrom
Sanpei	Snow	V Peterson	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright		

Voting in the negative were: Representatives

Menlove	Perry	Powell	Ray
Sagers	Vickers		

Absent or not voting were: Representatives

Harper	Hendrickson	Litvack	M Brown
Seelig	Sumsion	Lockhart	

H.B. 313 was transmitted to the Senate for its consideration.

* * *

H.B. 427, TAX LAW MODIFICATIONS, *Wilcox*, was read the third time by short title and placed on its final passage.

On motion of Representative Wilcox, the House voted to circle **H.B. 427**.

* * *

H.B. 497, CLEARANCE FOR DIRECT PATIENT ACCESS, *Last*, was read the third time by short title and placed on its final passage.

On motion of Representative Dunnigan, the House voted to circle **H.B. 497**.

* * *

H.B. 506, MARTIN LUTHER KING, JR. SPECIAL GROUP LICENSE PLATE, *Chavez–Houck*, was read the third time by short title and placed on its final passage.

On motion of Representative Chavez–Houck, the House voted to circle **H.B. 506**.

* * *

1st Sub. H.B. 123, EDUCATION SAVINGS ACCOUNTS, *Dougall*, was read the third time by short title and placed on its final passage.

On motion of Representative Dougall, the House voted to circle **1st Sub. H.B. 123**.

UNFINISHED BUSINESS

On motion of Representative Last, the House voted to uncircle **H.B. 497**.

H.B. 497, CLEARANCE FOR DIRECT PATIENT ACCESS, *Last*, was before the House on its final passage.

On motion of Representative Last, the House voted to delete **H.B.497** in title and body and insert **2nd Sub. H.B. 497** in lieu thereof.

2nd Sub. H.B. 497 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Morley	Moss	Newbold

Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Snow	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Hendrickson	McCay	Seelig	Sumsion
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2nd Sub. H.B. 497 was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, the House voted to recess for 15 minutes.

The House was called to order by Speaker Lockhart at 4:00 p.m.

Representatives Last and Draxler are excused for the rest of the afternoon.

UNFINISHED BUSINESS

On motion of Representative Dougall, the House voted to uncircle **2nd Sub. H.B. 298**.

2nd Sub. H.B. 298, MOTOR VEHICLE SAFETY INSPECTION AMENDMENTS, *Ipson*, was before the House on its final passage.

On motion of Representative Ipson, the House voted to delete **2nd Sub. H.B. 298** in title and body and insert **3rd Sub. H.B. 298** in lieu thereof.

Representative Frank commented.

3rd Sub. H.B. 298 passed on the following roll call:

Yeas, 52; Nays, 18; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Barlow	Barrus	Briscoe	Butterfield
Christensen	Cox	D Brown	Daw
Dee	Dougall	Doughty	Edwards
Frank	Froerer	Galvez	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Ipson

Ivory	J Peterson	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Poulson	Sagers	Sandstrom	Sanpei
Snow	V Peterson	Webb	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Anderson	Bird	Chavez–Houck	Cosgrove
Duckworth	Dunnigan	Eliason	Fisher
Gibson	Hutchings	King	Kiser
Pitcher	Powell	Ray	Seelig
Watkins	Wheatley		

Absent or not voting were: Representatives

Arent	Draxler	Last	Sumsion
Vickers			

3rd Sub. H.B. 298 was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Harper, under suspension of the rules, the House voted to lift the following bills from the Rules Committee, consider them read the second time by short title, and placed on the Third Reading Calendar.

H.B. 513	Early Intervention Program (Rep. M. Newbold)
H.B. 514	Public and Higher Education Technology Amendments (Rep. M. Newbold)
H.B. 515	Upstart Amendments (Rep. M. Newbold)

* * *

On motion of Representative Harper, the following bills were lifted from the Rules Committee and placed on the Third Reading Calendar:

H.B. 467	Sovereign Lands Management Account Appropriation (Rep. M. Noel)
1st Sub. H.B. 429	Property Rights Modifications (Rep. G. Froerer)
H.B. 443	Corrections Issues Task Force (Rep. E. Hutchings)
H.B. 162	Veterans Reintegration Task Force (Rep. T. Cosgrove)
H.B. 392	Charter School Funding Revisions (Rep. S. Sandstrom)

H.B. 339	Election Ballot Amendments (Rep. S. Eliason)
H.C.R. 12	Concurrent Resolution Urging Congress to Transfer Navajo Trust Fund Money (Rep. M. Noel)
H.B. 413	Product Liability Amendments (Rep. D. Brown)
1st Sub. H.B. 284	Regents' Scholarship Program Amendments (Rep. J. Dougall)
H.C.R. 14	Concurrent Resolution Supporting Education Regarding, and Prevention of, Chronic Obstructive Pulmonary Disease (Rep. E. Hutchings)
H.B. 496	Mental Health Practice Act Revisions (Rep. P. Ray)
H.B. 192	Private Property Rights (Rep. B. Wilson)
1st Sub. H.B. 224	Political Subdivisions – Report of Receipts of Federal Money (Rep. K. Ivory)
H.B. 424	Museum Appropriation Amendments (Rep. T. Kiser)
H.B. 430	Classified School Employee Amendments (Rep. B. Last)
H.B. 172	Vote by Mail Amendments (Rep. S. Eliason)
H.B. 482	Severance Tax Funding for Certain Programs (Rep. K. Ivory)
H.B. 461	Abortion Waiting Period (Rep. S. Eliason)
H.B. 433	Expanded Uses of School District Property Tax Revenue (Rep. K. McIff)
1st Sub. H.B. 132	Premarital Education and Counseling Amendments (Rep. D. Pitcher)
H.B. 193	Alcoholic Beverage Control Commission Amendments (Rep. B. Doughty)
1st Sub. H.B. 209	Utah Lands Protection Act (Rep. F. Cox)

UNFINISHED BUSINESS

On motion of Representative Dee, the House voted to uncircle **H.B. 478**.

H.B. 478, ECONOMIC DEVELOPMENT THROUGH SPORTS PROMOTION, *Dee*, was before the House on its final passage.

H.B. 478 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty

Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	V Peterson	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Draxler	Last	Painter	Sumsion
Vickers			

H.B. 478 was transmitted to the Senate for its consideration.

* * *

On motion of Representative Dougall, the House voted to uncircle **H.B. 337**.

H.B. 337, OPEN GOVERNMENT AMENDMENTS, *Dougall*, was before the House on its final passage. Representative Handy commented.

H.B. 337, as amended, passed on the following roll call:

Yeas, 70; Nays, 1; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Litvack

M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	V Peterson	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative was: Representative Nielson

Absent or not voting were: Representatives

Draxler	Last	Sumsion	Vickers
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H.B. 337, as amended, was transmitted to the Senate for its consideration.

* * *

On motion of Representative Sandstrom, the House voted to uncircle **1st Sub. H.B. 452**.

1st Sub. H.B. 452, FAMILY EXPENSES AMENDMENTS, *Sandstrom*, was before the House on its final passage.

Representative Sandstrom proposed Amendment 1:

1. Page 2, Lines 26 through 28

26 (1) A husband and wife may be {~~sued~~} jointly or individually responsible for expenses of the family members for reasonable and necessary medical and dental expenses, and other necessities, including

27 {~~and~~} education of the minor children.

28 (2) In addition to the expenses {~~of the family and education of the children~~} described in Subsection (1) , a creditor

2. Page 2, Line 32:

32 (a) a collection fee {~~as provided in Section 12-1-11~~} ;

3. Page 2, Lines 37 through 38:

37 (3) {~~This section~~} Unless the court determines that it would work an injustice, Subsection (2) applies to all

contracts under this section entered into by either spouse any time the

38 parties {~~lived~~} are married and living together as husband and wife.

Representative Sandstrom's motion to amend passed on a voice vote.

1st Sub. H.B. 452 passed on the following roll call:

Yeas, 49; Nays, 19; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Chavez-Houck
Cosgrove	D Brown	Dee	Dunnigan
Edwards	Eliason	Frank	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Herrod	Hughes
Ipson	Ivory	J Peterson	M Brown
Mathis	McCay	McIff	Menlove
Moss	Nielson	Noel	Painter
Perry	Poulson	Powell	Ray
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright			

Voting in the negative were: Representatives

Arent	Bird	Briscoe	Christensen
Cox	Daw	Doughty	Duckworth
Fisher	Froerer	Hendrickson	Hutchings
King	Kiser	Litvack	Newbold
Pitcher	Sagers	Lockhart	

Absent or not voting were: Representatives

Butterfield	Dougall	Draxler	Last
Morley	Oda	Sumsion	

1st Sub. H.B. 452, as amended, was transmitted to the Senate for its consideration.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 2, 2012

The President of the Senate has signed **1st Sub. H.B. 68**, POWERSPORT VEHICLE FRANCHISE ACT AMENDMENTS, by Representative D. Sagers, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 78**, UTAH DIVISION OF CONSUMER PROTECTION AMENDMENTS, by Representative D. Brown, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 95**, RETAIL SALE OF TOBACCO PRODUCTS, by Representative P. Ray, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 108**, INTERNET GAMBLING, by Representative S. Sandstrom, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 305**, CONSTRUCTION CODE REVISIONS, by Representative G. Froerer, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 307**, FACTUAL INNOCENCE AMENDMENTS, by Representative B. Dee, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: March 2, 2012

The Senate substituted, amended, and passed, **Senate 3rd Sub. H.B. 144**, HEALTH SYSTEM REFORM AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communication filed. The bill was placed on the Concurrence Calendar.

* * *

Madam Speaker: March 3, 2012

The Senate passed, as substituted, and amended **1st Sub. S.C.R. 11**, CONCURRENT RESOLUTION ON THE NATIONAL DEFENSE

AUTHORIZATION ACT, by Senator T. Weiler, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 4:30 p.m., the House voted to adjourn until March 5, 2012, at 9:00 a.m.

FORTY-SECOND DAY

* * *

MORNING SESSION

The House was called to order by Speaker Pro Tem Newbold at 9:09 a.m.

Roll call showed all members present.

Prayer offered by Reverend Jerry Hirano, Salt Lake Buddhist Temple, a guest of Representative Curt Oda. Pledge of Allegiance led by Representative Oda.

CONSENT CALENDAR

H.B. 388, UNEMPLOYMENT INSURANCE EXEMPTION, *J. Peterson*, was read the third time by short title and placed on its final passage.

H.B. 388 passed on the following roll call:

Yeas, 64; Nays, 1; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Hemingway	Hendrickson
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Sagers
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson

Voting in the negative was: Representative Anderson

Absent or not voting were: Representatives

Duckworth	Dunnigan	Harper	Herrod
Hughes	McCay	Ray	Sandstrom
Wright	Lockhart		

H.B. 388 was transmitted to the Senate for its consideration.

* * *

H.B. 472, INTERNATIONAL RELATIONS AND TRADE COMMISSION AMENDMENTS, *Hutchings*, was read the third time by short title and placed on its final passage.

H.B. 472 passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Sagers	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	

Absent or not voting were: Representatives

Barrus	Dunnigan	Herrod	Hughes
McCay	Ray	Sandstrom	Lockhart

H.B. 472 was transmitted to the Senate for its consideration.

* * *

H.J.R. 20, HOUSE JOINT RESOLUTION ON HEARING IMPAIRMENT, *Edwards*, was read the third time by short title and placed on its final passage.

H.J.R. 20 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Bird
Briscoe	Butterfield	Chavez–Houck	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Barrus	Christensen	Hutchings	McCay
Ray			

H.J.R. 20 was transmitted to the Senate for its consideration.

* * *

1st Sub. S.B. 101, ACUPUNCTURE LICENSING ACT AMENDMENTS, *Senator Hinkins*, was read the third time by short title and placed on its final passage. Representative Watkins explained the bill.

1st Sub. S.B. 101 passed on the following roll call:

Yeas, 70; Nays, 1; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw

Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative was: Representative
Dougall

Absent or not voting were: Representatives
Barrus Hutchings McCay Ray

1st Sub. S.B. 101 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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S.B. 252, AMENDMENTS TO DENTIST PRACTICE ACT, *Senator Hinkins*, was read the third time by short title and placed on its final passage. Representative Watkins explained the bill.

S.B. 252 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Bird
Briscoe	Butterfield	Chavez-Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy

Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Barrus	Hutchings	McCay	Ray
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S.B. 252 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

H.B. 364, SCHOOL DISTRICT FINANCIAL REPORTING AMENDMENTS, *Dougall*, was read the third time by short title and placed on its final passage.

H.B. 364 passed on the following roll call:

Yeas, 46; Nays, 26; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Barrus	Butterfield	Christensen
Cosgrove	Cox	D Brown	Daw
Dougall	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Gibson
Grover	Handy	Harper	Hendrickson
Herrod	Hughes	J Peterson	King
Kiser	M Brown	Mathis	McIff
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Pitcher
Poulson	Powell	Ray	Sumsion
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright		

Voting in the negative were: Representatives

Arent	Barlow	Bird	Briscoe
Chavez–Houck	Dee	Doughty	Draxler

Duckworth	Galvez	Greenwood	Hemingway
Ipson	Ivory	Last	Litvack
Menlove	Perry	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins		

Absent or not voting were: Representatives

Hutchings	McCay	Lockhart
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H.B. 364 was transmitted to the Senate for its consideration.

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S.B. 175, SCHOOL GRADING AMENDMENTS, *Senator Niederhauser*, was read the third time by short title and placed on its final passage. Representative Hughes explained the bill.

S.B. 175 passed on the following roll call:

Yeas, 75; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

S.B. 175 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

H.B. 389, STUDENT EDUCATION OCCUPATION PLAN AMENDMENTS, *Newbold*, was read the third time by short title and placed on its final passage.

H.B. 389 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright			

Absent or not voting were: Representatives

Dee	Lockhart
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H.B. 389 was transmitted to the Senate for its consideration.

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S.B. 267, TRIBAL HEALTH INFORMATION, *Senator Van Tassell*, was read the third time by short title and placed on its final passage. Representative Draxler explained the bill.

S.B. 267 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative

Hutchings

S.B. 267 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.J.R. 21, JOINT RESOLUTION RECOGNIZING PREGNANCY CARE CENTERS, *Senator Adams*, was read the third time by short title and placed on its final passage. Representative Wright explained the bill.

S.J.R. 21 passed on the following roll call:

Yeas, 65; Nays, 7; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cosgrove	Cox
D Brown	Daw	Dee	Dougall

Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	Kiser	Last
M Brown	Mathis	McIff	Menlove
Morley	Newbold	Nielson	Noel
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Arent	Briscoe	Doughty	King
Litvack	McCay	Seelig	

Absent or not voting were: Representatives

Chavez–Houck	Moss	Painter
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S.J.R. 21 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

H.B. 421, LOCAL DISTRICT DISSOLUTION, *McCay*, was read the third time by short title and placed on its final passage.

H.B. 421, as amended, passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson

Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright		

Absent or not voting was: Representative
Lockhart

H.B. 421, as amended, was transmitted to the Senate for its consideration.

* * *

1st Sub. S.B. 243, REPEAL OF ILLEGAL DRUG STAMP TAX ACT, *Senator Thatcher*, was read the third time by short title and placed on its final passage. Representative Anderson explained the bill.

1st Sub. S.B. 243 passed on the following roll call:

Yeas, 75; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers

Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

1st Sub. S.B. 243 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

MISCELLANEOUS BUSINESS

On motion of Representative McCall, the House voted to recall **1st Sub. S.B. 42** from the Senate for the purpose of an amendment.

CONCURRENCE CALENDAR

On motion of Representative Draxler, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 75, PROPERTY TAXATION OF LOW-INCOME HOUSING.**

2nd Sub. H.B. 75, as amended by the Senate, passed on the following roll call:

Yeas, 56; Nays, 16; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Arent	Barlow	Briscoe	Butterfield
Christensen	Cosgrove	Cox	D Brown
Daw	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Fisher	Froerer
Galvez	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	McCay	McIff	Menlove
Moss	Noel	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Vickers	Watkins	Webb
Wheatley	Wiley	Wilson	Lockhart

Voting in the negative were: Representatives

Anderson	Barrus	Chavez-Houck	Dougall
Eliason	Frank	Gibson	Greenwood
Morley	Newbold	Nielson	Oda
Sumsion	V Peterson	Wilcox	Wright

Absent or not voting were: Representatives

Bird Dee Mathis

2nd Sub. H.B. 75, as amended by the Senate, transmitted to the Senate for signature of President.

MISCELLANEOUS BUSINESS

On motion of Representative Perry, the House voted to refuse to concur in the Senate Amendments to **H.B. 213**, SCHOOL COMMUNITY COUNCIL MEMBER QUALIFICATIONS, and to request the Senate recede from its amendments.

CONCURRENCE CALENDAR

On motion of Representative Butterfield, the House voted to concur in the Senate amendments to **1st Sub. H.B. 323**, SALES AND USE TAX COLLECTION AMENDMENTS.

1st Sub. H.B. 323, as amended by the Senate, passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
M Brown

1st Sub. H.B. 323, as amended by the Senate, transmitted to the Senate for signature of President.

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On motion of Representative Painter, the House voted to concur in the Senate amendments to **H.B. 129**, DEFENSE OF PROPERTY AND PERSON.

H.B. 129, as amended by the Senate, passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Lockhart			

Absent or not voting were: Representatives
M Brown Wright

H.B. 129, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Harper, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 237**, CHILD WELFARE AMENDMENTS.

2nd Sub. H.B. 237, as amended by the Senate, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson		

Absent or not voting were: Representatives

Edwards	Morley	Painter	Wright
Lockhart			

2nd Sub. H.B. 237, as amended by the Senate, transmitted to the Senate for signature of President.

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On motion of Representative Sandstrom, the House voted to concur in the Senate amendments to **H.B. 399**, PHYSICIAN OSTEOPATHIC LICENSING AMENDMENTS.

H.B. 399, as amended by the Senate, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck

Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Noel	Oda	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Lockhart		

Absent or not voting were: Representatives

Dougall	Edwards	Nielson	Painter
Wright			

H.B. 399, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Seelig, the House voted to concur in the Senate amendments to **1st Sub. H.B. 432**, BUREAU OF CRIMINAL IDENTIFICATION AMENDMENTS.

1st Sub. H.B. 432, as amended by the Senate, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy

Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Noel	Oda	Perry
Pitcher	Poulson	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Lockhart		

Absent or not voting were: Representatives

Edwards	Nielson	Painter	Powell
Wright			

1st Sub. H.B. 432, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Dunnigan, the House voted to concur in the Senate amendments to **3rd Sub. H.B. 144**, HEALTH SYSTEM REFORM AMENDMENTS.

3rd Sub. H.B. 144, as amended by the Senate, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel

Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Dougall	Edwards	Hutchings	McCay
Seelig			

3rd Sub. H.B. 144, as amended by the Senate, transmitted to the Senate for signature of President.

THIRD READING CALENDAR

H.B. 513, EARLY INTERVENTION PROGRAM, *Newbold*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

Representative Nielson commented.

H.B. 513 passed on the following roll call:

Yeas, 57; Nays, 15; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
Chavez–Houck	Christensen	Cosgrove	Cox
D Brown	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Froerer	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Moss	Newbold	Noel
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Snow	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Lockhart			

Voting in the negative were: Representatives

Anderson	Bird	Butterfield	Daw
Dougall	Frank	Galvez	Herrod
McCay	Nielson	Oda	Sumsion
V Peterson	Wilson	Wright	

Absent or not voting were: Representatives

Hutchings	Morley	Seelig
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H.B. 513 was transmitted to the Senate for its consideration.

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H.B. 514, PUBLIC AND HIGHER EDUCATION TECHNOLOGY AMENDMENTS, *Newbold*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Newbold, the House voted to circle **H.B. 514**.

* * *

H.B. 515, UPSTART AMENDMENTS, *Newbold*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representatives Frank, Cosgrove, Gibson, Wilcox, Last, and Briscoe commented.

H.B. 515 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hutchings	Ipson	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry

Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	

Absent or not voting were: Representatives

Dee	Hughes	Ivory	Lockhart
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H.B. 515 was transmitted to the Senate for its consideration.

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H.B. 467, SOVEREIGN LANDS MANAGEMENT ACCOUNT APPROPRIATION, *Noel*, was read the third time by short title and placed on its final passage. Representatives Mathis, King, and Frank commented.

H.B. 467 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wright	Lockhart	

Absent or not voting were: Representatives

Arent	Dee	M Brown	Wilson
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H.B. 467 was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Chavez–Houck, the House voted to uncircle **H.B. 506**.

H.B. 506, MARTIN LUTHER KING, JR. SPECIAL GROUP LICENSE PLATE, *Chavez–Houck*, was before the House on its final passage.

Representative Daw proposed Amendment 1:

1. Page 2, Line 58 through Page 3, Line 59

58 (c) create or support programs that promote awareness and
education of {–human–} constitutional and civil

59 rights;

2. Page 3, Line 60:

60 (d) provide education and training in {–human
rights–} inalienable rights as set forth in the Declaration of
Independence ;

3. Page 3, Lines 71 through 73:

71 (ii) create or support programs that promote awareness and
education of {–human–} constitutional and civil

72 rights;

73 (iii) provide education and training in {–human
rights–} inalienable rights as set forth in the Declaration of
Independence ;

Representative Daw’s motion to amend passed on a voice vote.

H.B. 506, as amended, passed on the following roll call:

Yeas, 61; Nays, 10; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
Butterfield	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee

Doughty	Draxler	Duckworth	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Handy	Harper
Hemingway	Hendrickson	Herrod	Hutchings
Ipson	Ivory	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Moss
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson			

Voting in the negative were: Representatives

Anderson	Bird	Dougall	Dunnigan
Greenwood	Grover	J Peterson	Newbold
Wright	Lockhart		

Absent or not voting were: Representatives

Hughes	Morley	Nielson	Sagers
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H.B. 506, as amended, was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

1st Sub. H.B. 429, PROPERTY RIGHTS MODIFICATIONS, *Froerer*, was read the third time by short title and placed on its final passage.

On motion of Representative Froerer, the House voted to circle **1st Sub. H.B. 429**.

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H.B. 443, CORRECTIONS ISSUES TASK FORCE, *Hutchings*, was read the third time by short title and placed on its final passage.

On motion of Representative Hutchings, the House voted to lift the bill from the Third Reading Calendar and return it to the Rules Committee.

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H.B. 162, VETERANS REINTEGRATION TASK FORCE, *Cosgrove*, was read the third time by short title and placed on its final passage.

H.B. 162 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Dougall	Painter
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H.B. 162 was transmitted to the Senate for its consideration.

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H.B. 392, CHARTER SCHOOL FUNDING REVISIONS, *Sandstrom*, was read the third time by short title and placed on its final passage. Representative Watkins commented.

H.B. 392, as amended, passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Dee

Doughty	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Anderson	Daw	Dougall
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H.B. 392, as amended, was transmitted to the Senate for its consideration.

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H.B. 339, ELECTION BALLOT AMENDMENTS, *Eliason*, was read the third time by short title and placed on its final passage. Representative Cox commented.

H.B. 339 passed on the following roll call:

Yeas, 70; Nays, 1; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McCay	McIff	Menlove

Moss	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative was: Representative
Newbold

Absent or not voting were: Representatives

Dougall	Hughes	M Brown	Morley
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H.B. 339 was transmitted to the Senate for its consideration.

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H.C.R. 12, CONCURRENT RESOLUTION URGING CONGRESS TO TRANSFER NAVAJO TRUST FUND MONEY, *Noel*, was read the third time by short title and placed on its final passage. Representative Draxler commented.

H.C.R. 12, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Bird	Dougall	Hughes	Sandstrom
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H.C.R. 12, as amended, was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Newbold, the House voted to uncircle **H.B. 514**.

H.B. 514, PUBLIC AND HIGHER EDUCATION TECHNOLOGY AMENDMENTS, *Newbold*, was before the House on its final passage.

On motion of Representative Newbold, the House voted to delete **H.B. 514** in title and body and insert **1st Sub. H.B. 514** in lieu thereof.

1st Sub. H.B. 514 passed on the following roll call:

Yeas, 60; Nays, 12; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Doughty	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Hutchings
Ipson	Ivory	King	Kiser
Last	Litvack	M Brown	Mathis
McIff	Menlove	Morley	Moss
Newbold	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Seelig	Snow
Vickers	Watkins	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Butterfield	Dee	Draxler	Frank
Herrod	J Peterson	McCay	Nielson
Sanpei	Sumsion	V Peterson	Webb

Absent or not voting were: Representatives

Dougall	Hughes	Sandstrom
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1st Sub. H.B. 514 was transmitted to the Senate for its consideration.

INTRODUCTION OF BILLS

H.B. 2, New Fiscal Year Supplemental Appropriations Act (M. Brown), was read the first time by short title and referred to the Rules Committee.

H.B. 7, Current School Year Supplemental Public Education Budget Adjustments (M. Brown), was read the first time by short title and referred to the Rules Committee.

H.B. 9, State Agency and Higher Education Compensation Appropriations (M. Brown), was read the first time by short title and referred to the Rules Committee.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 5, 2012

The Senate passed, **H.B. 141**, STATE SOVEREIGNTY AND RIGHTS OF SET-OFF, by Representative L. Christensen, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 229**, CONSTABLES AMENDMENTS, by Representative L. Perry, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 259**, MUNICIPAL ADMINISTRATIVE PROCEEDINGS AMENDMENTS, by Representative K. Powell, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 319**, PROVISION OF INFORMATION TO PARENTS OF CHILDREN IN STATE CUSTODY, by Representative C. Watkins, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 459**, AMENDMENTS TO DEFERRED DEPOSIT LENDING, by Representative J. Dunnigan, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 4**, JOINT RESOLUTION ON BREASTFEEDING, by Representative J. Seelig, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker:

March 5, 2012

The Senate passed, as substituted, **2nd Sub. S.B. 153**, PROCUREMENT AMENDMENTS, by Senator W. Niederhauser, and it is transmitted for consideration; and

The Senate passed **S.B. 213**, CHARTER SCHOOL ENROLLMENT, by Senator H. Stephenson, and it is transmitted for consideration; and

The Senate passed **S.B. 282**, CREDIT FOR VETERAN TRAINING, by Senator T. Weiler, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.C.R. 10**, CONCURRENT RESOLUTION SUPPORTING UTAH'S INTERCONNECTED SKI AND SNOWBOARD INDUSTRY, by Senator W. Niederhauser, and it is transmitted for consideration.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

* * *

Madam Speaker:

March 5, 2012

The Senate transmits **1st Sub. S.B. 42**, LIMITATION ON ACTION TO RECOVER DEFICIENCY FOLLOWING SHORT SALE, by Senator W. Niederhauser, for further consideration.

Leslie O. McLean

Secretary of the Senate

Communication filed. The bill was placed at the top of the Senate Third Reading Calendar.

THIRD READING CALENDAR

H.B. 413, PRODUCT LIABILITY AMENDMENTS, *D. Brown*, was read the third time by short title and placed on its final passage.

On motion of Representative D. Brown, the House voted to circle **H.B. 413**.

* * *

1st Sub. H.B. 284, REGENTS' SCHOLARSHIP PROGRAM AMENDMENTS, *Dougall*, was read the third time by short title and placed on its final passage.

On motion of Representative Menlove, the House voted to circle **1st Sub. H.B. 284**.

* * *

H.C.R. 14, CONCURRENT RESOLUTION SUPPORTING EDUCATION REGARDING, AND PREVENTION OF, CHRONIC OBSTRUCTIVE PULMONARY DISEASE, *Hutchings*, was read the third time by short title and placed on its final passage.

H.C.R. 14 passed on the following roll call:

Yeas, 74; Nays, 1; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative was: Representative
McCay

H.C.R. 14 was transmitted to the Senate for its consideration.

* * *

H.B. 496, MENTAL HEALTH PRACTICE ACT REVISIONS, *Ray*, was read the third time by short title and placed on its final passage.

H.B. 496 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Dee	Greenwood	Perry	Watkins
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H.B. 496 was transmitted to the Senate for its consideration.

* * *

H.B. 192, PRIVATE PROPERTY RIGHTS, *Wilson*, was read the third time by short title and placed on its final passage.

On motion of Representative *Wilson*, the House voted to lift the bill from the Third Reading Calendar and return it to the Rules Committee.

* * *

1st Sub. H.B. 224, POLITICAL SUBDIVISIONS – REPORT OF RECEIPTS OF FEDERAL MONEY, *Ivory*, was read the third time by short title and placed on its final passage. Representative Powell commented.

1st Sub. H.B. 224 passed on the following roll call:

Yeas, 57; Nays, 17; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Butterfield	Christensen	Cox
D Brown	Daw	Dougall	Draxler
Duckworth	Edwards	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Newbold
Noel	Oda	Painter	Perry
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Wilcox	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Arent	Chavez–Houck	Cosgrove	Doughty
Dunnigan	Fisher	Hemingway	Hutchings
Moss	Nielson	Pitcher	Poulson
Powell	Ray	Webb	Wheatley
Wiley			

Absent or not voting was: Representative

Dee

1st Sub. H.B. 224 was transmitted to the Senate for its consideration.

* * *

H.B. 424, MUSEUM APPROPRIATION AMENDMENTS, *Kiser*, was read the third time by short title and placed on its final passage.

Representative Kiser proposed a verbal amendment:

1. Page 1, Line 18:
Delete “\$1,000,000” and insert “\$250,000”
2. Page 2, Line 37:
Delete “\$1,000,000” and insert “\$250,000”

3. Page 2, Line 39:

Delete “\$1,000,000” and insert “\$250,000”

Representative Kiser’s motion to amend passed on a voice vote.

H.B. 424, as amended, failed to pass on the following roll call:

Yeas, 36; Nays, 37; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Bird	Briscoe
Chavez–Houck	Christensen	Cosgrove	D Brown
Doughty	Duckworth	Dunnigan	Eliason
Fisher	Gibson	Harper	Hemingway
Hendrickson	Hughes	Hutchings	J Peterson
King	Kiser	Litvack	M Brown
McIff	Menlove	Moss	Pitcher
Poulson	Powell	Ray	Sagers
Wheatley	Wilcox	Wiley	Lockhart

Voting in the negative were: Representatives

Barlow	Barrus	Butterfield	Cox
Daw	Dougall	Draxler	Edwards
Frank	Froerer	Galvez	Greenwood
Grover	Handy	Herrod	Ipson
Ivory	Last	Mathis	McCay
Morley	Newbold	Noel	Oda
Painter	Perry	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wilson
Wright			

Absent or not voting were: Representatives

Dee	Nielson
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H.B. 424, as amended, was filed.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:00 p.m., the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Lockhart at 2:15 p.m.

COMMUNICATIONS FROM THE GOVERNOR

Madam Speaker:

March 5, 2012

This letter serves to inform you that on March 5, 2012, I signed the following bills of the 2012 Annual General Session of the 59th Legislature and have forwarded them to the Lieutenant Governor for filing:

- H.B. 37** Child Support Guidelines Advisory Committee Amendments
- H.C.R. 2** Concurrent Resolution Recognizing Historic and Economic Relationships Between Canada, the United States, and Utah
- H.C.R. 4** Concurrent Resolution Honoring Weber County Law Enforcement Officers
- H.C.R. 6** Navajo Electrification Demonstration Project Concurrent Resolution
- 1st Sub. H.C.R. 7** Concurrent Resolution Designating Veterans Memorial Highway
- H.C.R. 8** Concurrent Resolution Recognizing the 100th Anniversary of the Girl Scouts of the USA
- H.C.R. 11** Concurrent Resolution Recognizing the Sesquicentennial of the City of St. George
- S.B. 159** State Fair Park Risk Management
- S.C.R. 1** Concurrent Resolution Supporting Establishment of a Fund for Assistance to Families of Fallen Officers
- S.C.R. 4** Concurrent Resolution on Breast Cancer Screening
- S.C.R. 5** Concurrent Resolution Encouraging Parental Engagement in the Education of Children
- S.C.R. 6** Concurrent Resolution Honoring the Salvation Army
- Gary R. Herbert
Governor

Communication filed.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 5, 2012

The Senate passed, as amended, **H.B. 11**, GRAND JURY AMENDMENTS, by Representative K. McIff, and it is transmitted for further consideration; and

The Senate passed, as amended, **1st Sub. H.B. 46**, ELECTRONIC PERSONAL MEDICAL RECORDS, by Representative R. Menlove, and it is transmitted for further consideration; and

The Senate passed, as amended, **1st Sub. H.B. 80**, REORGANIZATION OF ADMINISTRATIVE SUPPORT FUNCTIONS IN STATE AGENCIES, by Representative W. Harper, and it is transmitted for further consideration; and

The Senate substituted, amended, and passed, **Senate 3rd Sub. H.J.R. 6**, JOINT RESOLUTION ON SEVERANCE TAX, by Representative J. Nielson, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

* * *

Madam Speaker: March 5, 2012

The Senate passed, as amended, **S.B. 208**, HEALTHCARE COMPACT, by Senator J. S. Adams, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bills were read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILL

H.J.R. 5, Joint Resolution on Parental Rights and Fundamental Liberties (C. Herrod), was read the first time by short title and referred to the Rules Committee.

UNFINISHED BUSINESS

On motion of Representative Dougall, the House voted to uncircle **1st Sub. H.B. 123**.

1st Sub. H.B. 123, EDUCATION SAVINGS ACCOUNTS, *Dougall*, was before the House on its final passage.

Representative Dougall proposed Amendment 1:

1. Page 2, Line 46

46 { ~~53A-17b-106, Utah Code Annotated 1953~~ }

2. Page 7, Lines 202 through 210:

202 { ~~Section 8. Section 53A-17b-106 is enacted to read:~~

203 ~~53A-17b-106.~~ Eligibility to participate in an extracurricular activity.

204 ~~(1) A student is eligible to participate in an extracurricular activity at a school where~~

205 ~~the student takes one or more courses.~~

206 ~~(2) A student who is not a full-time student at a school is eligible to participate in an~~

207 ~~extracurricular activity consistent with eligibility standards applied to a full-time student.~~

208 ~~(3) A school district or public school may not impose additional requirements on a~~

209 ~~part-time student to participate in an extracurricular activity that are not imposed on a full-time~~

210 ~~student.~~ }

Renumber remaining sections.

Representative Dougall’s motion to amend passed on a voice vote.

Representatives Powell, Watkins, and Sumsion commented.

1st Sub. H.B. 123, as amended, failed to pass on the following roll call:

Yeas, 26; Nays, 46; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Barlow	Butterfield	Daw	Dougall
Frank	Froerer	Gibson	Grover
Harper	Herrod	Hughes	J Peterson
Kiser	M Brown	McCay	Menlove
Nielson	Noel	Oda	Painter
Sanpei	Sumsion	V Peterson	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Anderson	Arent	Barrus	Bird
Briscoe	Chavez-Houck	Christensen	Cosgrove
Cox	D Brown	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Galvez	Greenwood	Handy

Hemingway	Hendrickson	Hutchings	Ipson
Ivory	King	Last	Litvack
Mathis	McIff	Moss	Newbold
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Seelig
Snow	Vickers	Watkins	Webb
Wheatley	Wiley		

Absent or not voting were: Representatives

Dee	Morley	Wilcox
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1st Sub. H.B. 123, as amended, was filed.

UNFINISHED BUSINESS

On motion of Representative Dougall, the House voted to uncircle **1st Sub. H.B. 284**.

1st Sub. H.B. 284, REGENTS' SCHOLARSHIP PROGRAM AMENDMENTS, *Dougall*, was before the House on its final passage. Representatives Noel, King, Handy, Moss, Litvack, McIff, Ivory, Gibson, and Briscoe commented.

1st Sub. H.B. 284 passed on the following roll call:

Yeas, 58; Nays, 13; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Butterfield
Christensen	Cox	D Brown	Daw
Dee	Dougall	Draxler	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	Last	Litvack	Mathis
McCay	McIff	Menlove	Morley
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Webb	Wheatley	Wilcox	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Arent	Bird	Briscoe	Chavez–Houck
Cosgrove	Doughty	Duckworth	Hemingway
King	Moss	Seelig	Watkins
Wiley			

Absent or not voting were: Representatives

Dunnigan	Kiser	M Brown	Vickers
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1st Sub. H.B. 284 was transmitted to the Senate for its consideration.

SPECIAL ORDER OF BUSINESS

H.J.R. 16, JOINT RESOLUTION – JUDICIAL SERVICE COMMENDATION, *McIff*, was read the third time by short title and placed on its final passage.

Representatives Hendrickson, Christensen, Arent, and D. Brown commented.

H.J.R. 16 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wright
Lockhart			

Absent or not voting were: Representatives
Dougall Wilson

H.J.R. 16 was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative D. Brown, the House voted to uncircle **H.B. 413.**

H.B. 413, PRODUCT LIABILITY AMENDMENTS, *D. Brown*, was before the House on its final passage.

Representative D. Brown proposed Amendment 3:

- 1. Page 1, Line 26 through Page 2, Line 30
House Committee Amendments 3-1-2012

26 (1) Notwithstanding any other provision of law, in any civil action {~~against a~~

27 manufacturer for} arising from harm caused by a product, irrespective of the substantive theory or theories

28 underlying the claim, a {~~manufacturer~~} defendant may
{~~not~~} be liable only $\hat{H} \rightarrow$ [~~unless the claimant proves~~] if the

28a claimant {~~fails to prove~~} $\leftarrow \hat{H}$ proves by a

29 preponderance of the evidence that the defendant {~~was the manufacturer of~~} manufactured, had manufactured on its behalf, distributed, or sold the actual product

30 that was the cause of harm for which the claimant seeks to recover compensatory damages.

Representative D. Brown’s motion to amend passed on a voice vote.

###

Representative King proposed Amendment 4:

- 1. Page 2, Lines 31 through 35
House Committee Amendments 3-1-2012

31 (2) Proof that a product seller designed, formulated, produced, constructed, created,

32 assembled, or rebuilt the type of product in question is not proof that the product seller

33 →designed, ← formulated, produced, constructed, created, assembled, or rebuilt the actual

33a defective product

34 in the product liability action , so long as the product seller [proves it] has no financial interest in the sale of the product in question . A product seller may not be held liable in a product liability

35 action based on market share, enterprise, or industry-wide liability. (3) An entity that sells or distributes a product that is manufactured by another entity is subject to the same liability as the product's manufacturer.

Representatives D. Brown, Christensen, King, and Ivory commented.

###

Representative Snow made a substitute motion to amend as follows: Include Amendment 4 with the following change: delete “proves it” on line 34.

Representative King, D. Brown, McIff, Gibson, Powell, and McCay commented.

Representative Snow’s substitute motion to amend passed on a voice vote.

Representatives Ray, Chavez–Houck, Arent, and Christensen commented.

###

Representative Bird made a motion to return **H.B. 413** to the Rules Committee. Representatives Wilcox and McIff commented. The motion failed on the following roll call:

Yeas, 30; Nays, 43; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Duckworth	Hemingway	Hendrickson	Hutchings
Ipson	Ivory	J Peterson	King
Litvack	McIff	Newbold	Noel
Perry	Pitcher	Poulson	Powell
Sagers	Seelig	V Peterson	Webb
Wheatley	Wiley		

Voting in the negative were: Representatives

Butterfield	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Draxler
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Herrod	Kiser	Last	M Brown
Mathis	McCay	Menlove	Morley
Moss	Nielson	Oda	Painter
Ray	Sandstrom	Sanpei	Snow
Sumsion	Vickers	Watkins	Wilcox
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Doughty	Hughes
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Representative Cosgrove commented.

H.B. 413, as amended, passed on the following roll call:

Yeas, 43; Nays, 32; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Butterfield
Cox	D Brown	Daw	Dee
Dougall	Draxler	Dunnigan	Eliason
Greenwood	Grover	Harper	Hendrickson
Herrod	Hughes	Ipson	Kiser
M Brown	Mathis	McCay	Menlove
Morley	Nielson	Noel	Oda
Painter	Pitcher	Ray	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wilcox
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Arent	Bird	Briscoe	Chavez–Houck
Christensen	Cosgrove	Doughty	Duckworth
Edwards	Fisher	Frank	Froerer
Galvez	Gibson	Handy	Hemingway
Hutchings	Ivory	J Peterson	King
Last	Litvack	McIff	Moss
Newbold	Perry	Poulson	Powell
Sagers	Seelig	Wheatley	Wiley

H.B. 413, as amended, was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Dee, the House voted to uncircle **H.B. 449**.

H.B. 449, PUBLIC EMPLOYEE STATUS MODIFICATIONS, *Dee*, was before the House on its final passage. was transmitted to the Senate for its consideration.

Representative Dee proposed Amendment 3:

1. Page 2, Line 52 through Page 3, Line 86

52 (b) Subsection (1)(a) does not apply to an employee who is
discharged or involuntarily

53 transferred to a position with less remuneration if the discharge or
involuntary transfer is the

54 result of a layoff {~~—~~} or reorganization {~~— or other~~
~~non-disciplinary reason~~} .

55 (2) Subsection (1)(a) does not apply to:

56 (a) [~~an officer~~] subject to Subsection (3), a person
appointed by the mayor, city manager, or other person or body

57 [~~exercising executive~~] with the power to appoint in the
municipality[;] if:

58 (i) the appointment is made in writing; {~~and~~}

59 (ii) the person's written job description identifies the person's
position as {~~being an~~

60 ~~at-will position with the municipality~~} exempt from the
protections described in Subsection (1)(a) ; and

(iii) the position is described in an ordinance as exempt from the
protections described in Subsection (1)(a);

61 (b) a member of the municipality's police department or fire
 department who is a

62 member of the classified civil service in a first or second class city;

63 (c) a person who holds a position described {~~as follows, or~~
~~the equivalent, as defined in~~

64 ~~a local ordinance or local personnel policy } in Subsections~~
~~(2)(c)(i) through (xii) or an equivalent position designated in a municipal~~
~~ordinance or personnel policy :~~

65 ~~[(e)] (i) a police chief of the municipality;~~

66 ~~[(d)] (ii) a deputy or assistant police chief of the municipality;~~

67 ~~[(e)] (iii) a fire chief of the municipality;~~

68 ~~[(f)] (iv) a deputy or assistant fire chief of the municipality;~~

69 ~~[(g)] (v) a head of a municipal department or division;~~

70 ~~[(h)] (vi) a deputy of a head of a municipal department or~~
~~division;~~

71 ~~[(i)] (vii) a superintendent;~~

72 ~~[(j)] (viii) a probationary employee of the municipality;~~

73 ~~[(k)] (ix) a part-time employee of the municipality, including~~
~~paid call firefighters; {--}~~

74 ~~[(l)] (x) a seasonal or temporary employee of the~~
~~municipality[-];~~

~~(xi) a person who works in the office of an elected official; or~~
~~(xii) a secretarial or administrative assistant support position that is~~
~~specifically designated as a position to assist an elected official or the~~
~~head or deputy head of a municipal department;~~

75 ~~[(3) Nothing in this section or Section 10-3-1106 may be~~
~~construed to limit a~~

76 ~~municipality's ability to define cause for an employee termination~~
~~or reduction in force.]~~

77 ~~(d) an individual appointed to a position under Part 9,~~
~~Appointed Officials and Their~~

78 ~~Duties, including:~~

79 ~~(i) the city engineer;~~

80 ~~(ii) the city recorder;~~

81 ~~(iii) the city treasurer; or~~

82 ~~(iv) the city attorney; or~~

83 ~~(e) an employee who has:~~

84 ~~(i) acknowledged in writing that the employee's employment~~
~~status is appointed or~~

85 at-will; or

86 (ii) voluntarily waived the procedures required by Section 10-3-1106.

(3) In addition to the persons described in Subsections (2)(b) through (e), a municipality may appoint up to 5% of the municipality's workforce in accordance with Subsection (2)(a).

(4) Nothing in this section or Section 10-3-1106 may be construed to limit a municipality's ability to define cause for an employee termination or reduction in force.

Representative Dee's motion to amend passed on a voice vote.

H.B. 449, as amended, passed on the following roll call:

Yeas, 57; Nays, 16; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Daw	Dee	Dougall	Draxler
Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	Kiser	Last	M Brown
Mathis	McCay	McIff	Menlove
Morley	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sanpei
Snow	Sumsion	V Peterson	Vickers
Webb	Wilcox	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Arent	Briscoe	Chavez-Houck	Cosgrove
Doughty	Duckworth	Fisher	Hemingway
Hendrickson	King	Litvack	Moss
Seelig	Watkins	Wheatley	Wiley

Absent or not voting were: Representatives

Ray	Sandstrom
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H.B. 449, as amended, was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, the House voted to lift **H.J.R. 21**, JOINT RESOLUTION ON STATE HEALTH INSURANCE, from the Rules Committee, consider it read the second time and place it at the top of the Third Reading Calendar.

THIRD READING CALENDAR

H.J.R. 21, JOINT RESOLUTION ON STATE HEALTH INSURANCE, *Dee*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Dee, the House voted to circle **H.J.R. 21**.

UNFINISHED BUSINESS

On motion of Representative M. Brown, the House voted to uncircle **2nd Sub. H.B. 502**.

2nd Sub. H.B. 502, INCORPORATION AMENDMENTS, *M. Brown*, was before the House on its final passage.

On motion of Representative M. Brown, the House voted to delete **2nd Sub. H.B. 502** in title and body and insert **3rd Sub. H.B. 502** in lieu thereof.

Representative M. Brown proposed Amendment 1:

1. Page 25, Lines 756 through 759

756 (d) If the five year projected revenues under Subsection (8)(b)(v) exceed the five year

757 projected costs under Subsection (8)(b)(iv) by more than
 {~~-5~~} 10 %, the feasibility consultant shall

758 project and report the expected annual revenue surplus to the
contact sponsor and the lieutenant

759 governor.

2. Page 29, Lines 888 through 890:

888 (ii) ask questions and become informed about the proposed
incorporation; and

889 (iii) express its views about the proposed incorporation,
including their views about the

890 boundary of the area proposed to be incorporated.

(4) A county may not hold an election on the incorporation of a town in accordance with Section 10-2-127 if the results of the feasibility study show that the five year projected revenues under Subsection 10-2-125(8)(b)(v) exceed the five year projected costs under Subsection (8)(b)(iv) by more than 10%.

3. Page 29, Line 892 through Page 30, Line 897:

892 10-2-127. Incorporation of town -- Election to incorporate --
Ballot form.

893 (1) (a) At the next regular general election, as defined in Section
20A-1-102, more than

894 60 days after the public hearing described in Section 10-2-126, the
county legislative body shall

895 hold an election on the proposed incorporation unless prohibited
under the provisions of Section 10-2-126 .

896 (b) Unless a person is a registered voter who resides, as defined
in Section 20A-1-102,

897 within the boundaries of the proposed town, the person may not
vote on the proposed

Representative M. Brown’s motion to amend passed on a voice vote.

Representatives Sagers, Arent, Christensen, Froerer, and Cox commented.

3rd Sub. H.B. 502, as amended, passed on the following roll call:

Yeas, 48; Nays, 25; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Cosgrove
Cox	Daw	Dougall	Doughty
Draxler	Edwards	Frank	Gibson
Grover	Handy	Harper	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	King	Kiser	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Oda	Painter	Perry	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Sumsion	V Peterson
Watkins	Wiley	Wright	Lockhart

Voting in the negative were: Representatives

Barrus	Bird	Briscoe	Chavez–Houck
Christensen	D Brown	Dee	Duckworth
Dunnigan	Eliason	Fisher	Froerer
Galvez	Greenwood	Hemingway	J Peterson
Last	Litvack	Pitcher	Snow
Vickers	Webb	Wheatley	Wilcox
Wilson			

Absent or not voting were: Representatives

Butterfield	Noel
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3rd Sub. H.B. 502, as amended, was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 430, CLASSIFIED SCHOOL EMPLOYEE AMENDMENTS, *Last*, was read the third time by short title and placed on its final passage.

On motion of Representative Dee, the House voted to circle **H.B. 430**.

* * *

H.B. 172, VOTE BY MAIL AMENDMENTS, *Eliason*, was read the third time by short title and placed on its final passage. Representatives Dunnigan, Nielson, Perry, Sagers, Ray, Dougall, and Frank commented.

H.B. 172 passed on the following roll call:

Yeas, 54; Nays, 21; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Dee
Doughty	Draxler	Duckworth	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Ipson
Ivory	King	Kiser	Last
Litvack	McCay	McIff	Moss
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Sandstrom

Sanpei	Seelig	Snow	Sumsion
Vickers	Watkins	Webb	Wheatley
Wiley	Wilson		

Voting in the negative were: Representatives

Bird	Daw	Dougall	Dunnigan
Gibson	Greenwood	Hughes	Hutchings
J Peterson	M Brown	Mathis	Menlove
Morley	Newbold	Painter	Ray
Sagers	V Peterson	Wilcox	Wright
Lockhart			

H.B. 172 was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Last, the House voted to uncircle **H.B. 430**.

H.B. 430, CLASSIFIED SCHOOL EMPLOYEE AMENDMENTS, *Last*, was before the House on its final passage. Representatives Hendrickson commented.

H.B. 430 passed on the following roll call:

Yeas, 55; Nays, 18; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Daw	Dee	Dougall	Draxler
Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Herrod
Hughes	Ipson	Ivory	J Peterson
Kiser	Last	M Brown	Mathis
McCay	McIff	Menlove	Morley
Newbold	Nielson	Noel	Oda
Pitcher	Powell	Ray	Sagers
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Webb	Wilcox
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Duckworth	Fisher	Hemingway

Hendrickson	Hutchings	King	Litvack
Moss	Perry	Poulson	Seelig
Watkins	Wiley		

Absent or not voting were: Representatives

Painter	Wheatley
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H.B. 430 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 482, SEVERANCE TAX FUNDING FOR CERTAIN PROGRAMS, *Ivory*, was read the third time by short title and placed on its final passage. Representative Litvack commented.

H.B. 482 passed on the following roll call:

Yeas, 55; Nays, 15; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Butterfield
Christensen	Cox	D Brown	Daw
Dee	Dougall	Draxler	Edwards
Eliason	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
Last	M Brown	Mathis	McCay
McIff	Menlove	Morley	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Powell	Ray	Sagers
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Webb	Wilcox
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Duckworth	Fisher	Hemingway
King	Litvack	Moss	Poulson
Seelig	Watkins	Wiley	

Absent or not voting were: Representatives

Bird	Dunnigan	Kiser	Painter
Wheatley			

H.B. 482 was transmitted to the Senate for its consideration.

UNFINISHED BUSINESS

On motion of Representative Dee, the House voted to uncircle **H.J.R. 21**.

H.J.R. 21, JOINT RESOLUTION ON STATE HEALTH INSURANCE, *Dee*, was before the House on its final passage.

H.J.R. 21 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Painter	Wheatley
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H.J.R. 21 was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 461, ABORTION WAITING PERIOD, *Eliason*, was read the third time by short title and placed on its final passage.

Representative Frank proposed Amendment 1:

1. Page 1, Line 14

14 exception exists; ~~{-and-}~~

▶ clarifies that the face-to-face initial consultation prior to an abortion procedure may take place anywhere in the state;

▶ states that a physician is not in violation of Section 76-7-305 if the physician provides information necessary for informed consent less than 72 hours before performing the abortion if, in the physician's professional judgment, an abortion is necessary to avert a ruptured membrane causing, or resulting from, a serious infection; and

2. Page 2, Line 37:

37 abortion, the referring physician, a physician, a registered nurse, nurse practitioner, advanced practice

3. Page 2, Line 39:

39 face-to-face consultation in any location in the state, orally informs the woman:

4. Page 2, Line 56:

56 abortion, the referring physician, or, as specifically delegated by either of those physicians, a physician, a

5. Page 3, Line 60:

60 consultation in any location in the state, informs the pregnant woman that:

6. Page 6, Line 164:

164 in Subsection (10)(a) to the Department of Health.

(11) A physician is not guilty of violating this section if:

(a) the physician provides the information described in Subsection (2) less than 72 hours before performing the abortion: and

(b) in the physician's professional judgment, the abortion was necessary in a case where:

(i) a ruptured membrane, documented by the attending or referring physician, will cause a serious infection; or

(ii) a serious infection, documented by the attending or referring physician, will cause a ruptured membrane.

Representatives Butterfield and D. Brown commented. Representative Frank’s motion to amend passed on a voice vote.

Representative Moss commented.

H.B. 461, as amended, passed on the following roll call:

Yeas, 59; Nays, 11; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Barlow	Barrus	Bird	Butterfield
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Draxler
Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	Kiser	Last
M Brown	Mathis	McCay	McIff
Menlove	Morley	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Powell	Ray	Sagers
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Webb	Wilcox
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Doughty
Hemingway	King	Litvack	Moss
Seelig	Watkins	Wiley	

Absent or not voting were: Representatives

Anderson	Duckworth	Fisher	Poulson
Wheatley			

H.B. 461, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 433, EXPANDED USES OF SCHOOL DISTRICT PROPERTY TAX REVENUE, *McIff*, was read the third time by short title and placed on its final passage. Representative Noel commented.

H.B. 433 passed on the following roll call:

Yeas, 42; Nays, 32; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Bird
Briscoe	Chavez–Houck	Christensen	Cosgrove
D Brown	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Fisher	Handy
Hemingway	Hendrickson	Hutchings	Ipson
Ivory	King	Last	Litvack
M Brown	McIff	Menlove	Moss
Newbold	Nielson	Noel	Painter
Pitcher	Poulson	Powell	Seelig
Snow	Sumsion	Watkins	Webb
Wiley	Wright		

Voting in the negative were: Representatives

Barrus	Butterfield	Cox	Daw
Dee	Dougall	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Harper	Herrod	Hughes
J Peterson	Kiser	Mathis	McCay
Morley	Oda	Perry	Ray
Sagers	Sandstrom	Sanpei	V Peterson
Vickers	Wilcox	Wilson	Lockhart

Absent or not voting was: Representative
Wheatley

H.B. 433 was transmitted to the Senate for its consideration.

* * *

1st Sub. H.B. 132, PREMARITAL EDUCATION AND COUNSELING AMENDMENTS, *Pitcher*, was read the third time by short title and placed on its final passage.

1st Sub. H.B. 132, as amended, failed to pass on the following roll call:

Yeas, 31; Nays, 42; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Barlow	Barrus	Christensen	Cosgrove
D Brown	Draxler	Dunnigan	Edwards

Eliason	Froerer	Galvez	Handy
Hughes	Hutchings	Ipson	Last
M Brown	McIff	Menlove	Nielson
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sanpei	Snow
Vickers	Wilcox	Lockhart	

Voting in the negative were: Representatives

Anderson	Arent	Bird	Briscoe
Butterfield	Chavez–Houck	Cox	Daw
Dee	Dougall	Doughty	Duckworth
Fisher	Frank	Gibson	Greenwood
Grover	Harper	Hemingway	Herrod
Ivory	J Peterson	King	Kiser
Litvack	Mathis	McCay	Morley
Moss	Newbold	Noel	Oda
Painter	Sandstrom	Seelig	V Peterson
Watkins	Webb	Wheatley	Wiley
Wilson	Wright		

Absent or not voting were: Representatives

Hendrickson	Sumsion
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1st Sub. H.B. 132, as amended, was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Harper, the House voted to clear the House Third Reading Calendar and send the following bills back to the Rules Committee:

H.B. 260	Pedestrians on Highway (Rep. L. Perry)
H.B. 427	Tax Law Modifications (Rep. R. Wilcox)
1st Sub. H.B. 429	Property Rights Modifications (Rep. G. Froerer)
H.B. 193	Alcoholic Beverage Control Commission Amendments (Rep. B. Doughty)
1st Sub. H.B. 209	Utah Lands Protection Act (Rep. F. Cox)

* * *

On motion of Representative Menlove, the House voted to lift the following bills from the Rules Committee, have them read the second time by short title, and place them on the Senate Third Reading Calendar.

- 1st Sub. S.B. 244** Reporting Options for Auto Insurance (Sen. Van Tassell)
3rd Sub. S.B. 180 Political Subdivision Ethics Amendments
(Sen. C. Bramble)
S.B. 199 Motor Vehicle Selling and Titling Requirements
(Sen. S. Urquhart)
S.B. 275 Municipal Government Revisions (Sen. B. McAdams)
S.B. 98 Amendments to Prohibition on Using a Handheld
Wireless Communication Device While Operating a
Vehicle (Sen. L. Hillyard)
S.B. 263 Education Requirements for Nursing Licensure
Amendments (Sen. G. Davis)
1st Sub. S.B. 64 Public Education Employment Reform (Sen. A. Osmond)
S.B. 94 Electric Power Facilities Amendments (Sen. C. Bramble)
S.B. 225 Transportation Revisions (Sen. J.S. Adams)
1st Sub. S.B. 127 Controlled Substances Prescriber Training (Sen. P. Jones)
S.J.R. 15 Joint Resolution Amending Rules of Civil Procedure on
Peer Review (Sen. J. Stevenson)
1st Sub. S.B. 178 Statewide Online Education Program Amendments
(Sen. H. Stephenson)
6th Sub. S.B. 161 Pharmacy Practice Act Revisions (Sen. C. Bramble)
S.B. 144 Immigration Consultants (Sen. L. Robles)
S.B. 223 Pledge of Allegiance Amendments (Sen. A. Osmond)
1st Sub. S.C.R. 10 Concurrent Resolution Supporting Utah's Interconnected
Ski and Snowboard Industry (Sen. W. Niederhauser)
1st Sub. S.J.R. 16 Joint Resolution Recognizing the Hole-in-the-rock San
Juan Mission Historic Trail (Sen. R. Okerlund)
S.B. 82 Equal Access for Education Employee Association
Amendments (Sen. M. Madsen)
S.B. 280 Budget Reserve Account Amendments (Sen. L. Hillyard)
S.B. 242 Fleeing a Conservation Officer Amendments
(Sen. D. Thatcher)
1st Sub. S.C.R. 11 Concurrent Resolution on the National Defense
Authorization Act (Sen. T. Weiler)
S.B. 179 Hospital Tax Assessment (Sen. L. Hillyard)

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 5, 2012

The Senate refuses to recede from its amendments to **H.B. 213**, SCHOOL COMMUNITY COUNCIL MEMBER QUALIFICATIONS, by Representative L. Perry, and has appointed a Conference Committee consisting of Senators

A. Osmond, M. Madsen, and K. Morgan to meet with a like committee from the House on this bill.

Leslie O. McLean
Secretary of the Senate

Communication filed. On motion of Representative Perry, the House voted to authorize the Speaker to appoint a Conference Committee. Speaker Lockhart appointed Representatives Perry, Wright, and Hendrickson.

* * *

Madam Speaker:

March 5, 2012

The President of the Senate has signed **2nd Sub. H.B. 75**, PROPERTY TAXATION OF LOW-INCOME HOUSING, by Representative J. Draxler, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 129**, DEFENSE OF PROPERTY AND PERSON, by Representative P. Painter, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **3rd Sub. H.B. 144**, HEALTH SYSTEM REFORM AMENDMENTS, by Representative J. Dunnigan, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **2nd Sub. H.B. 237**, CHILD WELFARE AMENDMENTS, by Representative W. Harper, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 323**, SALES AND USE TAX COLLECTION AMENDMENTS, by Representative D. Butterfield, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 399**, PHYSICIAN AND OSTEOPATHIC LICENSING AMENDMENTS, by Representative S. Sandstrom, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 432**, BUREAU OF CRIMINAL IDENTIFICATION AMENDMENTS, by Representative J. Seelig, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker:

March 5, 2012

The Senate passed **S.B. 77**, SURFACE OWNER PROTECTION ACT, by Senator K. Van Tassell, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **2nd Sub. S.B. 119**, ALCOHOLIC BEVERAGE CONTROL ACT SAMPLING AMENDMENTS, by Senator R. Romero, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 174**, LAND USE AUTHORITY AMENDMENTS, by Senator W. Niederhauser, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 182**, EXPUNGEMENT OF DRUG OFFENSES, by Senator H. Stephenson, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 195**, TRANSPORTATION SAFETY REVISIONS, by Senator K. Mayne, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **2nd Sub. S.B. 202**, DENTIST PRACTICE ACT AMENDMENTS, by Senator J. S. Adams, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 206**, WARRANT PROCESS AMENDMENTS, by Senator S. Jenkins, and it is transmitted for consideration; and

The Senate passed **S.B. 216**, DIGITAL SAFETY FOR UTAH SECONDARY SCHOOLS, by Senator A. Osmond, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 217**, MATH MATERIALS ACCESS IMPROVEMENT GRANT, by Senator A. Osmond, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 240**, GENERAL REPEALER, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 245**, MULE DEER PROTECTION ACT, by Senator R. Okerlund, and it is transmitted for consideration; and

The Senate passed **S.B. 246**, SHARE CERTIFICATES IN LAND COMPANIES, by Senator R. Okerlund, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 272**, PROPERTY TAX RATE AMENDMENTS, by Senator B. McAdams, and it is transmitted for consideration; and

The Senate passed **S.B. 281**, MORTGAGE AND FINANCIAL FRAUD INVESTIGATIONS, by Senator B. McAdams, and it is transmitted for consideration; and

The Senate passed **S.B. 285**, EDUCATION CONTRIBUTION ON TAX RETURNS, by Senator D. Thatcher, and it is transmitted for consideration; and

The Senate passed **S.B. 286**, COLLEGE READINESS ASSESSMENT, by Senator S. Urquhart, and it is transmitted for consideration; and

The Senate passed **S.B. 287**, CORE CURRICULUM STANDARDS AMENDMENTS, by Senator M. Dayton, and it is transmitted for consideration; and

The Senate passed **S.B. 289**, K – 3 READING PROGRAM TECHNOLOGY, by Senator J. S. Adams, and it is transmitted for consideration; and

The Senate passed **S.B. 290**, UTAH FUTURES PROGRAM, by Senator H. Stephenson, and it is transmitted for consideration; and

The Senate passed **S.C.R. 7**, CONCURRENT RESOLUTION APPROVING THE INTERLOCAL AGREEMENT CREATING THE JORDAN RIVER COMMISSION, by Senator A. Osmond, and it is transmitted for consideration; and

The Senate passed **S.C.R. 12**, CONCURRENT RESOLUTION URGING CONGRESS TO CLEARLY DELEGATE RESPONSIBILITY FOR REGULATING HYDRAULIC FRACTURING TO THE STATES, by Senator K. Van Tassell, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 6:00 p.m., the House voted to adjourn until March 6, 2012, at 8:30 a.m.

FORTY-THIRD DAY

* * *

MORNING SESSION

The House was called to order by Speaker Pro Tem Newbold at 8:45 a.m.

Roll call showed all members present.

Prayer offered by Sarah Menlove Doutre. Pledge of Allegiance led by Representative Liam Martell Doutre. Both are guests of Representative Ronda Rudd Menlove.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 5, 2012

The Senate passed, as substituted, and amended **4th Sub. S.B. 40**, COSMETIC MEDICAL PROCEDURES, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed, as substituted, **1st Sub. S.B. 248**, SMART SCHOOL TECHNOLOGY ACT, by Senator J. Stevenson, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 260**, AUTOMOBILE SALVAGE AMENDMENTS, by Senator S. Urquhart, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

CONCURRENCE CALENDAR

On motion of Representative McIff, the House voted to concur in the Senate amendments to **H.B. 11**, GRAND JURY AMENDMENTS.

H.B. 11, as amended by the Senate, passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez-Houck	Cosgrove

Cox	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Hemingway	Hendrickson	Herrod
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Snow	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson			

Absent or not voting were: Representatives

Arent	Christensen	D Brown	Daw
Harper	Hughes	Seelig	Sumsion
Wright	Lockhart		

H.B. 11, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Menlove, the House voted to concur in the Senate amendments to **1st Sub. H.B. 46**, ELECTRONIC PERSONAL MEDICAL RECORDS.

1st Sub. H.B. 46, as amended by the Senate, passed on the following roll call:

Yeas, 59; Nays, 9; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez-Houck	Christensen
Cosgrove	Cox	D Brown	Dee
Doughty	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Froerer
Galvez	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Hughes
Hutchings	Ipson	Ivory	J Peterson

King	Kiser	Last	Litvack
McIff	Menlove	Moss	Newbold
Nielson	Oda	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	

Voting in the negative were: Representatives

Dougall	Frank	Gibson	Herrod
Mathis	McCay	Morley	Noel
Painter			

Absent or not voting were: Representatives

Arent	Daw	M Brown	Seelig
Sumsion	Wright	Lockhart	

1st Sub. H.B. 46, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Harper, the House voted to concur in the Senate amendments to **1st Sub. H.B. 80**, REORGANIZATION OF ADMINISTRATIVE SUPPORT FUNCTIONS IN STATE AGENCIES.

1st Sub. H.B. 80, as amended by the Senate, passed on the following roll call:

Yeas, 71; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss

Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Snow	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	

Voting in the negative was: Representative
Hendrickson

Absent or not voting were: Representatives

Seelig	Sumsion	Lockhart
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1st Sub. H.B. 80, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Nielson, the House voted to concur in the Senate amendments to **3rd Sub. H.J.R. 6**, JOINT RESOLUTION ON SEVERANCE TAX.

3rd Sub. H.J.R. 6, as amended by the Senate, passed on the following roll call:

Yeas, 54; Nays, 17; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	Daw
Dee	Dougall	Draxler	Dunnigan
Edwards	Eliason	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
Kiser	Last	M Brown	Mathis
McCay	McIff	Menlove	Morley
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Ray
Sagers	Sandstrom	Sanpei	Snow
V Peterson	Vickers	Webb	Wilcox
Wilson	Wright		

Voting in the negative were: Representatives

Arent	Chavez-Houck	Cosgrove	Doughty
Duckworth	Fisher	Hemingway	Hendrickson

King	Litvack	Moss	Poulson
Powell	Seelig	Watkins	Wheatley
Wiley			

Absent or not voting were: Representatives

Briscoe	D Brown	Sumsion	Lockhart
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3rd Sub. H.J.R. 6, as amended by the Senate, transmitted to the Senate for signature of President.

MISCELLANEOUS BUSINESS

The following bills were read the second time:

1st Sub. S.B. 244	Reporting Options for Auto Insurance (Sen. Van Tassell)
3rd Sub. S.B. 180	Political Subdivision Ethics Amendments (Sen. C. Bramble)
S.B. 199	Motor Vehicle Selling and Titling Requirements (Sen. S. Urquhart)
S.B. 275	Municipal Government Revisions (Sen. B. McAdams)
S.B. 98	Amendments to Prohibition on Using a Handheld Wireless Communication Device While Operating a Vehicle (Sen. L. Hillyard)
S.B. 263	Education Requirements for Nursing Licensure Amendments (Sen. G. Davis)
1st Sub. S.B. 64	Public Education Employment Reform (Sen. A. Osmond)
S.B. 94	Electric Power Facilities Amendments (Sen. C. Bramble)
S.B. 225	Transportation Revisions (Sen. J.S. Adams)
1st Sub. S.B. 127	Controlled Substances Prescriber Training (Sen. P. Jones)
S.J.R. 15	Joint Resolution Amending Rules of Civil Procedure on Peer Review (Sen. J. Stephenson)
1st Sub. S.B. 178	Statewide Online Education Program Amendments (Sen. H. Stephenson)
6th Sub. S.B. 161	Pharmacy Practice Act Revisions (Sen. C. Bramble)
S.B. 144	Immigration Consultants (Sen. L. Robles)
S.B. 223	Pledge of Allegiance Amendments (Sen. A. Osmond)
1st Sub. S.C.R. 10	Concurrent Resolution Supporting Utah's Interconnected Ski and Snowboard Industry (Sen. W. Niederhauser)
1st Sub. S.J.R. 16	Joint Resolution Recognizing the Hole-in-the-rock San Juan Mission Historic Trail (Sen. R. Okerlund)
S.B. 82	Equal Access for Education Employee Association Amendments (Sen. M. Madsen)
S.B. 280	Budget Reserve Account Amendments (Sen. L. Hillyard)

- S.B. 242** Fleeing a Conservation Officer Amendments
(Sen. D. Thatcher)
- 1st Sub. S.C.R. 11** Concurrent Resolution on the National Defense
Authorization Act (Sen. T. Weiler)
- S.B. 179** Hospital Tax Assessment (Sen. L. Hillyard)

RECONSIDERATION OF 1ST SUB. S.B. 42

1st Sub. S.B. 42, LIMITATION ON ACTION TO RECOVER DEFICIENCY FOLLOWING SHORT SALE, *Senator Niederhauser*, was before the House for reconsideration. Representative McCay explained the bill.

Representative Galvez proposed Amendment 2:

- 1. Page 1, Line 20

20 {None} This bill provides an immediate effective date.

- 2. Page 2, Line 55:

55 § → [(e)] (b) ← § obligates § → [the] an ← § obligor to pay some or all of a deficiency.

Section 2. Effective date.

If approved by two-thirds of all the members elected to each house, this bill takes effect upon approval by the governor, or the day following the constitutional time limit of Utah Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto, the date of veto override.

Representative Galvez' motion to amend passed on a voice vote.

1st Sub. S.B. 42, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Galvez
Gibson	Greenwood	Grover	Handy

Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	

Absent or not voting were: Representatives

Froerer	Hutchings	Sagers	Lockhart
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1st Sub. S.B. 42, as amended, was returned to the Senate for further consideration.

THIRD READING CALENDAR

1st Sub. S.B. 68, NEW AUTOMOBILE FRANCHISE ACT AMENDMENTS, *Senator Jenkins*, was read the third time by short title and placed on its final passage. Representative Dee explained the bill.

Representative Dee proposed Amendment 4:

- 1. Page 10, Line 280
House Committee Amendments 3–2–2012

280 provision $\hat{H} \rightarrow$ [~~to~~] that a {~~dealer~~} franchisee
must $\leftarrow \hat{H}$ establish $\hat{H} \rightarrow$ $\leftarrow \hat{H}$ a price at which the franchisee is

Representative Dee’s motion to amend passed on a voice vote.

1st Sub. S.B. 68, as amended, passed on the following roll call:

Yeas, 66; Nays, 6; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Draxler	Duckworth	Dunnigan	Edwards

Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
M Brown	Mathis	McIff	Menlove
Morley	Moss	Newbold	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright		

Voting in the negative were: Representatives

Chavez–Houck	Dougall	Doughty	Hemingway
McCay	Nielson		

Absent or not voting were: Representatives

Bird	Litvack	Lockhart
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1st Sub. S.B. 68, as amended, was returned to the Senate for further consideration.

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S.B. 173, UTAH FIT PREMISES MODIFICATIONS, *Senator McAdams*, was read the third time by short title and placed on its final passage.

On motion of Representative Froerer, the House voted to delete **S.B. 173** in title and body and insert **1st Sub. S.B. 173** in lieu thereof.

Representative Froerer proposed Amendment 1:

1. Page 2, Line 51

51 rental unit ~~, excluding ordinary wear and tear~~ ;

2. Page 3, Lines 69 through 72:

69 { ~~(i) a reference to the provisions of this chapter:~~ }

70 { ~~(ii)~~ } (i) an executed copy of the rental agreement, if the rental agreement is a written

71 agreement; and

72 ~~{-(iii)-}~~ (ii) a copy of any rules and regulations applicable to the residential rental unit.

Representative Froerer's motion to amend passed on a voice vote.

Representative Froerer explained the bill.

1st Sub. S.B. 173, as amended, passed on the following roll call:

Yeas, 48; Nays, 24; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Chavez-Houck	Cosgrove	Cox
D Brown	Doughty	Draxler	Duckworth
Edwards	Eliason	Fisher	Froerer
Gibson	Handy	Hemingway	Hendrickson
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Moss	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sanpei
Seelig	Snow	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson

Voting in the negative were: Representatives

Anderson	Butterfield	Christensen	Daw
Dee	Dougall	Dunnigan	Frank
Galvez	Greenwood	Grover	Harper
Herrod	McCay	Menlove	Morley
Newbold	Nielson	Noel	Sandstrom
Sumsion	V Peterson	Vickers	Wright

Absent or not voting were: Representatives

Mathis	McIff	Lockhart
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1st Sub. S.B. 173, as amended, was returned to the Senate for further consideration.

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S.B. 99, EMPLOYMENT AMENDMENTS, *Senator Madsen*, was read the third time by short title and placed on its final passage. Representative Hutchings explained the bill. Representatives Litvack, King, Cox, and Arent commented.

S.B. 99 passed on the following roll call:

Yeas, 56; Nays, 16; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Christensen	Cox	D Brown	Daw
Dee	Dougall	Draxler	Dunnigan
Edwards	Eliason	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Morley
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Webb	Wilcox	Wilson	Wright

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Duckworth	Fisher	Hemingway
Hendrickson	King	Moss	Poulson
Powell	Watkins	Wheatley	Wiley

Absent or not voting were: Representatives

Butterfield	Menlove	Lockhart
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S.B. 99 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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1st Sub. S.B. 169, JUDICIAL CONDUCT COMMISSION AMENDMENTS, *Senator Mayne*, was read the third time by short title and placed on its final passage. Representative King explained the bill.

Representative Hendrickson commented.

1st Sub. S.B. 169, as amended, passed on the following roll call:

Yeas, 75; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

1st Sub. S.B. 169, as amended, was returned to the Senate for further consideration.

* * *

1st Sub. S.B. 244, REPORTING OPTIONS FOR AUTO INSURANCE, *Senator Van Tassell*, was read the third time by short title and placed on its final passage. Representative Daw explained the bill.

1st Sub. S.B. 244 passed on the following roll call:

Yeas, 75; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson

Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

1st Sub. S.B. 244 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

3rd Sub. S.B. 180, POLITICAL SUBDIVISION ETHICS AMENDMENTS, *Senator Bramble*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

Representative Gibson proposed Amendment 3:

1. Page 2, Lines 37 through 38

37 Other Special Clauses:

38 {~~None~~} This bill takes effect on September 1, 2012.

2. Page 43, Line 1300:

1300 Ethics Review Commission.

Section 35. Effective date.

This bill takes effect on September 1, 2012.

Representative Gibson's motion to amend passed on a voice vote.

Representative Gibson explained the bill. Representative Frank commented.

3rd Sub. S.B. 180, as amended, passed on the following roll call:

Yeas, 69; Nays, 4; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Christensen	Cosgrove

Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Bird	Chavez–Houck	Powell	Watkins
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Absent or not voting were: Representatives

Froerer	McCay
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3rd Sub. S.B. 180, as amended, was returned to the Senate for further consideration.

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S.B. 199, MOTOR VEHICLE SELLING AND TITLING REQUIREMENTS, *Senator Urquhart*, was read the third time by short title and placed on its final passage. Representative Ipson explained the bill.

Representatives Hemingway, Wilson, and Hendrickson commented.

S.B. 199 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Edwards	Eliason

Fisher	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Dunnigan	Frank	Hughes	Vickers
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S.B. 199 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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S.B. 275, MUNICIPAL GOVERNMENT REVISIONS, *Senator McAdams*, was read the third time by short title and placed on its final passage. Representative D. Brown explained the bill. This bill did not have a House standing committee hearing.

S.B. 275 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis

McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
Vickers

S.B. 275 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 98, AMENDMENTS TO PROHIBITION ON USING A HANDHELD WIRELESS COMMUNICATION DEVICE WHILE OPERATING A VEHICLE, *Senator Hillyard*, was read the third time by short title and placed on its final passage. Representative Greenwood explained the bill. This bill did not have a House standing committee hearing.

Representatives Cox, Daw, and Bird commented.

S.B. 98 passed on the following roll call:

Yeas, 39; Nays, 32; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Barlow	Briscoe	Chavez–Houck
Cosgrove	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Galvez	Greenwood	Hemingway	Hutchings
Ipson	J Peterson	King	Litvack
McIff	Menlove	Moss	Nielson
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wiley	Wilson	

Voting in the negative were: Representatives

Anderson	Barrus	Bird	Butterfield
Christensen	Cox	D Brown	Daw

Dougall	Frank	Gibson	Grover
Handy	Harper	Herrod	Hughes
Ivory	Kiser	Last	M Brown
Mathis	Morley	Newbold	Noel
Oda	Painter	Sandstrom	Sanpei
Sumsion	Wilcox	Wright	Lockhart

Absent or not voting were: Representatives

Dee	Froerer	Hendrickson	McCay
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S.B. 98 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 263, EDUCATION REQUIREMENTS FOR NURSING LICENSURE AMENDMENTS, *Senator Davis*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Newbold, the House voted to delete **S.B. 263** in title and body and insert **1st Sub. S.B. 263** in lieu thereof.

Representative Newbold explained the bill.

Representatives Chavez–Houck, Sagers, Butterfield, and Christensen commented.

1st Sub. S.B. 263 passed on the following roll call:

Yeas, 63; Nays, 12; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cox	D Brown	Daw
Dee	Doughty	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Morley	Newbold
Nielson	Noel	Oda	Painter

Powell	Ray	Sagers	Sandstrom
Seelig	Snow	Sumsion	Vickers
Watkins	Webb	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Cosgrove	Dougall	Draxler	Gibson
Menlove	Moss	Perry	Pitcher
Poulson	Sanpei	V Peterson	Wheatley

1st Sub. S.B. 263, as amended, was returned to the Senate for further consideration.

* * *

1st Sub. S.B. 64, PUBLIC EDUCATION EMPLOYMENT REFORM, *Senator Osmond*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Gibson explained the bill.

Representatives King, McCay, and Arent commented.

Representative Nielson proposed Amendment 4:

- 1. Page 12, Lines 340 through 342
Senate 2nd Reading Amendments 2–29–2012

340 (2) The State Board of Education shall annually report to
the Education Interim Committee {~~as~~
 341 ~~requested.~~} on progress in implementing employee evaluations
and compensation systems in accordance with this part, Part
 342 4, Educator Evaluations, Part 6, Performance
Compensation, and Part 7, Evaluation and Compensation of
Administrators.

Representative Christensen proposed a substitute motion to amend as follows:

- 1. Page 3, Line 81j:
Goldenrod Copy dated 2–29–2012
Delete “The superintendent shall” and insert “The State Board shall with the appointed superintendent”

Representative Nielson, Gibson, Moss, Newbold, and Handy commented. Representative Christensen’s substitute motion to amend passed on a voice vote.

Representative Moss commented.

###

Representative Nielson proposed Amendment 4:

- 1. Page 12, Lines 340 through 342
Senate 2nd Reading Amendments 2–29–2012

340 (2) The State Board of Education shall annually report to the Education Interim Committee {~~as~~
 341 ~~requested.~~ } on progress in implementing employee evaluations and compensation systems in accordance with this part, Part
 342 4. Educator Evaluations, Part 6. Performance Compensation, and Part 7. Evaluation and Compensation of Administrators.

Representative Nielson motion to amend failed on a voice vote.

Representatives Watkins, Handy, and Grover commented.

1st Sub. S.B. 64, as amended, passed on the following roll call:

Yeas, 73; Nays, 1; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson

Vickers
Wilcox
Lockhart

Watkins
Wiley

Webb
Wilson

Wheatley
Wright

Voting in the negative was: Representative
Dougall

Absent or not voting was: Representative
Morley

1st Sub. S.B. 64, as amended, was returned to the Senate for further consideration.

INTRODUCTION OF BILL

H.B. 404, Convention for Proposing Amendments (B. Daw), was read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, the House voted to recess for 15 minutes.

Speaker Lockhart called the House to order at 11:35 a.m.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 6, 2012

The Senate passed, **H.B. 118**, STORAGE OF ELECTRONIC RECORDS, by Representative B. Daw, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 153**, DIVERSION OF WATER, by Representative J. Briscoe, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 239**, PAWNSHOP RECORD AMENDMENTS, by Representative R. Greenwood, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 326**, SERIOUS YOUTH OFFENDER AMENDMENTS, by Representative P. Ray, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 416**, GUARDIAN AD LITEM OFFICE REFERENCES, by Representative V. L. Snow, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

THIRD READING CALENDAR

S.B. 94, ELECTRIC POWER FACILITIES AMENDMENTS, *Senator Bramble*, was read the third time by short title and placed on its final passage. Representative Wright explained the bill.

Representatives Noel, Watkins, McIff, and Cosgrove commented.

S.B. 94 passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Arent	Barlow	Bird	Briscoe
Butterfield	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McIff
Menlove	Morley	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Anderson	Barrus	Eliason	Hutchings
M Brown	McCay	Moss	Vickers

S.B. 94 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

INTENT LANGUAGE FOR S.B. 94

On motion of Representative Wright, the House voted to print the following intent language upon the pages of the House Journal.

It is the intent of the Utah Legislature to hold IPA to their verbal commitments to legislators as well as to their stated commitments in a letter dated February 21, 2012, to Utah’s Governor, Senate President, and Speaker of the House. The aforementioned letter commits IPA to notify the Governor, Senate President, and Speaker of the House and the Utah Mining Association 120 days in advance of signing any contracts that would result in fuel shifting from coal to natural gas at their IPP site. This notification allows Utah’s elected leaders the opportunity to assess political and economic pressures that might cause a fuel shift prior to 2027.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 6, 2012

The Senate passed, as amended, **S.B. 2**, PUBLIC EDUCATION BUDGET AMENDMENTS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed **S.B. 3**, CURRENT FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS, by Senator L. Hillyard, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 284**, CONCURRENT ENROLLMENT AMENDMENTS, by Senator S. Urquhart, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time by short title and referred to the Rules Committee.

* * *

Madam Speaker: March 6, 2012

The Senate passed, **H.B. 139**, DEPARTMENT OF COMMUNITY AND CULTURE AMENDMENTS, by Representative W. Harper, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, under suspension of the rules, the House voted to lift **S.B. 2**, PUBLIC EDUCATION BUDGET AMENDMENTS, and **S.B. 3**, CURRENT FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS, from the Rules Committee, consider them read the second time and place them at the top of the Senate Third Reading Calendar.

THIRD READING CALENDAR

S.B. 2, PUBLIC EDUCATION BUDGET AMENDMENTS, *Sen. L. Hillyard*, was read the third time by short title and placed on its final passage.

On motion of Representative Dee, the House voted to circle **S.B. 2**.

* * *

S.B. 3, CURRENT FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS, *Sen. L. Hillyard*, was read the third time by short title and placed on its final passage.

On motion of Representative Dee, the House voted to circle **S.B. 3**.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, under suspension of the rules, the House voted to lift **H.B. 2**, NEW FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS ACT, **H.B. 7**, CURRENT SCHOOL YEAR SUPPLEMENTAL PUBLIC EDUCATION BUDGET ADJUSTMENTS, and **H.B. 9**, STATE AGENCY AND HIGHER EDUCATION COMPENSATION APPROPRIATIONS, from the Rules Committee, consider them read the second time by short title and place them on the House Third Reading Calendar.

* * *

On motion of Representative Dee, and at 12:00 p.m., the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Lockhart at 2:15 p.m.

THIRD READING CALENDAR

S.B. 225, TRANSPORTATION REVISIONS, *Senator Adams*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Froerer explained the bill.

S.B. 225 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Hemingway
Hendrickson	Herrod	Hutchings	Ipson
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Anderson	Edwards	Harper	Hughes
Ivory	Newbold	Ray	

S.B. 225 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

H.B. 2, NEW FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS ACT, *M. Brown*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

Representative Dougall proposed Amendment 4:

1. Pages 25–26, Lines 940–944:
Strike lines 940–944

2. Page 26, Line 968:
After line 968 insert:
“The Legislature intends that the Department of Health, in conjunction with the Department of Workforce Services and the Department of Human Services, use part of their appropriations to pursue obtaining CHIPRA Performance Bonuses if the Department of Health determines that it would be in the best financial interest of the state.”
3. Page 27, Line 1013:
After line 1013 insert:
“The Legislature intends that the Department of Health, in conjunction with the Department of Workforce Services and the Department of Human Services, use part of their appropriations to pursue obtaining CHIPRA Performance Bonuses if the Department of Health determines that it would be in the best financial interest of the state.”
4. Page 29, Line 1058:
After line 1058 insert:
“The Legislature intends that the Department of Health, in conjunction with the Department of Workforce Services and the Department of Human Services, use part of their appropriations to pursue obtaining CHIPRA Performance Bonuses if the Department of Health determines that it would be in the best financial interest of the state.”

Representative Dougall’s motion to amend passed on a voice vote.

###

Representative Dee proposed Amendment 2:

1. Page 19, Line 686:
Delete “250,000” and insert “750,000”
2. Page 19, Line 693:
Delete “4,740,700” and insert “5,240,700”

Representative Dee’s motion to amend passed on a voice vote.

###

Representative V. Peterson proposed a verbal amendment as follows:

- 1. Page 74, Line 2781:
Delete “State College” and insert “University”

Representative V. Peterson’s motion to amend passed on a voice vote.

###

Representative Froerer proposed Amendment 4:

- 1. Page 16, Line 576:
After “be” insert “primarily”
- 2. Page 16, Line 577:
Strike “only”
- 3. Page 16, Line 578:
After “roofing.” insert “The Legislature further intends that the Division of Facilities Construction and Management report back on any funds not used for infrastructure needs to the Infrastructure and General Government Appropriations Subcommittee during the 2012 Interim.”

Representative Froerer’s motion to amend passed on a voice vote.

###

Representative Last proposed Amendment 3:

- 1. Page 127, Line 4830:
Delete “13.00” and insert “15.00”

Representative Last’s motion to amend passed on a voice vote.

H.B. 2, as amended, passed on the following roll call:

Yeas, 75; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer

Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

H.B. 2, as amended, was transmitted to the Senate for its consideration.

* * *

H.B. 7, CURRENT SCHOOL YEAR SUPPLEMENTAL PUBLIC EDUCATION BUDGET ADJUSTMENTS, *M. Brown*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

H.B. 7 passed on the following roll call:

Yeas, 74; Nays, 1; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers

Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative was: Representative
Sumsion

H.B. 7 was transmitted to the Senate for its consideration.

* * *

H.B. 9, STATE AGENCY AND HIGHER EDUCATION COMPENSATION APPROPRIATIONS, *M. Brown*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

H.B. 9 passed on the following roll call:

Yeas, 73; Nays, 2; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Bird	Perry
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H.B. 9 was transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative M. Brown, the House voted to move to the Senate Third Reading Calendar.

UNFINISHED BUSINESS

On motion of Representative M. Brown, the House voted to uncircle **S.B. 2**.

S.B. 2, PUBLIC EDUCATION BUDGET AMENDMENTS, *L. Hillyard*, was before the House on its final passage. Representatives Bird, Briscoe, and Gibson commented.

S.B. 2 passed on the following roll call:

Yeas, 75; Nays, 0; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

S.B. 2 was transmitted to the Senate for its consideration.

* * *

On motion of Representative M. Brown, the House voted to uncircle **S.B. 3**.

S.B. 3, CURRENT FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS, Senator Hillyard, was before the House on its final passage.

Representative Dougall proposed Amendment 2:

1. Page 22, Line 817:
After line 817 insert:
“The Legislature intends that the Department of Health, in conjunction with the Department of Workforce Services and the Department of Human Services, use part of their appropriations to pursue obtaining CHIPRA Performance Bonuses if the Department of Health determines that it would be in the best financial interest of the state.”

2. Page 23, Line 850:
After line 850 insert:
“The Legislature intends that the Department of Health, in conjunction with the Department of Workforce Services and the Department of Human Services, use part of their appropriations to pursue obtaining CHIPRA Performance Bonuses if the Department of Health determines that it would be in the best financial interest of the state.”

3. Page 25, Line 936:
After line 936 insert:
“The Legislature intends that the Department of Health, in conjunction with the Department of Workforce Services and the Department of Human Services, use part of their appropriations to pursue obtaining CHIPRA Performance Bonuses if the Department of Health determines that it would be in the best financial interest of the state.”

Representative Dougall’s motion to amend passed on a voice vote.

###

Representative Kiser proposed Amendment 1:

1. Page 17, Line 610:
Between Lines 610 and 611 insert:
“From General Fund, One-time 49,000”

2. Page 17, Line 613:
Between Lines 613 and 614 insert:

“Utah Occupational Safety and Health 49,000

The Legislature intends that the FY 2012 appropriation increase of \$49,000 for the Utah Occupational Safety and Health Division in the Utah Labor Commission be used to expand the division’s fleet by five vehicles.”

Representative Kiser’s motion to amend passed on a voice vote.

S.B. 3, as amended, passed on the following roll call:

Yeas, 72; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative was: Representative
Sumsion

Absent or not voting were: Representatives

Painter Snow

S.B. 3, as amended, was transmitted to the Senate for its consideration.

THIRD READING CALENDAR

1st Sub. S.B. 127, CONTROLLED SUBSTANCES PRESCRIBER TRAINING, *Senator Jones*, was read the third time by short title and placed on its

final passage. This bill did not have a House standing committee hearing. Representative Wilson explained the bill.

On motion of Representative Daw, the House voted to delete **1st Sub. S.B. 127** in title and body and insert **2nd Sub. S.B. 127** in lieu thereof.

2nd Sub. S.B. 127 passed on the following roll call:

Yeas, 69; Nays, 1; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative was: Representative
Dougall

Absent or not voting were: Representatives

Christensen	Harper	McCay	Painter
Snow			

2nd Sub. S.B. 127 was returned to the Senate for further consideration.

* * *

S.J.R. 15, JOINT RESOLUTION AMENDING RULES OF CIVIL PROCEDURE ON PEER REVIEW, *Senator Stevenson*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Daw, the House voted to circle **S.J.R. 15**.

* * *

1st Sub. S.B. 178, STATEWIDE ONLINE EDUCATION PROGRAM AMENDMENTS, *Senator Stephenson*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Daw, the House voted to circle **1st Sub. S.B. 178**.

* * *

6th Sub. S.B. 161, PHARMACY PRACTICE ACT REVISIONS, *Senator Bramble*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Dougall, the House voted to circle **6th Sub. S.B. 161**.

* * *

S.B. 144, IMMIGRATION CONSULTANTS, *Senator Robles*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative J. Peterson explained the bill.

Representative Seelig commented.

S.B. 144 passed on the following roll call:

Yeas, 58; Nays, 8; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Bird
Briscoe	Butterfield	Chavez–Houck	Cosgrove
Cox	Daw	Dee	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Froerer	Gibson
Greenwood	Grover	Handy	Hemingway
Herrod	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Moss	Newbold	Nielson

Noel	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Lockhart		

Voting in the negative were: Representatives

Barrus	Dougall	Frank	Galvez
McCay	Morley	Oda	Sumsion

Absent or not voting were: Representatives

Christensen	D Brown	Harper	Hendrickson
Hughes	Painter	Perry	Snow
Wright			

S.B. 144 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 223, PLEDGE OF ALLEGIANCE AMENDMENTS, *Senator Osmond*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Dougall, the House voted to circle **S.B. 223**.

UNFINISHED BUSINESS

On motion of Representative Ray, the House voted to uncircle **S.J.R. 15**.

S.J.R. 15, JOINT RESOLUTION AMENDING RULES OF CIVIL PROCEDURE ON PEER REVIEW, *Stevenson*, was before the House on its final passage. Representatives King, Frank, Barlow, and Gibson commented.

S.J.R. 15 passed on the following roll call:

Yeas, 56; Nays, 13; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Butterfield
Chavez–Houck	Christensen	Cosgrove	Cox
D Brown	Daw	Dee	Draxler
Dunnigan	Edwards	Eliason	Froerer
Galvez	Gibson	Greenwood	Grover

Handy	Herrod	Hughes	Hutchings
Ipson	J Peterson	Kiser	Last
Litvack	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Pitcher	Poulson	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wilcox	Wilson	Lockhart

Voting in the negative were: Representatives

Arent	Bird	Briscoe	Doughty
Duckworth	Fisher	Frank	Hemingway
Hendrickson	King	Powell	Wheatley
Wiley			

Absent or not voting were: Representatives

Dougall	Harper	Ivory	M Brown
Perry	Wright		

S.J.R. 15 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, the House voted to recess for 15 minutes.

Speaker Lockhart called the House to order at 4:10 p.m.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 6, 2012

The President of the Senate has signed **H.B. 11**, GRAND JURY AMENDMENTS, by Representative K. McIff, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 46**, ELECTRONIC PERSONAL MEDICAL RECORDS, by Representative R. Menlove, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 80**, REORGANIZATION OF ADMINISTRATIVE SUPPORT FUNCTIONS IN STATE AGENCIES, by Representative W. Harper, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.J.R. 6, JOINT RESOLUTION ON SEVERANCE TAX**, by Representative J. Nielson, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Wright, the House voted to uncircle **S.B. 223**.

S.B. 223, PLEDGE OF ALLEGIANCE AMENDMENTS, *Senator Osmond*, was before the House on its final passage. Representative Wright explained the bill. Representatives Powell, King, Sandstrom, Hemingway, Bird, and Litvack commented.

S.B. 223 passed on the following roll call:

Yeas, 48; Nays, 25; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Cosgrove
Cox	D Brown	Daw	Dee
Draxler	Dunnigan	Fisher	Frank
Galvez	Gibson	Greenwood	Grover
Harper	Herrod	Hughes	Ipson
Ivory	Kiser	Last	M Brown
Mathis	McCay	McIff	Menlove
Morley	Newbold	Noel	Oda
Painter	Perry	Pitcher	Ray
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Webb
Wilcox	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Bird	Briscoe	Butterfield	Chavez–Houck
Dougall	Doughty	Duckworth	Edwards
Eliason	Froerer	Handy	Hemingway
Hendrickson	Hutchings	J Peterson	King
Litvack	Moss	Nielson	Poulson
Powell	Seelig	Watkins	Wheatley
Wiley			

Absent or not voting were: Representatives
Arent Christensen

S.B. 223 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Daw, the House voted to uncircle **1st Sub. S.B. 178**.

1st Sub. S.B. 178, STATEWIDE ONLINE EDUCATION PROGRAM AMENDMENTS, *Stephenson*, was before the House on its final passage.

Representative Daw proposed Amendment 5:

1. Page 9, Lines 244 through 246

244 (2) The terms of the course credit acknowledgement shall
provide that:

245 (a) the online course provider shall receive a payment in the
amount provided under

246 Section ~~{-53A-15-1207-}~~ 53A-15-1206 ; and

2. Page 9, Line 256:

256 provider or primary LEA of enrollment.

3. Page 9, Line 258:

258 Board of Education who shall forward it to the primary LEA of enrollment for course selection

4. Page 9, Line 260:

260 (c) (i) ~~{-An-}~~ A primary LEA of enrollment may only reject a course credit acknowledgement if:

5. Page 9, Line 272:

272 (e) ~~{-An-}~~ A primary LEA of enrollment or online course provider shall submit an acceptance or

6. Page 10, Line 277:

277 course provider shall forward to the primary LEA of enrollment the online course start date as

7. Page 10, Line 281:

281 to the primary LEA of enrollment for the purpose of assisting a student with future online course

8. Page 10, Line 283:

283 (h) If {~~an~~} primary LEA of enrollment does not submit an acceptance or rejection of a course

9. Page 10, Line 288:

288 (i) Upon acceptance of a course credit acknowledgement, the primary LEA of enrollment

10. Page 10, Line 291:

291 (ii) Upon rejection of a course credit acknowledgement, the primary LEA of enrollment shall

11. Page 10, Lines 294 through 295:

294 accommodations, the primary LEA of enrollment shall forward the IEP or description of 504

295 accommodations to the online course provider within 72 business hours after the primary LEA of

12. Page 10, Line 297:

297 acknowledgement.

(4)(a) A primary LEA of enrollment may not reject a course credit acknowledgement, because the LEA is negotiating, or intends to negotiate, an online course fee with the online course provider pursuant to Subsection 53A-15-1206(6).

(b) If a primary LEA of enrollment negotiates an online course fee with an online course provider before the start date of an online course, a course credit acknowledgement may be amended to reflect the negotiated online course fee.

Representative Daw's motion to amend passed on a voice vote.

###

Representative Last proposed Amendment 6:

1. Page 2, Line 44

44 53A-15-1206, as enacted by Laws of Utah 2011, Chapter 419
53A-15-1207, as enacted by Laws of Utah 2011, Chapter 419

2. Page 6, Line 150:

150 Education, may not give preference to an online course or online course provider.

(7)(a) Except as provided in Subsection (7)(b), a person may not provide an inducement or incentive to a public school student to participate in the Statewide Online Education Program.

(b) For purposes of Subsection (7)(a):

(i) "Inducement or incentive" does not mean:

(A) instructional materials or software necessary to take an online course; or

(B) access to a computer or digital learning device for the purpose of taking an online course.

(ii) "Person" does not include a relative of the public school student.

3. Page 8, Line 237:

237 student's completion of a .5 online course as described in Subsection 53A-15-1206(4).

Section 8. Section 53A-15-1207 is amended to read:

53A-15-1207. State Board of Education to deduct funds and make payments -- Plan for the payment of online courses taken by private and home school students.

(1) { ~~Upon the receipt of a course credit acknowledgment described in Section 53A-15-1208, the~~ } (a) The State Board of Education shall deduct { ~~an amount equal to the online course fee described in Section 53A-15-1206~~ } money from funds allocated to the student's primary LEA of enrollment under Chapter 17a, Minimum School Program Act { ~~—~~ } to pay for online course fees.

(b) Money shall be deducted under Subsection (1) in the amount and at the time an online course provider qualifies to receive payment for

an online course as provided in Subsection 53A-15-1206(4).

(2) From money deducted under Subsection (1), the State Board of Education shall make payments to the student's online course provider as provided in Section 53A-15-1206.

~~{-(3) A balance remaining at the time a student graduates shall lapse into the Uniform School Fund.-}~~

~~{-(4)-}~~ (3) The Legislature shall establish a plan, which shall take effect beginning on July 1, 2013, for the payment of online courses taken by a private school or home school student.

4. Page 9, Lines 244 through 251:

244 (2) The terms of the course credit acknowledgement shall provide that:

245 (a) the online course provider shall receive a payment in the amount provided under

246 Section ~~{-53A-15-1207-}~~ 53A-15-1206 ; and

247 ~~[(b) the online course provider shall refund a payment received for a student who~~

248 ~~enrolls in an online course if the student withdraws from the online course within 10 days; and]~~

249 ~~[(c)]~~ (b) the student's primary LEA of enrollment acknowledges that the State Board of

250 Education will deduct ~~{-an amount equal to the online course fee from-}~~ funds allocated to the

251 LEA under Chapter 17a, Minimum School Program Act ~~{-.}~~ , in the amount and at the time the online course provider qualifies to receive payment for the online course as provided in Subsection 53A-15-1206(4).

5. Page 13, Line 378 through Page 14, Line 398:

378 53A-15-1212.5. ~~{-Declaration of intent to enroll in an online course— Adding or~~

379 ~~dropping an online course.-}~~ Time period to enroll in an online course.

380 (1) To provide an LEA and online course providers with estimates of online course

381 enrollment. {~~a declaration of intent to enroll in online courses~~
pursuant to Section 53A-15-1204

382 may take place } a student should enroll in an online course, or
declare an intention to enroll in an online course, during the high
school course registration period designated by the LEA.

383 (2) Notwithstanding Subsection (1) and except as provided in
Subsection (3), a student may enroll in an online course at any

384 time during a calendar year {~~if:~~

385 (a) the online course is open for enrollment;

386 (b) the student meets the course prerequisites;

387 (c) the online course is aligned with the student's SEOP;

388 (d) the student is enrolled in online courses for no more than the
total number of credits

389 as provided in Section 53A-15-1205; and

390 (e) the student does not take more than a full course load for the
year as provided in

391 Section 53A-15-1209.}

392 {~~(3) (a) Except as provided in Subsection (3)(b), a student~~
may drop a traditional

393 classroom course within 10 school calendar days of the start of the
traditional classroom

394 course.

395 (b) If a student's high school counselor is not able to process a
request to enroll in an

396 online course within 10 school calendar days of the start of the
traditional classroom course,

397 the deadline for dropping the course and enrolling in an online
course shall be extended to the

398 earliest possible date the counselor can accommodate the schedule
change. }

(3)(a) A student may alter a course schedule by dropping a
traditional classroom course and adding an online course consistent with
course schedule alteration procedures adopted by the student's primary
LEA of enrollment or high school.

(b) A school district's or high school's deadline for dropping a traditional classroom course and adding an online course shall be the same deadline for dropping and adding a traditional classroom course.

Renumber remaining sections accordingly.

Representative Last's motion to amend passed on a voice vote.

###

Representative Sandstrom proposed Amendment 1:

1. Page 2, Lines 32 through 33

32 {~~→ delays the Electronic High School's participation in the~~
Statewide Online Education

33 Program and} provides for an audit of the Electronic High School;
and

- ▶ specifies the purpose of the Electronic High School;
- ▶ provides that the Electronic High School may only offer courses required for high school graduation or that fulfill core curriculum course requirements;
- ▶ removes the Electronic High School as an online course provider in the Statewide Online Education Program; and

2. Page 2, Lines 37 through 38:

37 Other Special Clauses:

38 {~~This bill provides revisor instructions.~~}
This bill provides effective dates.

3. Page 2, Lines 40 through 41:

40 AMENDS:

53A-15-1002 (Effective 07/01/12), as last amended by Laws of Utah 2011, Chapter 419 53A-15-1003, as enacted by Laws of Utah 2006, Chapter 227 53A-15-1006 (Effective 07/01/12), as last amended by Laws of Utah 2011, Chapter 419

41 53A-15-1202, as enacted by Laws of Utah 2011, Chapter 419

4. Page 2, Lines 49 through 50:

49 ENACTS:

53A-15-1002.5 Utah Code Annotated 1953

50 53A-15-1008, Utah Code Annotated 1953

5. Page 2, Line 55 through Page 3, Line 61:

55 53A-15-1217, Utah Code Annotated 1953

56 {~~Uncodified Material Affected:~~

57 ~~AMENDS UNCODIFIED MATERIAL:~~

58 ~~Uncodified Section 20, Laws of Utah 2011, Chapter 419~~

59 ~~This uncodified section affects Sections 53A-15-1002~~
~~(Superseded 07/01/12),~~

60 ~~53A-15-1002 (Effective 07/01/12), 53A-15-1006 (Superseded~~
~~07/01/12), and 53A-15-1006~~

61 ~~(Effective 07/01/12).-~~}

6. Page 3, Line 63

Senate 3rd Reading Amendments 3-2-2012:

63 Be it enacted by the Legislature of the state of Utah:

Section 1. Section 53A-15-1002 (Effective 07/01/12) is amended
to read:

53A-15-1002 (Effective 07/01/12). Definitions.

As used in this part:

(1) "Board" means the State Board of Education.

(2) "Electronic High School" means a rigorous program offering grade 9 – 12 level online courses {~~through the Statewide Online Education Program~~} and coordinated by the board.

{~~(3) "Eligible student" has the meaning defined in Section 53A-15-1202.~~}

{~~(4)~~} (3) "Home-schooled student" means a student:

(a) {~~who~~} attends a home school;

(b) is exempt from school attendance pursuant to Section 53A-11-102; and

(c) attends no more than two regularly scheduled classes or courses in a public school per semester.

{~~(5)~~} (4) "Open-entry, open-exit" means:

(a) a method of instructional delivery that allows for flexible scheduling in response to individual student needs or requirements and demonstrated competency when knowledge and skills have been

mastered; and

(b) students have the flexibility to begin or end study at any time, progress through course material at their own pace, and demonstrate competency when knowledge and skills have been mastered.

Section 2. Section 53A-15-1002.5 is enacted to read:

53A-15-1002.5. Electronic High School created — Purpose.

The Electronic High School is created:

(1) to provide an opportunity for a student who has failed a course to retake the course and earn course credit;

(2) to allow a student to complete high school graduation requirements and exit high school early;

(3) to allow a student to take a course online so that the student has greater flexibility in scheduling courses during the regular school day; and

(4) to allow a home-schooled or private school student in Utah to take a course within the Utah high school core curriculum.

Section 3. Section 53A-15-1003 is amended to read:

53A-15-1003. Courses and credit.

(1) The Electronic High School may only offer courses required for high school graduation or that fulfill core curriculum course requirements established by the State Board of Education.

{-(1)-} (2) The Electronic High School shall:

(a) offer courses in an open-entry, open-exit format; and

(b) offer core curriculum courses that are in conformance with course standards and objectives established by the board.

{-(2)-} (3) Public schools shall:

(a) accept all credits awarded to students by the Electronic High School; and

(b) apply credits awarded for a core curriculum course toward the fulfillment of core curriculum requirements.

Section 4. Section 53A-15-1006 (Effective 07/01/12) is amended to read:

53A-15-1006 (Effective 07/01/12). Payment for an Electronic High School course.

{-(1) (a) The Electronic High School shall receive payment for an eligible student's enrollment in an online course as provided by Sections 53A-15-1206 through 53A-15-1208.—}

{-(b) For fiscal year 2012-13, a private or home school student whose custodial parent or legal guardian is a resident of Utah may

enroll in an Electronic High School course subject to the availability of funds appropriated by the Legislature for that purpose.}

~~{(2) A student whose custodial parent or legal guardian is not a resident of Utah may enroll in an Electronic High School course for a fee set by the board, provided that the course can accommodate additional students.}~~

(1) Electronic High School courses are provided to students who are Utah residents, as defined in Section 53A-2-201, free of charge.

(2) Nonresident students may enroll in Electronic High School courses for a fee set by the board, provided that the course can accommodate additional students.

Renumber remaining sections accordingly.

7. Page 6, Lines 153 through 160:

153 The following entities may offer online courses to eligible students through the

154 Statewide Online Education Program:

155 ~~{(1) beginning with the [2012-13] 2013-14 school year, the Electronic High School~~

156 ~~established in Part 10, Electronic High School Act; -}~~

157 ~~{(2)-}~~ (1) beginning with the 2011-12 school year, a charter school or district school created

158 exclusively for the purpose of serving students online; and

159 ~~{(3)-}~~ (2) beginning with the 2011-12 school year, an LEA program, approved by the LEA's

160 governing board, that is created exclusively for the purpose of serving students online.

8. Page 14, Lines 411 through 423:

411 (2) Online instruction offered pursuant to Subsection (1) is not subject to the

412 requirements of this part.

413 ~~{ Section 15. Uncodified Section 20, Laws of Utah 2011, Chapter 419 is amended to~~

414 ~~read:~~

415 ~~Section 20. Effective date.~~

416 This bill takes effect on July 1, 2011, except the amendments to Sections 53A-15-1002

417 and 53A-15-1006 take effect on July 1, [2012] 2013.

418 ~~Section 16. Revisor instructions.~~

419 The Legislature intends that the Office of Legislative Research and General Counsel, in

420 preparing the Utah Code database for publication, change the effective date in Sections

421 53A-15-1002 (Superseded 07/01/12), 53A-15-1002 (Effective 07/01/12), 53A-15-1006

422 (Superseded 07/01/12), and 53A-15-1006 (Effective 07/01/12) from July 1, 2012 to July 1,

423 2013. }

Section 6. Effective dates.

(1) Except as provided in Subsection (2), this bill takes effect on May 8, 2012.

(2) The amendments to the following sections take effect on July 1, 2012:

(a) Section 53A-15-1002; and

(b) Section 53A-15-1006.

Representatives Daw, Frank, Dougall, Cox, Hutchings, Menlove, and Last commented. Representative Sandstrom’s motion to amend passed on a voice vote.

Representatives Gibson, Briscoe, and Edwards commented.

Representative Hutchings declared a conflict of interest because he has a family member at a charter school that is involved in online classes.

Representative Dougall declared a conflict of interest because he is involved with charter schools.

Representative Frank declared a conflict of interest because he sits on the board of a charter school association.

1st Sub. S.B. 178, as amended, passed on the following roll call:

Yeas, 68; Nays, 4; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Ray	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright

Voting in the negative were: Representatives

Bird	Greenwood	Powell	Sagers
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Absent or not voting were: Representatives

Dee	Mathis	Lockhart
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1st Sub. S.B. 178, as amended, was returned to the Senate for further consideration.

UNFINISHED BUSINESS

On motion of Representative Vickers, the House voted to uncircle **6th Sub. S.B. 161**.

6th Sub. S.B. 161, PHARMACY PRACTICE ACT REVISIONS, *Bramble*, was before the House on its final passage.

Representative Vickers proposed Amendment 2:

1. Page 2, Lines 40 through 41

40 58–17b–309, as last amended by Laws of Utah 2011, Chapter 76
58–31b–502, as last amended by Laws of Utah 2006, Chapter

41 58-67-502, as last amended by Laws of Utah 2011, Chapter 206

2. Page 8, Lines 234 through 235:

234 recommendations from the evaluation required by this Subsection
235 (3).

235 (4) This section sunsets in accordance with Section 631-1-258.
Section 4. Section 58-31B-502 is amended to read:

58-31b-502. Unprofessional conduct.

“Unprofessional conduct” includes:

(1) failure to safeguard a patient’s right to privacy as to the patient’s person, condition, diagnosis, personal effects, or any other matter about which the licensee is privileged to know because of the licensee’s or person with a certification’s position or practice as a nurse or practice as a medication aide certified;

(2) failure to provide nursing service or service as a medication aide certified in a manner that demonstrates respect for the patient’s human dignity and unique personal character and needs without regard to the patient’s race, religion, ethnic background, socioeconomic status, age, sex, or the nature of the patient’s health problem;

(3) engaging in sexual relations with a patient during any:

(a) period when a generally recognized professional relationship exists between the person licensed or certified under this chapter and patient; or

(b) extended period when a patient has reasonable cause to believe a professional relationship exists between the person licensed or certified under the provisions of this chapter and the patient;

(4) (a) as a result of any circumstance under Subsection (3), exploiting or using information about a patient or exploiting the licensee’s or the person with a certification’s professional relationship between the licensee or holder of a certification under this chapter and the patient; or

(b) exploiting the patient by use of the licensee’s or person with a certification’s knowledge of the patient obtained while acting as a nurse or a medication aide certified;

(5) unlawfully obtaining, possessing, or using any prescription drug or illicit drug;

(6) unauthorized taking or personal use of nursing supplies from an employer;

(7) unauthorized taking or personal use of a patient’s personal property;

(8) knowingly entering into any medical record any false or misleading information or altering a medical record in any way for the purpose of concealing an act, omission, or record of events, medical condition, or any other circumstance related to the patient and the medical or nursing care provided;

(9) unlawful or inappropriate delegation of nursing care;

(10) failure to exercise appropriate supervision of persons providing patient care services under supervision of the licensed nurse;

(11) employing or aiding and abetting the employment of an unqualified or unlicensed person to practice as a nurse;

(12) failure to file or record any medical report as required by law, impeding or obstructing the filing or recording of such a report, or inducing another to fail to file or record such a report;

(13) breach of a statutory, common law, regulatory, or ethical requirement of confidentiality with respect to a person who is a patient, unless ordered by a court;

(14) failure to pay a penalty imposed by the division;

(15) prescribing a schedule II–III controlled substance without a consulting physician or outside of a consultation and referral plan; {–and–}

(16) violating Section 58–31b–801 {–.} : and

(17) violating the dispensing requirements of Section 58–17b–309 or Section 58–17b–309.5, if applicable.

Renumber remaining sections accordingly.

Representative Vickers’ motion to amend passed on a voice vote.

Representatives Daw, Duckworth, Newbold, Cosgrove, Doughty, and Barlow commented.

Representative Vickers declared a conflict of interest because he owns two pharmacies that could potentially dispense these medications.

6th Sub. S.B. 161, as amended, passed on the following roll call:

Yeas, 65; Nays, 6; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Butterfield
Chavez–Houck	Christensen	Cosgrove	Cox
D Brown	Daw	Dee	Dougall

Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Gibson	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Last	Litvack	M Brown
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright			

Voting in the negative were: Representatives

Bird	Briscoe	Doughty	Greenwood
Kiser	Powell		

Absent or not voting were: Representatives

Anderson	Galvez	McCay	Lockhart
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6th Sub. S.B. 161, as amended, was returned to the Senate for further consideration.

THIRD READING CALENDAR

1st Sub. S.C.R. 10, CONCURRENT RESOLUTION SUPPORTING UTAH'S INTERCONNECTED SKI AND SNOWBOARD INDUSTRY, *Senator Niederhauser*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Wilcox explained the bill.

Representatives Poulson, Draxler, Barrus, Eliason, Noel, Briscoe, Sagers, and Dougall commented.

1st Sub. S.C.R. 10 passed on the following roll call:

Yeas, 58; Nays, 16; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Daw	Dee	Dougall	Draxler

Duckworth	Dunnigan	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	Kiser	Last
M Brown	Mathis	McIff	Menlove
Morley	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Powell	Ray	Sagers	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Webb	Wilcox	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Briscoe	Chavez–Houck	Cosgrove	Doughty
Edwards	Fisher	Hemingway	King
Litvack	McCay	Moss	Poulson
Seelig	Watkins	Wheatley	Wiley

Absent or not voting was: Representative
Arent

1st Sub. S.C.R. 10 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

COMMUNICATION FROM THE SENATE

Madam Speaker:

March 6, 2012

The Senate passed, **H.B. 363**, HEALTH EDUCATION AMENDMENTS, by Representative B. Wright, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Menlove, under suspension of the rules, the House voted to lift the following bills from the Rules Committee, have them read the second time by short title and place them on the Senate Third Reading Calendar in this order:

- S.B. 200** Justice Court Amendments (Sen. L. Hillyard)
(Rep. B. King)
- 2nd Sub. S.B. 151** Students At Risk of Academic Failure Study
(Sen. H. Stephenson) (Rep. G. Hughes)
- 1st Sub. S.B. 240** General Repealer (Sen. J. Valentine) (Rep. V. Peterson)
- S.B. 203** Audit Process Amendments (Sen. S. Reid)
(Rep. B. Galvez)
- S.B. 27** Amendments to Revenue and Taxation Title
(Sen. H. Stephenson) (Rep. B. Dee)
- S.B. 277** Municipal Government Authority (Sen. J. S. Adams)
(Rep. S. Handy)
- S.B. 77** Surface Owner Protection Act (Sen. K. Van Tassell)
(Rep. J. Mathis)
- 1st Sub. S.B. 229** Telecommunications Regulatory Amendments
(Sen. C. Bramble) (Rep. J. Dougall)
- S.B. 287** Core Curriculum Standards Amendments
(Sen. M. Dayton)
- S.B. 234** Criminal Procedure Amendments (Sen. L. Hillyard)
(Rep. D. Butterfield)
- 1st Sub. S.B. 235** Clarification of Stalking Injunctions and Protective
Orders (Sen. T. Weiler) (Rep. V. L. Snow)
- 4th Sub. S.B. 40** Cosmetic Medical Procedures (Sen. P. Knudson)
(Rep. S. Barlow)
- 1st Sub. S.B. 195** Transportation Safety Revisions (Sen. K. Mayne)
(Rep. D. Litvack)
- S.B. 192** Bond Validation Act Amendments (Sen. B. McAdams)
(Rep. D. Brown)
- S.B. 208** Healthcare Compact (Sen. J. S. Adams) (Rep. B. Daw)
- 2nd Sub. S.B. 153** Procurement Amendments (Sen. W. Niederhauser)
(Rep. M. Brown)
- 1st Sub. S.B. 164** Transportation Funding Amendments (Sen. J. Stevenson)
(Rep. W. Harper)
- S.B. 246** Share Certificates in Land Companies (Sen. R. Okerlund)
(Rep. J. Draxler)
- S.B. 213** Charter School Enrollment (Sen. H. Stephenson)
(Rep. B. Daw)
- S.B. 174** Land Use Authority Amendments (Sen. W. Niederhauser)
(Rep. B. Wright)
- S.B. 261** Charter School Revisions (Sen. J. S. Adams)
(Rep. G. Hughes)

- 1st Sub. S.B. 191** Accountability for School Attendance (Sen. J. Stevenson)
(Rep. K. McIff)
- 1st Sub. S.B. 214** Justice Court Process Amendments (Sen. C. Bramble)
(Rep. J. Dougall)
- S.B. 284** Concurrent Enrollment Amendments (Sen. S. Urquhart)
(Rep. D. Ipson)
- S.C.R. 12** Concurrent Resolution Urging Congress to Clearly
Delegate Responsibility for Regulating Hydraulic
Fracturing to the States (Sen. K. Van Tassell)
(Rep. J. Mathis)
- 2nd Sub. S.B. 202** Dentist Practice Act Amendments (Sen. J. S. Adams)
(Rep. M. Newbold)

* * *

On motion of Representative Dee, and at 6:05 p.m., the House voted to adjourn until March 7, 2012, at 8:30 a.m.

FORTY-FOURTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Pro Tem Newbold at 8:45 a.m.

Roll call showed all members present.

Prayer offered by David Barker, President of the Salt Lake Granger Stake of the Church of Jesus Christ of Latter-day Saints, a guest of Representative Neal Hendrickson. Pledge of Allegiance led by Representative Hendrickson.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 6, 2012

The Senate concurred in the House amendments and passed **S.B. 3**, CURRENT FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS, by Senator L. Hillyard, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 42**, LIMITATION ON ACTION TO RECOVER DEFICIENCY FOLLOWING SHORT SALE, by Senator W. Niederhauser, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 64**, PUBLIC EDUCATION EMPLOYMENT REFORM, by Senator A. Osmond, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 68**, NEW AUTOMOBILE FRANCHISE ACT AMENDMENTS, by Senator S. Jenkins, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **2nd Sub. S.B. 127**, CONTROLLED SUBSTANCES PRESCRIBER TRAINING, by Senator P. Jones, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 169**, JUDICIAL CONDUCT COMMISSION AMENDMENTS, by Senator K. Mayne, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 173**, UTAH FIT PREMISES MODIFICATIONS, by Senator B. McAdams, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **3rd Sub. S.B. 180**, POLITICAL SUBDIVISION ETHICS AMENDMENTS, by Senator C. Bramble, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 263**, EDUCATION REQUIREMENTS FOR NURSING LICENSURE AMENDMENTS, by Senator G. Davis, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and returned to the Senate for the signature of the President, for enrolling and transmission to the Governor.

THIRD READING CALENDAR

1st Sub. S.J.R. 16, JOINT RESOLUTION RECOGNIZING THE HOLE-IN-THE-ROCK SAN JUAN MISSION HISTORIC TRAIL, *Senator Okerlund*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Noel explained the bill.

Representative Noel proposed Amendment 2:

1. Page 2, Lines 38 through 45

38 ▶ recognizes that the Trail supports local and regional
tourism economies by

39 attracting tourists having an interest in the Southern Utah culture
and the history of

40 western settlement; and

41 {~~→ declares that acquisition of Trail-related lands by the
state of Utah is prohibited;~~}

42 ▶ {~~declares that~~} urges the Board of State
Parks and Recreation {~~is authorized~~} to designate

43 additional trails within the state of Utah as state historic trails,
{~~and that designated~~

44 trails shall be} if they are determined to be of statewide
significance and {~~shall~~} to meet other

45 criteria as defined by the board.

Representative Noel’s motion to amend passed on a voice vote.

Representatives Briscoe and Nielson commented.

1st Sub. S.J.R. 16, as amended, passed on the following roll call:

Yeas, 71; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wiley
Wilson	Wright	Lockhart	

Voting in the negative was: Representative

McCay

Absent or not voting were: Representatives

Dunnigan	Wheatley	Wilcox
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1st Sub. S.J.R. 16, as amended, was returned to the Senate for further consideration.

* * *

S.B. 82, EQUAL ACCESS FOR EDUCATION EMPLOYEE ASSOCIATION AMENDMENTS, *Senator Madsen*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Hughes, the House voted to circle **S.B. 82**.

* * *

S.B. 280, BUDGET RESERVE ACCOUNT AMENDMENTS, *Senator L. Hillyard*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative M. Brown explained the bill.

On motion of Representative Dee, the House voted to circle **S.B. 280**.

* * *

S.B. 242, FLEEING A CONSERVATION OFFICER AMENDMENTS, *Senator Thatcher*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Perry explained the bill.

S.B. 242 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ivory
J Peterson	King	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Webb	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Ipson	Kiser	Moss	Watkins
Wheatley			

S.B. 242 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.C.R. 11, CONCURRENT RESOLUTION, *Senator Weiler*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative McCay, the House voted to circle **S.C.R. 11**.

* * *

S.B. 179, HOSPITAL TAX ASSESSMENT, *Senator Hillyard*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Dee, the House voted to circle **S.B. 179**.

* * *

S.B. 200, JUSTICE COURT AMENDMENTS, *Senator Hillyard*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative King, the House voted to circle **S.B. 200**.

* * *

2nd Sub. S.B. 151, STUDENTS AT RISK OF ACADEMIC FAILURE STUDY, *Senator Stephenson*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Dee, the House voted to circle **2nd Sub. S.B. 151**.

UNFINISHED BUSINESS

On motion of Representative Webb, the House voted to uncircle **S.B. 179**.

S.B. 179, HOSPITAL TAX ASSESSMENT, *Senator Hillyard*, was before the House on its final passage. Representative Webb explained the bill.

S.B. 179 passed on the following roll call:

Yeas, 66; Nays, 4; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Hemingway	Hendrickson	Herrod	Hutchings
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	V Peterson	Vickers	Watkins
Webb	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Dougall	Harper	McCay	Sumsion
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Absent or not voting were: Representatives

Hughes	Ipson	Ivory	Morley
Wheatley			

S.B. 179 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

* * *

On motion of Representative King, the House voted to uncircle **S.B. 200**.

S.B. 200, JUSTICE COURT AMENDMENTS, *Senator Hillyard*, was before the House on its final passage. Representative King explained the bill.

Representative Dunnigan commented.

S.B. 200 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Dougall	Ipson
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S.B. 200 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

THIRD READING CALENDAR

1st Sub. S.B. 240, GENERAL REPEALER, *Senator Valentine*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative V. Peterson explained the bill.

1st Sub. S.B. 240 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards

Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	Kiser	Last
Litvack	M Brown	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

King Mathis

1st Sub. S.B. 240 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 203, AUDIT PROCESS AMENDMENTS, *Senator Reid*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Galvez explained the bill.

Representative Litvack commented.

S.B. 203 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Herrod
Hughes	Hutchings	Ipson	Ivory

J Peterson	Kiser	Last	Litvack
M Brown	Mathis	McCay	McCliff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Hendrickson King

S.B. 203 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 27, AMENDMENTS TO REVENUE AND TAXATION TITLE, *Senator Stephenson*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Dee explained the bill.

On motion of Representative Harper, the House voted to delete **S.B. 27** in title and body and insert **2nd Sub. S.B. 27** in lieu thereof.

Representatives King, Morley, Harper, Christensen, Painter, Ray, Litvack, Nielson, and Eliason commented.

On motion of Representative Dougall, the House voted to circle **2nd Sub. S.B. 27**.

* * *

S.B. 277, MUNICIPAL GOVERNMENT AUTHORITY, *Senator Adams*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Handy explained the bill.

Representative Handy proposed Amendment 2:

1. Page 2, Lines 41 through 42

41 property in all cases where the money or property embezzled or obtained under false pretenses

42 does not exceed in value the sum of [~~\$100~~]
{~~-\$1,500~~} \$500 and may prohibit the sale, giving away, or

2. Page 2, Lines 45 through 46:

45 may, by ordinance, prohibit the possession of controlled substances
as defined in the Utah

46 Controlled Substances Act, provided the conduct is not a
{~~-~~} class A misdemeanor or {~~-~~} felony, and

Representative Handy’s motion to amend passed on a voice vote.

###

Representative Menlove proposed Amendment 1:

1. Page 2, Line 46

46 Controlled Substances Act or any other endangering or impairing
substance , provided the conduct is not a [~~class A misdemeanor or~~]
felony, and

Representative Menlove’s motion to amend passed on a voice vote.

S.B. 277, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers

Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Dougall	Eliason	Ivory	Noel
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S.B. 277, as amended, was returned to the Senate for further consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, the House voted to recess for 15 minutes.

Speaker Lockhart called the House to order at 10:40 a.m.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 7, 2012

The Senate passed, **H.B. 125**, ACCESS TO DENTAL HEALTH CARE, by Representative T. Cosgrove, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 159**, UNLAWFUL DETENTION AMENDMENTS, by Representative R. Wilcox, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **2nd Sub. H.B. 161**, RIGHTS OF PARENTS AND CHILDREN, by Representative L. Christensen, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 182**, SIGNAGE HONORING FALLEN HIGHWAY PATROL OFFICERS, by Representative B. Wilson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 257**, CONTROLLED SUBSTANCE DATABASE AMENDMENTS, by Representative B. Daw, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 311**, ELECTRONIC MEETINGS FOR CHARTER SCHOOL, by Representative B. Daw, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 343**, UNDERGROUND STORAGE TANK AMENDMENTS, by Representative K. McIff, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 407**, NEW CAR SAFETY AND EMISSIONS INSPECTION, by Representative D. Ipson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 454**, OPEN ENROLLMENT AMENDMENTS, by Representative D. Brown, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 501**, YOUTH SUICIDE PREVENTION, by Representative E. Hutchings, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 3**, JOINT RESOLUTION ON FEDERAL TRANSFER OF PUBLIC LANDS, by Representative R. Barrus, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

Madam Speaker:

March 7, 2012

The Senate passed, as amended, **H.B. 72**, WASTE TIRE AMENDMENTS, by Representative N. Hendrickson, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 99**, BACKGROUND CHECK FEE EXEMPTION FOR FIREARM PURCHASE, by Representative B. Galvez, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 116**, PROBATE CODE AMENDMENTS, by Representative V. L. Snow, and it is transmitted for further consideration; and

The Senate substituted, amended, and passed, **Senate 3rd Sub. H.B. 187**, AGRICULTURAL OPERATION INTERFERENCE, by Representative J. Mathis, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

* * *

Madam Speaker:

March 7, 2012

The Senate passed, as substituted, and amended **2nd Sub. S.C.R. 13**, CONCURRENT RESOLUTION ON COMMON CORE STANDARDS, by Senator A. Osmond, and it is transmitted for consideration.

Leslie O. McLean

Secretary of the Senate

Communication filed. The bill was read the first time by short title and referred to the Rules Committee.

UNFINISHED BUSINESS

On motion of Representative Hughes, the House voted to uncircle **S.B. 82**.

S.B. 82, EQUAL ACCESS FOR EDUCATION EMPLOYEE ASSOCIATION AMENDMENTS, *Senator Madsen*, was before the House on its final passage. Representative Hughes explained the bill.

Representatives Hemingway, Powell, Watkins, King, and Sagers commented.

Representative Moss proposed a verbal amendment as follows:

1. Page 1, Line 26:
Delete “full” and insert “pro-rated”
2. Page 4, Line 117:
Delete “full” and insert “pro-rated”

Representative Hutchings proposed a substitute motion to amend as follows:

1. Page 1, Line 25–26:
Delete lines 25 and 26
2. Page 1, Line 27:
Delete “circumstances;”
3. Page 4, Lines 116–120:
Delete lines 116 through 120.
4. Page 5, Lines 121–125:
Delete lines 121 through 125.

Representative Moss, Butterfield, Dougall, Butterfield, Newbold, Herrod, Hendrickson, Poulson, Sagers, and Wilson commented. Representative Hutchings' substitute motion to amend passed on the following roll call:

Yeas, 38; Nays, 31; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Bird
Briscoe	Butterfield	Chavez–Houck	Cosgrove
Cox	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Fisher	Handy
Hemingway	Hendrickson	Hutchings	Ivory
King	Last	Litvack	Menlove
Moss	Nielson	Perry	Pitcher
Poulson	Powell	Ray	Seelig
Snow	Watkins	Webb	Wheatley
Wiley	Wilson		

Voting in the negative were: Representatives

Barrus	Christensen	D Brown	Daw
Dee	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Herrod
Hughes	J Peterson	Kiser	M Brown
McCay	Morley	Newbold	Noel
Oda	Painter	Sagers	Sandstrom
Sanpei	Sumsion	V Peterson	Vickers
Wilcox	Wright	Lockhart	

Absent or not voting were: Representatives

Dougall	Eliason	Harper	Ipson
Mathis	McIff		

###

Representative Cox proposed Amendment 1:

1. Page 1, Lines 18 through 25

18 association wants to participate in certain activities;

19 { ~~— provides that a penalty may be recovered by an~~
~~education employee association~~

20 ~~under certain circumstances; }~~

21 { ~~► requires a school principal and a school district or~~
 charter school to each pay a
 22 penalty for failing to provide equal access to all education
 employee associations to
 23 distribute information, attend employee orientations, and solicit
 membership to the
 24 education employee association; }
 25 ► allows an employee to withdraw membership from an
 education employee

2. Page 4, Lines 105 through 117:

105 (iii) another education employee association attended the
unplanned activity.
 106 { ~~(9) If a school violates the provisions of this section, an~~
education employee
 107 association may bring a civil action in a court having the
appropriate jurisdiction for:
 108 (a) a civil penalty in the amount of \$1,000 per violation, to be
paid by the principal of
 109 the school where the violation occurred;
 110 (b) a civil penalty in an amount equal to the greater of the
following, to be paid by the
 111 school district or charter school where the violation occurred;
 112 (i) \$10,000; or
 113 (ii) if the education employee association proves a pattern of
violations of this section,
 114 treble damages; and
 115 (c) enforcement of the provisions of this section. }
 116 { ~~(10)~~ } (9) An employee may withdraw the
employee's membership from an education
 117 employee association and receive a full refund of the employee's
membership dues if:

Representative Newbold proposed a substitute verbal amendment as follows:

1. Page 1, Line 14:
Delete “State” and insert “local school”
2. Page 1, Line 17:
Delete “State” and insert “local school”
3. Page 1, Line 21:
Delete “a school principal and” and delete “each”
4. Page 2, Line 45:
Delete “State” and insert “local school”
5. Page 4, Lines 108–109:
Delete lines 108 and 109.
6. Page 4, Line 112:
Delete “\$10,000” and insert “\$1,000”

Representatives Briscoe, Herrod, and Watkins commented. Representative Newbold’s substitute motion to amend passed on a voice vote.

S.B. 82, as amended, failed to pass on the following roll call:

Yeas, 18; Nays, 51; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Daw	Dougall	Frank	Galvez
Grover	Herrod	Hughes	Ipson
Morley	Newbold	Noel	Oda
Painter	Sanpei	Sumsion	V Peterson
Wright	Lockhart		

Voting in the negative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Doughty	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Froerer	Greenwood
Handy	Harper	Hemingway	Hendrickson
Hutchings	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
McIff	Menlove	Moss	Nielson
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Seelig
Snow	Vickers	Watkins	Webb
Wheatley	Wiley	Wilson	

Absent or not voting were: Representatives

Dee	Draxler	Gibson	Mathis
McCay	Wilcox		

S.B. 82, as amended, was returned to the Senate for filing.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 7, 2012

The Senate passed, as amended, **1st Sub. H.B. 104**, LOCAL HIGHWAY AUTHORITY REGULATORY POWERS, by Representative W. Harper, and it is transmitted for further consideration; and

The Senate passed, as amended, **1st Sub. H.B. 107**, JOINT CUSTODY MODIFICATIONS, by Representative G. Froerer, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 148**, TRANSFER OF PUBLIC LANDS ACT AND RELATED STUDY, by Representative K. Ivory, and it is transmitted for further consideration; and

The Senate passed, as amended, **1st Sub. H.B. 176**, COUNTY LAND USE PLANS, by Representative M. Noel, and it is transmitted for further consideration; and

The Senate adopted the Joint Conference Committee Report dated March 7, 2012, and passed **1st Sub. H.B. 213**, SCHOOL COMMUNITY COUNCIL MEMBER QUALIFICATIONS, by Representative L. Perry, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 420**, PARENT EDUCATION INITIATIVE, by Representative S. Eliason, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

* * *

Madam Speaker: March 7, 2012

The Senate passed, **1st Sub. H.B. 92**, BOATING REVISIONS, by Representative R. Greenwood, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 157**, CURRENCY AMENDMENTS, by Representative B. Galvez, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 313**, LOCAL HEALTH REGULATION, by Representative J. Anderson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 441**, CHARTER SCHOOL ENROLLMENT AMENDMENTS, by Representative D. McCay, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 12:30 p.m., the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Pro Tem Dougall at 2:20 p.m.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 7, 2012

The Senate adopted the Joint Conference Committee Report dated March 7, 2012, and passed **1st Sub. H.B. 213**, SCHOOL COMMUNITY COUNCIL MEMBER QUALIFICATIONS, by Representative L. Perry, and it is transmitted for further consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed.

CONFERENCE COMMITTEE REPORT

Madam Speaker: March 7, 2012

The Joint Conference Committee comprised of Senators A. Osmond, M. Madsen, and K. Morgan, and Representatives L. Perry, B. Wright, and N. Hendrickson, recommends **H.B. 213**, SCHOOL COMMUNITY COUNCIL

MEMBER QUALIFICATIONS, by Representative L. Perry, be replaced and favorably recommends **1st Sub. H.B. 213**, SCHOOL COMMUNITY COUNCIL MEMBER QUALIFICATIONS.

Sen. A. Osmond

Rep. L. Perry

Report filed. On motion of Representative Perry, the House voted to adopt the Conference Committee Report.

1st Sub. H.B. 213 passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Cosgrove	Cox	D Brown	Daw
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	J Peterson	King
Kiser	Last	Litvack	McCay
McIff	Menlove	Moss	Newbold
Nielson	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Wheatley	Wilcox	Wiley	Wilson
Wright			

Absent or not voting were: Representatives

Christensen	Dee	Ivory	M Brown
Mathis	Morley	Noel	Sagers
Webb	Lockhart		

1st Sub. H.B. 213 was transmitted to the Senate for signature of the President.

CONCURRENCE CALENDAR

On motion of Representative Hendrickson, the House voted to concur in the Senate amendments to **H.B. 72**, WASTE TIRE AMENDMENTS.

H.B. 72, as amended by the Senate, passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Cosgrove	Cox	D Brown	Daw
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Moss	Newbold	Nielson	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright			

Absent or not voting were: Representatives

Christensen	Dee	Ivory	Morley
Noel	Lockhart		

H.B. 72, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Galvez, the House voted to concur in the Senate amendments to **H.B. 99**, BACKGROUND CHECK FEE EXEMPTION FOR FIREARM PURCHASE.

H.B. 99, as amended by the Senate, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck

Cosgrove	Cox	D Brown	Daw
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Christensen	Dee	J Peterson	Morley
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H.B. 99, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Snow, the House voted to concur in the Senate amendments to **H.B. 116**, PROBATE CODE AMENDMENTS.

H.B. 116, as amended by the Senate, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	King
Kiser	Last	Litvack	M Brown

Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright		

Absent or not voting were: Representatives

Christensen	Froerer	J Peterson	Noel
Lockhart			

H.B. 116, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Mathis, the House voted to concur in the Senate amendments to **3rd Sub. H.B. 187**, AGRICULTURAL OPERATION INTERFERENCE.

Representatives McCay, King, Nielson, and Cox commented. **3rd Sub. H.B. 187**, as amended by the Senate, passed on the following roll call:

Yeas, 62; Nays, 13; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Daw	Dee	Dougall	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	Kiser
Last	M Brown	Mathis	McCay
McIff	Menlove	Morley	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Powell	Ray
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Fisher	Hemingway	King
Litvack	Moss	Poulson	Seelig
Wheatley			

3rd Sub. H.B. 187, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Harper, the House voted to concur in the Senate amendments to **1st Sub. H.B. 104**, LOCAL HIGHWAY AUTHORITY REGULATORY POWERS.

1st Sub. H.B. 104, as amended by the Senate, passed on the following roll call:

Yeas, 53; Nays, 22; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Christensen
Cox	D Brown	Daw	Dee
Dougall	Draxler	Duckworth	Dunnigan
Eliason	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hendrickson	Herrod	Hughes
Hutchings	Ipson	J Peterson	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Newbold	Noel	Oda	Painter
Ray	Sagers	Sandstrom	Sanpei
Snow	Sumsion	V Peterson	Webb
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Arent	Bird	Briscoe	Butterfield
Chavez–Houck	Cosgrove	Doughty	Edwards
Fisher	Hemingway	Ivory	King
Moss	Nielson	Perry	Pitcher
Poulson	Powell	Seelig	Vickers
Watkins	Wheatley		

1st Sub. H.B. 104, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Froerer, the House voted to concur in the Senate amendments to **1st Sub. H.B. 107**, JOINT CUSTODY MODIFICATIONS.

1st Sub. H.B. 107, as amended by the Senate, passed on the following roll call:

Yeas, 67; Nays, 8; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Greenwood
Grover	Harper	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Chavez–Houck	Duckworth	Gibson	Handy
Hemingway	Hendrickson	Moss	Wiley

1st Sub. H.B. 107, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Ivory, the House voted to concur in the Senate amendments to **H.B. 148**, TRANSFER OF PUBLIC LANDS ACT AND RELATED STUDY.

H.B. 148, as amended by the Senate, passed on the following roll call:

Yeas, 59; Nays, 14; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Butterfield
Christensen	Cox	D Brown	Daw
Dee	Dougall	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	Kiser	Last
M Brown	Mathis	McCay	McIff
Menlove	Morley	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Powell	Ray	Sagers
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wilcox	Wilson	Wright	

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Fisher	Hemingway	King
Litvack	Moss	Poulson	Seelig
Wheatley	Wiley		

Absent or not voting were: Representatives

Bird	Lockhart
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H.B. 148, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Noel, the House voted to concur in the Senate amendments to **1st Sub. H.B. 176**, COUNTY LAND USE PLANS.

1st Sub. H.B. 176, as amended by the Senate, passed on the following roll call:

Yeas, 59; Nays, 16; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown

Daw	Dee	Dougall	Draxler
Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	Kiser	Last
M Brown	Mathis	McCay	McIff
Menlove	Morley	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Powell	Ray	Sagers
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Webb	Wilcox
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Duckworth	Fisher	Hemingway
King	Litvack	Moss	Poulson
Seelig	Watkins	Wheatley	Wiley

1st Sub. H.B. 176, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Eliason, the House voted to concur in the Senate amendments to **H.B. 420**, PARENT EDUCATION INITIATIVE.

Representatives Powell, Wilson, Christensen, Arent, Nielson, Dunnigan, Hemingway, Hutchings, Poulson, and Duckworth commented.

The motion to concur with the Senate amendments to **H.B. 420** failed to pass on the following roll call:

Yeas, 37; Nays, 38; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Briscoe	Butterfield
Chavez–Houck	Cosgrove	D Brown	Doughty
Draxler	Duckworth	Edwards	Eliason
Fisher	Galvez	Gibson	Hemingway
Hendrickson	Hutchings	Ipson	King
Last	Litvack	McIff	Menlove

Moss	Nielson	Perry	Pitcher
Poulson	Powell	Ray	Seelig
Snow	Watkins	Wheatley	Wiley
Wright			

Voting in the negative were: Representatives

Barlow	Barrus	Bird	Christensen
Cox	Daw	Dee	Dougall
Dunnigan	Frank	Froerer	Greenwood
Grover	Handy	Harper	Herrod
Hughes	Ivory	J Peterson	Kiser
M Brown	Mathis	McCay	Morley
Newbold	Noel	Oda	Painter
Sagers	Sandstrom	Sanpei	Sumsion
V Peterson	Vickers	Webb	Wilcox
Wilson	Lockhart		

#

Representative Eliason made a motion to refuse to concur and ask the Senate to recede from its amendments. The motion passed on the following roll call:

Yeas, 48; Nays, 26; Absent or not voting, 1.**Voting in the affirmative were:** Representatives

Arent	Barlow	Barrus	Briscoe
Chavez–Houck	Christensen	Cosgrove	Cox
D Brown	Daw	Dee	Dougall
Doughty	Draxler	Duckworth	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Handy	Hemingway
Hendrickson	Ipson	J Peterson	King
Last	Litvack	M Brown	McCay
McIff	Menlove	Moss	Newbold
Noel	Painter	Poulson	Ray
Seelig	Snow	V Peterson	Watkins
Wheatley	Wilcox	Wiley	Lockhart

Voting in the negative were: Representatives

Anderson	Bird	Butterfield	Dunnigan
Greenwood	Grover	Harper	Herrod
Hutchings	Ivory	Kiser	Mathis
Morley	Nielson	Oda	Perry

Pitcher	Powell	Sagers	Sandstrom
Sanpei	Sumsion	Vickers	Webb
Wilson	Wright		

Absent or not voting was: Representative
Hughes

H.B. 420 was returned to the Senate for further consideration.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 7, 2012

The Senate concurred in the House amendments and passed **6th Sub. S.B. 161**, PHARMACY PRACTICE ACT REVISIONS, by Senator C. Bramble, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 178**, STATEWIDE ONLINE EDUCATION PROGRAM AMENDMENTS, by Senator H. Stephenson, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 277**, MUNICIPAL GOVERNMENT AUTHORITY, by Senator J. S. Adams, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.J.R. 16**, JOINT RESOLUTION RECOGNIZING THE HOLE-IN-THE-ROCK SAN JUAN MISSION HISTORIC TRAIL, by Senator R. Okerlund, and it is transmitted for the signature of the Speaker.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

THIRD READING CALENDAR

S.B. 77, SURFACE OWNER PROTECTION ACT, *Senator Van Tassell*, was read the third time by short title and placed on its final passage. Representative Mathis explained the bill.

S.B. 77 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck

Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wright	Lockhart

Absent or not voting were: Representatives

Eliason	Hughes	Wilson
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S.B. 77 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

INTENT LANGUAGE FOR S.B. 77

On motion of Representative Mathis, the House voted to print the following intent language upon the pages of the House Journal.

The legislation in Senate Bill 77 is intended to apply only to the oil and gas industry where the mineral estate has been severed from the surface estate on private property. The legislation is to be narrowly construed by the courts and is not to be applied to any other type of mining operations.

UNFINISHED BUSINESS

On motion of Representative McCay, the House voted to uncircle **1st Sub. S.C.R. 11**.

1st Sub. S.C.R. 11, CONCURRENT RESOLUTION ON THE NATIONAL DEFENSE AUTHORIZATION ACT, *Senator Weiler*, was before the House on its final passage.

On motion of Representative Galvez, the House voted to delete **1st Sub. S.C.R. 11** in title and body and insert **2nd Sub. S.C.R. 11** in lieu thereof.

Representatives King, Hemingway, and Butterfield commented.

2nd Sub. S.C.R. 11, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
Butterfield	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Anderson	Bird	Hughes	Mathis
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2nd Sub. S.C.R. 11, as amended, was returned to the Senate for further consideration.

THIRD READING CALENDAR

1st Sub. S.B. 229, TELECOMMUNICATIONS REGULATORY AMENDMENTS, *Senator Dayton*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Harper, the House voted to circle **1st Sub. S.B. 229**.

* * *

S.B. 287, CORE CURRICULUM STANDARDS AMENDMENTS, *Senator Dayton*, was read the third time by short title and placed on its final passage. This

bill did not have a House standing committee hearing. Representative Grover explained the bill.

Representatives Poulson, Moss, Briscoe, Frank, Sumsion, Powell, Christensen, Draxler, and Watkins commented.

S.B. 287 passed on the following roll call:

Yeas, 50; Nays, 23; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Barlow	Barrus	Butterfield	Christensen
Cox	D Brown	Daw	Dee
Dougall	Edwards	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
Kiser	Last	M Brown	Mathis
McCay	Morley	Newbold	Nielson
Noel	Oda	Painter	Perry
Powell	Ray	Sagers	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Webb	Wilcox	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Anderson	Arent	Bird	Briscoe
Chavez–Houck	Cosgrove	Doughty	Draxler
Duckworth	Dunnigan	Fisher	Hemingway
Hendrickson	King	Litvack	McIff
Moss	Pitcher	Poulson	Seelig
Watkins	Wheatley	Wiley	

Absent or not voting were: Representatives

Eliason	Menlove
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S.B. 287 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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S.B. 234, CRIMINAL PROCEDURE AMENDMENTS, *Senator Hillyard*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Butterfield explained the bill.

S.B. 234 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
McIff

S.B. 234 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 235, CLARIFICATION OF STALKING INJUNCTIONS AND PROTECTIVE ORDERS, *Senator Weiler*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Snow, the House voted to circle **S.B. 235**.

* * *

4th Sub. S.B. 40, MEDICAL AND OSTEOPATHIC PRACTICE ACT, *Senator Knudson*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Barlow, the House voted to circle **4th Sub. S.B. 40**.

* * *

1st Sub. S.B. 195, TRANSPORTATION SAFETY REVISIONS, *Senator Mayne*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Harper, the House voted to circle **1st Sub. S.B. 195**.

* * *

S.B. 192, BOND VALIDATION ACT AMENDMENTS, *Senator McAdams*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative D. Brown explained the bill.

S.B. 192 passed on the following roll call:

Yeas, 71; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Hemingway	Hendrickson	Herrod	Hughes
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative was: Representative Harper

Absent or not voting were: Representatives
Edwards Hutchings Seelig

S.B. 192 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

UNFINISHED BUSINESS

On motion of Representative Litvack, the House voted to uncircle **1st Sub. S.B. 195**.

1st Sub. S.B. 195, TRANSPORTATION SAFETY REVISIONS, *Mayne*, was before the House on its final passage.

Representative Hendrickson commented.

On motion of Representative King, the House voted to circle **1st Sub. S.B. 195**.

THIRD READING CALENDAR

S.B. 208, HEALTHCARE COMPACT, *Senator Adams*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Daw, the House voted to circle **S.B. 208**.

* * *

2nd Sub. S.B. 153, PROCUREMENT AMENDMENTS, *Senator Niederhauser*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Daw, the House voted to circle **2nd Sub. S.B. 153**.

* * *

1st Sub. S.B. 164, TRANSPORTATION FUNDING AMENDMENTS , *Senator Stevenson*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Newbold, the House voted to circle **1st Sub. S.B. 164**.

* * *

S.B. 246, SHARE CERTIFICATES IN LAND COMPANIES, *Senator Okerlund*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Newbold, the House voted to circle **S.B. 246**.

* * *

S.B. 213, CHARTER SCHOOL ENROLLMENT, *Senator Adams*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Daw explained the bill.

Representatives Hutchings, Dougall, and Frank declared a conflict of interest because they work, or have family members who work, with charter schools.

S.B. 213 passed on the following roll call:

Yeas, 52; Nays, 13; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Chavez–Houck	Christensen	Cox
D Brown	Daw	Dougall	Draxler
Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Herrod	Hutchings
Ipson	Ivory	J Peterson	Kiser
Last	Litvack	Mathis	McCay
McIff	Morley	Newbold	Noel
Painter	Perry	Pitcher	Powell
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Webb
Wheatley	Wilcox	Wilson	Wright

Voting in the negative were: Representatives

Arent	Briscoe	Cosgrove	Doughty
Duckworth	Fisher	Hemingway	King
Moss	Poulson	Seelig	Watkins
Wiley			

Absent or not voting were: Representatives

Dee	Harper	Hendrickson	Hughes
M Brown	Menlove	Nielson	Oda
Ray	Lockhart		

S.B. 213 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 174, LAND USE AUTHORITY AMENDMENTS, *Senator Niederhauser*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Wright explained the bill.

Representative Webb proposed Amendment 2:

1. Page 2, Lines 36 through 43

36 (2) (a) Subject to Subsection (1), a lot or parcel resulting from a
division of agricultural

37 land is exempt from the plat requirements of Section 17-27a-603 if
§→:

37a (i)←§ the lot or parcel:

38 §→[(+)] (A) ←§ qualifies as land in agricultural use under
Section 59-2-502; and

39 [(ii) meets the minimum size requirement of applicable land use
ordinances; and]

40 [(+)] §→[(+)] (B) ←§ is not used and will not be used for any
nonagricultural purpose §→

40a [-] : and

40b (ii) the new owner of record completes, signs, and
{attaches to the record of survey map a

40c declaration} records with the county recorder a notice:

(A) describing the parcel by legal description; and

(B) stating that the lot or parcel is created for agricultural
purposes as defined in

40d Section 59-2-502 and will remain so until a future zoning change
permits other uses .←§

41 (b) The boundaries of each lot or parcel exempted under
Subsection (2)(a) shall be

42 graphically illustrated on a record of survey map that~~[-after~~
~~receiving the same approvals as are~~

43 required for a plat under Section 17-27a-604,] shall be recorded with the county recorder.

Representative Webb’s motion to amend passed on a voice vote.

Representative Powell commented.

S.B. 174, as amended, passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McIff	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wiley	Wilson	Wright	

Absent or not voting were: Representatives

Dee	Fisher	Hughes	M Brown
McCay	Menlove	Wilcox	Lockhart

S.B. 174, as amended, was returned to the Senate for further consideration.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 7, 2012

The President of the Senate has signed **H.B. 72**, WASTE TIRE AMENDMENTS, by Representative N. Hendrickson, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 99**, BACKGROUND CHECK FEE EXEMPTION FOR FIREARM PURCHASE, by Representative B. Galvez, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 104**, LOCAL HIGHWAY AUTHORITY REGULATORY POWERS, by Representative W. Harper, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 107**, JOINT CUSTODY MODIFICATIONS, by Representative G. Froerer, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 116**, PROBATE CODE AMENDMENTS, by Representative V. L. Snow, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 148**, TRANSFER OF PUBLIC LANDS ACT AND RELATED STUDY, by Representative K. Ivory, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 176**, COUNTY LAND USE PLANS, by Representative M. Noel, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **3rd Sub. H.B. 187**, AGRICULTURAL OPERATION INTERFERENCE, by Representative J. Mathis, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 213**, SCHOOL COMMUNITY COUNCIL MEMBER QUALIFICATIONS, by Representative L. Perry, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker:

March 7, 2012

The Senate has rejected **1st Sub. H.B. 41**, PROPERTY TAXATION OF BUSINESS PERSONAL PROPERTY, by Representative P. Painter, and it is transmitted for filing.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was returned to staff for filing.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 5:00 p.m., the House voted to recess for 30 minutes.

EVENING SESSION

The House was called to order by Speaker Pro Tem Dougall at 5:50 p.m.

COMMUNICATION FROM THE SENATE

Madam Speaker:

March 7, 2012

The Senate passed, **H.B. 453**, CITATION AMENDMENTS, by Representative D. Ipson, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Daw, the House voted to uncircle **S.B. 208**.

S.B. 208, HEALTHCARE COMPACT, *Senator Adams*, was before the House on its final passage.

Representative Dunnigan proposed Amendment 7:

1. Page 1, Line 17a

Senate 2nd Reading Amendments 3–5–2012

17a ▶ sunsets the compact on July 1, {~~–2017–~~}
 {~~–2013–~~} 2014 ←§

2. Page 1a, Line 26af

Senate 2nd Reading Amendments 3–5–2012:

26af (10) (a) Section 63M–1–2507, Health Care Compact is repealed on July 1, {~~–2017–~~} {~~–2013–~~} 2014.

(b) (i) The Legislature shall, before reauthorizing the Health Care Compact:

(A) direct the Health System Reform Task Force to evaluate the

issues listed in Subsection (10(b)(ii), and by January 1, 2013 develop and recommend criteria for the Legislature to use to negotiate the terms of the Health Care Compact; and

(B) prior to July 1, 2014, seek amendments to the Health Care Compact among the member states that the Legislature determines are appropriate after considering the recommendations of the Health System Reform Task Force.

(ii) The Health System Reform Task Force shall evaluate and develop criteria for the Legislature regarding:

(A) the impact of the Supreme Court ruling on the Affordable Care Act;

(B) whether Utah is likely to be required to implement any part of the Affordable Care Act prior to negotiating the compact with the federal government, such as Medicaid expansion in 2014.

(C) whether the compact's current funding formula, based on adjusted 2010 state expenditures, is the best formula for Utah and other state compact members to use for establishing the block grants from the federal government;

(D) whether the compact's calculation of current year inflation adjustment factor, without consideration of the regional medical inflation rate in the current year, is adequate to protect the state from increased costs associated with administering a state based Medicaid and a state based Medicare program;

(E) whether the state has the flexibility it needs under the compact to implement and fund state based initiatives, or whether the compact requires uniformity across member states that does not benefit Utah;

(F) whether the state has the option under the compact to refuse to take over the federal Medicare program;

(G) whether a state based Medicare program would provide better benefits to the elderly and disabled citizens of the state than a federally run Medicare program;

(H) whether the state has the infrastructure necessary to implement and administer a better state based Medicare program; and

(I) whether the compact appropriately delegates policy decisions between the legislative and executive branches of government regarding the development and implementation of the compact with other states and the federal government .

Representative Dunnigan's motion to amend passed on a voice vote.

###

Representative Chavez–Houck proposed a verbal amendment as follows:

- 1. Page 3, Line 71:
After “Affairs.” insert “or for public health activities, including communicable disease surveillance, epidemiology and control.”

Representative Chavez–Houck’s motion to amend failed on a voice vote.

###

Representatives King, Vickers, Herrod, and Edwards commented.

Representative Litvack proposed a verbal amendment as follows:

- 1. Refer to Representative Dunnigan’s Amendment 7:
At the end of “(H)” delete “and”
At the end of “(I)” delete the period and insert “: and”
“(J) the impact on public health activities, including communicable disease surveillance and epidemiology.”

Representative Litvack’s motion to amend passed on a voice vote.

Representatives Ivory and Newbold commented.

S.B. 208, as amended, passed on the following roll call:

Yeas, 45; Nays, 23; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Butterfield
Christensen	D Brown	Daw	Dougall
Draxler	Edwards	Frank	Froerer
Galvez	Gibson	Grover	Handy
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	Kiser	Last
M Brown	Mathis	McCay	McCliff
Morley	Newbold	Nielson	Noel
Oda	Pitcher	Powell	Sandstrom
Sanpei	Sumsion	V Peterson	Vickers
Webb	Wilcox	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Arent	Bird	Briscoe	Chavez–Houck
Cosgrove	Cox	Doughty	Duckworth

Dunnigan	Fisher	Greenwood	Hemingway
Hendrickson	King	Litvack	Moss
Perry	Poulson	Sagers	Seelig
Snow	Watkins	Wiley	

Absent or not voting were: Representatives

Dee	Eliason	Harper	Menlove
Painter	Ray	Wheatley	

S.B. 208, as amended, was returned to the Senate for further consideration.

* * *

On motion of Representative Litvack, the House voted to uncircle **1st Sub. S.B. 195**.

1st Sub. S.B. 195, TRANSPORTATION FUNDING AMENDMENTS, *Senator Mayne*, was before the House on its final passage.

On motion of Representative Litvack, the House voted to circle **1st Sub. S.B. 195**.

* * *

On motion of Representative Snow, the House voted to uncircle **1st Sub. S.B. 235**.

1st Sub. S.B. 235, CLARIFICATION OF STALKING INJUNCTIONS AND PROTECTIVE ORDERS, *Senator Weiler*, was before the House on its final passage.

Representative Snow proposed Amendment 2:

1. Page 4, Line 113 through Page 5, Line 119

113 (b) A permanent criminal stalking injunction shall be issued by
the court [~~without a~~

114 ~~hearing unless the defendant requests a hearing~~] at the time of the
conviction. {~~[-]~~ The court shall

115 give the defendant notice of the right to request a hearing. {~~[-]~~

116 {~~[-]~~ (c) If the defendant requests a hearing under Subsection
(9)(b), it shall be held at the

117 time of the conviction unless the victim requests otherwise, or for good cause. {-}

118 [-] (d) {-}-} ~~{-(e)}~~ If the conviction was entered in a justice court, a certified copy of the

119 judgment and conviction or a certified copy of the court’s order holding the plea in abeyance

2. Page 5, Lines 122 through 123:

122 (10) A permanent criminal stalking injunction [~~may grant~~] shall be issued by the

123 district court granting the following relief where appropriate :

3. Page 5, Lines 127 through 128:

127 (ii) requiring the defendant to stay away from the victim ~~{-and members of the victim’s~~

128 ~~immediate family or household}~~ , except as provided in Subsection (11), and to stay away from

4. Page 5, Lines 136 through 138:

136 (c) any other orders the court considers necessary to protect the victim and members of the victim’s immediate family or household

.

137 (11) If the victim and defendant have minor children together, the court may consider

138 provisions ~~{-that balance}~~ regarding the defendant’s exercise of custody and parent-time rights ~~{-and}~~ while ensuring the ~~{-victim’s}~~ safety of the victim and any minor children .

5. Page 7, Lines 201 through 203:

201 (b) If the petitioner and respondent have minor children, the court shall follow the

202 provisions of Section 78B-7-106 ~~{-while-considering provisions that balance}~~ and take into consideration the respondent’s

203 custody and parent-time rights ~~{-and-}~~ while ensuring
the ~~{-victim's-}~~ safety of the victim and the minor children .If
the court issues a civil stalking

Representative Snow's motion to amend passed on a voice vote.

Representative Christensen commented.

1st Sub. S.B. 235, as amended, passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Frank	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	Menlove
Morley	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wilcox	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Fisher	Froerer	McIff	Moss
Wheatley	Wiley		

1st Sub. S.B. 235, as amended, was returned to the Senate for further consideration.

* * *

On motion of Representative M. Brown, the House voted to uncircle **S.B. 280**.

S.B. 280, BUDGET RESERVE ACCOUNT AMENDMENTS, *Senator Hillyard*, was before the House on its final passage.

S.B. 280 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Frank	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	V Peterson	Vickers	Watkins
Webb	Wilcox	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Anderson	Fisher	Froerer	Sumsion
Wheatley	Wiley		

S.B. 280 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

* * *

On motion of Representative M. Brown, the House voted to uncircle **2nd Sub. S.B. 153**.

2nd Sub. S.B. 153, PROCUREMENT AMENDMENTS, *Senator Niederhauser*, was before the House on its final passage. Representative M. Brown explained the bill.

Representative Nielson declared a conflict of interest because of his employment.

Representative Nielson proposed a verbal amendment as follows:

- 1. Page 179, Line 5399:

After “individuals” insert “at least one of which is a representative of the user agency”

Representative Cox commented. Representative Nielson’s motion to amend passed on a voice vote.

2nd Sub. S.B. 153, as amended, passed on the following roll call:

Yeas, 67; Nays, 1; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Eliason	Fisher
Frank	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wilcox
Wilson	Wright	Lockhart	

Voting in the negative was: Representative Poulson

Absent or not voting were: Representatives

D Brown	Edwards	Froerer	Hemingway
Sumsion	Wheatley	Wiley	

2nd Sub. S.B. 153, as amended, was returned to the Senate for further consideration.

* * *

On motion of Representative Litvack, the House voted to uncircle **1st Sub. S.B. 195**.

1st Sub. S.B. 195, TRANSPORTATION SAFETY REVISIONS, *Senator Mayne*, was before the House on its final passage.

Representative Litvack proposed a verbal amendment as follows:

1. Page 3, Line 82:
After “signal device” insert “where there is no gate or barrier” and delete “, including a school bus,”
2. Page 4, Line 88:
After “operator of a” delete the rest of the line and insert “school bus is compliant with written district policy”

Representative Litvack’s motion to amend passed on a voice vote.

1st Sub. S.B. 195, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	Mathis	McCay	McClff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wilcox
Wiley	Wilson	Wright	

Absent or not voting were: Representatives

Hughes	M Brown	Wheatley	Lockhart
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1st Sub. S.B. 195, as amended, was returned to the Senate for further consideration.

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On motion of Representative Dougall, the House voted to uncircle **1st Sub. S.B. 229**.

1st Sub. S.B. 229, TELECOMMUNICATIONS REGULATORY AMENDMENTS, *Bramble*, was before the House on its final passage. Representative Dougall explained the bill.

Representatives Arent and Powell commented.

1st Sub. S.B. 229 passed on the following roll call:

Yeas, 66; Nays, 7; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	Menlove	Morley
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Webb	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Arent	Doughty	Fisher	Moss
Poulson	Powell	Watkins	

Absent or not voting were: Representatives

McIff	Wheatley
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1st Sub. S.B. 229 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

INTENT LANGUAGE FOR 1ST SUB. S.B. 229

On motion of Representative Dougall, the House voted to print the following intent language in the House Journal.

This bill is not intended to change the status quo regarding Internet protocol-enabled service or Voice Over Internet Protocol service or the applicability of certain taxes and fees imposed by Utah Code on Internet protocol-enabled service or voice over Internet protocol service, including taxes, 911-related fees, universal service fund fees, telecommunication relay fees and regulatory fees. Nothing in this bill is intended to alter the current state of the law concerning such taxes and fees.

THIRD READING CALENDAR

S.B. 261, CHARTER SCHOOL REVISIONS, *Senator Adams*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Dee, the House voted to circle **S.B. 261**.

* * *

1st Sub. S.B. 191, ACCOUNTABILITY FOR SCHOOL ATTENDANCE, *Senator Stevenson*, was read the third time by short title and placed on its final passage. Representative McIff explained the bill.

Representatives King, Cox, and Watkins commented.

1st Sub. S.B. 191 passed on the following roll call:

Yeas, 64; Nays, 8; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Froerer	Galvez	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	M Brown	Mathis	McIff

Menlove	Moss	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wiley	Wilson	Lockhart

Voting in the negative were: Representatives

Christensen	Dougall	Frank	Gibson
McCay	Morley	Newbold	Wright

Absent or not voting were: Representatives

Litvack	Wheatley	Wilcox
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1st Sub. S.B. 191 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

MISCELLANEOUS BUSINESS

On motion of Representative Menlove, under suspension of the rules, the House voted to lift the following bills from the Rules Committee, have the Reading Clerk read them for the second time by short title, and place them on the Senate Third Reading Calendar:

S.B. 196	Software for Special Needs Children (Sen. W. Niederhauser) (Rep. G. Hughes)
1S SB 66	Alcoholic Beverage Control Related Amendments (Sen. J. Valentine) (Rep. R. Wilcox)
S.B. 81	Paraeducator Funding (Sen. K. Mayne) (Rep. D. Litvack)
S.B. 289	K – 3 Reading Program Technology (Sen. J. S. Adams)
S.B. 290	Utah Futures Program (Sen. H. Stephenson) (Rep. G. Hughes)
1S SB 245	Mule Deer Protection Act (Sen. R. Okerlund) (Rep. K. McIff)
S.B. 156	Elected Official Retirement Benefits Amendments (Sen. J. Valentine) (Rep. J. Dougall)
S.B. 286	College Readiness Assessment (Sen. S. Urquhart) (Rep. D. Ipson)
S.B. 281	Mortgage and Financial Fraud Investigations (Sen. B. McAdams) (Rep. P. Ray)
S.B. 167	Children’s Justice Center Program Amendments (Sen. R. Okerlund) (Rep. M. Brown)
S.B. 88	Pharmacy Distribution Amendments (Sen. C. Bramble) (Rep. B. Daw)

- S.B. 100** Law Library Self–help Center (Sen. S. Urquhart)
(Rep. V. L. Snow)
- S.B. 10** College and Career Readiness Assessment
(Sen. M. Dayton) (Rep. K. Grover)
- S.B. 97** Grants for Online Testing (Sen. A. Osmond)
(Rep. B. Wright)
- S.B. 137** Financial Transparency Website (Sen. W. Niederhauser)
(Rep. D. Brown)
- 1S SB 177** Government Records Access and Management Act
Amendments (Sen. C. Bramble) (Rep. J. Dougall)
- S.B. 13** Medical Examiner Amendments (Sen. A. Christensen)
(Rep. P. Ray)
- S.B. 152** Charter School Financing (Sen. J. Valentine)
(Rep. D. Brown)
- S.B. 61** Invasive Species Amendments (Sen. R. Okerlund)
(Rep. S. Duckworth)
- 3rd Sub. S.B. 65** Alternative Energy Development Tax Incentives
(Sen. J. S. Adams) (Rep. M. Noel)
- S.B. 258** Underage Drinking Prevention Campaign
(Sen. L. Hillyard) (Rep. J. Draxler)
- S.B. 62** Cigarette Tax Restricted Account Revisions
(Sen. L. Hillyard) (Rep. M. Brown)
- 1S SB 23** Life Science and Technology Tax Credit Amendments
(Sen. C. Bramble) (Rep. P. Painter)
- 4S S.J.R. 8** Joint Resolution on Property Tax Exemption for Military
Personnel (Sen. L. Robles) (Rep. S. Sandstrom)
- S.B. 285** Education Contribution on Tax Returns
(Sen. D. Thatcher) (Rep. G. Hughes)
- 1st Sub. S.B. 209** Retention of Outside Counsel, Expert Witnesses, and
Litigation Support Services (Sen. J. S. Adams)
(Rep. D. Brown)
- 1st Sub. S.B. 260** Automobile Salvage Amendments (Sen. S. Urquhart)
(Rep. D. Ipson)
- 1st Sub. S.B. 248** Smart School Technology Act (Sen. J. Stevenson)
(Rep. S. Handy)
- 1st Sub. S.B. 138** Health Insurance Mandate Accountability Amendments
(Sen. T. Weiler) (Rep. E. Vickers)
- S.B. 259** Police Service K–9 Rights (Sen. J. S. Adams)
(Rep. B. Wilson)
- 1st Sub. S.B. 272** Property Tax Rate Amendments (Sen. B. McAdams)
(Rep. G. Hughes)

- S.B. 210** Process Server Amendments (Sen. S. Urquhart)
(Rep. V. L. Snow)
- S.B. 255** Vehicle Salvage Amendments (Sen. C. Bramble)
(Rep. D. Ipson)
- S.B. 231** Disposal of Surplus Property by the Legislature
(Sen. C. Bramble) (Rep. J. Dougall)
- 1st Sub. S.B. 182** Expungement of Drug Offenses (Sen. H. Stephenson)
(Rep. G. Hughes)
- 1st Sub. S.B. 221** Revenue and Tax Amendments (Sen. C. Bramble)
(Rep. P. Painter)
- S.C.R. 7** Concurrent Resolution Approving the Interlocal
Agreement Creating the Jordan River Commission
(Sen. A. Osmond) (Rep. M. Newbold)
- 2nd Sub. S.C.R. 13** Concurrent Resolution on Common Core Standards
(Sen. A. Osmond) (Rep. L. Christensen)
- S.B. 30** Administrative Rules Reauthorization
(Sen. H. Stephenson) (Rep. C. Oda)

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 7:35 p.m., the House voted to adjourn until March 8, 2012, at 8:00 a.m.

FORTY-FIFTH DAY

* * *

MORNING SESSION

The House was called to order by Speaker Lockhart at 8:00 a.m.

Roll call showed all members present.

Prayer offered by Representative David Litvack. Pledge of Allegiance led by Representative Todd Kiser.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 7, 2012

The Senate passed, **2nd Sub. H.B. 216**, POLITICAL SUBDIVISION RESIDENTIAL RENTAL AMENDMENTS, by Representative K. Sumsion, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: March 7, 2012

The Senate refuses to recede from its amendments to **H.B. 420**, PARENT EDUCATION INITIATIVE, by Representative S. Eliason, and has appointed a Conference Committee consisting of Senators W. Niederhauser, M. Dayton, and K. Morgan to meet with a like committee from the House on this bill.

Leslie O. McLean
Secretary of the Senate

Communication filed. On motion of Representative Eliason, the House authorized the Speaker to appoint a conference committee. Speaker Lockhart appointed Representatives Eliason, Ray, and Wheatley.

UNFINISHED BUSINESS

On motion of Representative Dee, the House voted to uncircle **2nd Sub. S.B. 27**.

2nd Sub. S.B. 27, AMENDMENTS TO REVENUE AND TAXATION TITLE, *Stephenson*, was before the House on its final passage.

Representative Dee proposed Amendment 1:

1. Page 70, Lines 2136 through 2141

2136 (1) The amendments to the following sections have retrospective operation to

2137 September 27, 2011, and apply to a refund request that is pending on, or filed on or after,

2138 September 27, 2011:

2139 (a) Section 59-1-1410: {~~and~~}

2140 (b) Section 59-1-1417 { ~~}~~ ; and

2141 (c) Section 59-12-110.

Representative Dee's motion to amend passed on a voice vote.

Representative Dee explained the bill.

Representative Wilson declared a conflict of interest due to employment.

2nd Sub. S.B. 27, as amended, passed on the following roll call:

Yeas, 67; Nays, 2; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Chavez-Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Edwards	Eliason	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hutchings	Ipson	Ivory
J Peterson	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sandstrom	Sanpei	Seelig	Snow

Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Briscoe	King
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Absent or not voting were: Representatives

Duckworth	Dunnigan	Fisher	Hughes
Oda	Sagers		

2nd Sub. S.B. 27, as amended, was returned to the Senate for further consideration.

THIRD READING CALENDAR

S.B. 214, JUSTICE COURT PROCESS AMENDMENTS, *Senator Bramble*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Dougall explained the bill.

S.B. 214 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Edwards	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Duckworth	Dunnigan	Eliason	Fisher
Ray	Sagers	Wheatley	

S.B. 214 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 284, CONCURRENT ENROLLMENT AMENDMENTS, *Senator Urquhart*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Ipson explained the bill.

On motion of Representative Newbold, the House voted to delete **S.B. 284** in title and body and insert **1st Sub. S.B. 284** in lieu thereof.

Representatives Handy, Moss, Gibson, Menlove, Powell, M. Brown, Morley, Briscoe, and Vickers commented.

Representative Menlove declared a conflict of interest because she works at a University in the Concurrent Enrollment department.

1st Sub. S.B. 284, as amended, passed on the following roll call:

Yeas, 52; Nays, 21; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barrus	Butterfield
Christensen	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Edwards
Eliason	Frank	Froerer	Galvez
Gibson	Grover	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	M Brown
Mathis	McCay	McIff	Menlove
Morley	Newbold	Noel	Oda
Painter	Perry	Pitcher	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Barlow	Bird	Briscoe	Chavez–Houck
Cosgrove	Cox	Duckworth	Dunnigan

Fisher	Greenwood	Handy	Harper
Hemingway	Hutchings	Litvack	Moss
Poulson	Powell	Sagers	Seelig
Watkins			

Absent or not voting were: Representatives
Nielson Ray

1st Sub. S.B. 284, as amended, was returned to the Senate for further consideration.

MISCELLANEOUS BUSINESS

On motion of Speaker Lockhart, the House voted to recess until 10:00 a.m.

Speaker Pro Tem Harper called the House to order at 10:15 a.m.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 8, 2012

The Senate passed, as amended, **1st Sub. H.B. 254**, CONTROLLED SUBSTANCES AMENDMENTS, by Representative G. Froerer, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communication filed. The bill was placed on the Concurrence Calendar.

* * *

Madam Speaker:

March 8, 2012

The Senate passed, **H.B. 35**, EXTENSION OF RECYCLING MARKET DEVELOPMENT ZONE TAX CREDITS, by Representative W. Harper, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 127**, NAVAJO WATER RIGHTS NEGOTIATION ACCOUNT, by Representative C. Watkins, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 149**, ONLINE EDUCATION SURVEY, by Representative S. Eliason, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **3rd Sub. H.B. 245**, AMENDMENT TO DEFINITION OF SMOKING IN UTAH INDOOR CLEAN AIR ACT, by Representative B. Last, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 250**, TAX CREDIT FOR DEPENDENT WITH A DISABILITY, by Representative J. Dougall, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 500**, EDUCATION REPORTING EFFICIENCY AMENDMENTS, by Representative R. Wilcox, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

The Senate concurred in the House amendments and passed **S.B. 174**, LAND USE AUTHORITY AMENDMENTS, by Senator W. Niederhauser, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

INTRODUCTION OF BILLS

H.B. 8, Revenue Bond and Capital Facilities Amendments (G. Froerer), was read the first time by short title and referred to the Rules Committee.

H.R. 2, House Rules Resolution on Committee Organization and Selections (J. Dougall), was read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

S.C.R. 12, CONCURRENT RESOLUTION URGING CONGRESS TO CLEARLY DELEGATE RESPONSIBILITY FOR REGULATING HYDRAULIC FRACTURING TO THE STATES, *Senator Van Tassell*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Mathis explained the bill.

Representative King commented.

S.C.R. 12 passed on the following roll call:

Yeas, 60; Nays, 13; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown
Daw	Dee	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	Kiser	Last
M Brown	Mathis	McCay	McIff
Menlove	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Powell	Ray	Sagers	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Fisher	Hemingway	King
Litvack	Moss	Poulson	Seelig
Wiley			

Absent or not voting were: Representatives

Dougall	Morley
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S.C.R. 12 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 8, 2012

The Senate refuses to concur with the House Amendments to **1st Sub. S.C.R. 11**, CONCURRENT RESOLUTION ON THE NATIONAL DEFENSE

AUTHORIZATION ACT, by Senator T. Weiler, and requests the House recede from its amendments.

Leslie O. McLean
Secretary of the Senate

Communication filed. On motion of Representative McCay, the House voted to refuse to recede from its amendments to **S.C.R. 11** and to authorize the Speaker to appoint a Conference Committee. Speaker Pro Tem Harper appointed Representatives McCay, Hughes, and King.

THIRD READING CALENDAR

2nd Sub. S.B. 202, DENTIST PRACTICE ACT AMENDMENTS, *Senator Adams*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Newbold explained the bill.

2nd Sub. S.B. 202 passed on the following roll call:

Yeas, 67; Nays, 1; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hutchings	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McIff	Menlove	Newbold
Nielson	Noel	Oda	Painter
Perry	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative was: Representative McCay

Absent or not voting were: Representatives

Dougall	Hughes	Ipson	Morley
Moss	Pitcher	Seelig	

2nd Sub. S.B. 202 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

UNFINISHED BUSINESS

On motion of Representative Barlow, the House voted to uncircle **4th Sub. S.B. 40**.

4th Sub. S.B. 40, COSMETIC MEDICAL PROCEDURES, *Senator Knudson*, was before the House on its final passage.

On motion of Representative Barlow, the House voted to delete **4th Sub. S.B. 40** in title and body and insert **5th Sub. S.B. 40** in lieu thereof.

Representative Barlow proposed Amendments 1 and 2:

1. Page 25, Lines 747 through 749

747 {~~A~~} (1) Except as provided in Subsection (2), an osteopathic physician and surgeon may not delegate the performance of an ablative

748 cosmetic medical procedure to an individual who is not licensed under this chapter or Chapter

749 67, Utah Medical Practice Act.

(2) A physician may delegate to an advanced practice registered nurse with an unrestricted license under Chapter 31b, Nurse Practice Act, the performance of an erbium full ablation resurfacing procedure or a CO2 fractionated resurfacing procedure, if the physician:

(a) prescribes that specific procedure for the patient who is to receive the procedure;

(b) ensures that the advanced practice registered nurse performs the procedure under the indirect supervision of the physician; and

(c) verifies that the advanced practice registered nurse is qualified to perform the procedure by having received at least 50 hours of training specific to the procedure to be performed and the laser to be used.

2. Page 8, Lines 226 through 228

226 {~~A~~} Beginning July 1, 2013, a facility that performs a cosmetic medical procedure as defined in Section 58-67-102

227 may not advertise or hold itself out to the public as a “medical spa”, “medical facility” or

228 “medical clinic” unless the facility has an individual on the premises while a cosmetic medical

Representative Barlow’s motion to amend passed on a voice vote.

Representatives Arent, Barrus, Sagers, and Gibson commented.

5th Sub. S.B. 40, as amended, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Dougall	Hughes	M Brown	Seelig
Wilcox			

5th Sub. S.B. 40, as amended, was returned to the Senate for further consideration.

THIRD READING CALENDAR

S.B. 196, SOFTWARE FOR SPECIAL NEEDS CHILDREN, *Senator* , was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Lockhart, the House voted to circle **S.B. 196**.

* * *

1st Sub. S.B. 66, ALCOHOLIC BEVERAGE CONTROL RELATED AMENDMENTS, *Senator Valentine*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Gibson, the House voted to circle **1st Sub. S.B. 66**.

* * *

S.B. 81, PARAEDUCATOR FUNDING, *Senator Mayne*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

Representative Litvack proposed Amendment 2:

- 1. Page 1, Lines 16 through 18
Senate 3rd Reading Amendments 2–28–2012

16 This bill appropriates:

17 ► to the Related to Basic Program, as an ongoing appropriation:

18 • from the Education Fund, {~~-\$500,000-~~
\$300,000 .

- 2. Page 2a, Line 57 through Page 3, Line 61
Senate 3rd Reading Amendments 2–28–2012:

57 To Related to Basic Program

58 From Education Fund {~~-\$500,000-~~ \$300,000

59 Schedule of Programs:

60 Title 1 Schools in Improvement

61 Paraeducators Program {~~-\$500,000-~~ \$300,000

Representative Litvack’s motion to amend passed on a voice vote.

Representative Litvack explained the bill.

S.B. 81, as amended, passed on the following roll call:

Yeas, 63; Nays, 3; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Doughty	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McCay
McIff	Morley	Moss	Newbold
Noel	Oda	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	V Peterson	Vickers
Watkins	Webb	Wheatley	Wiley
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Nielson	Perry	Sumsion
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Absent or not voting were: Representatives

Bird	Dee	Dougall	Hughes
M Brown	Menlove	Painter	Pitcher
Wilcox			

S.B. 81, as amended, was returned to the Senate for further consideration.

* * *

S.B. 289, K – 3 READING PROGRAM TECHNOLOGY, *Senator Adams*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Newbold, the House voted to circle **S.B. 289**.

* * *

S.B. 290, UTAH FUTURES PROGRAM, *Senator Stephenson*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Lockhart, the House voted to circle **S.B. 290**.

* * *

1st Sub. S.B. 245, MULE DEER PROTECTION ACT, *Senator Okerlund*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Lockhart, the House voted to circle **1st Sub. S.B. 245**.

* * *

S.B. 156, ELECTED OFFICIAL RETIREMENT BENEFITS AMENDMENTS, *Senator Valentine*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Hughes, the House voted to circle **S.B. 156**.

* * *

S.B. 286, COLLEGE READINESS ASSESSMENT, *Senator Urquhart*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Ipson explained the bill.

Representative Draxler commented.

S.B. 286 passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack

M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Nielson
Noel	Painter	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Dougall	Hughes	Newbold	Oda
Perry			

S.B. 286 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 281, MORTGAGE AND FINANCIAL FRAUD INVESTIGATIONS, *Senator McAdams*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Ray explained the bill.

Representative Briscoe commented.

S.B. 281 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McIff
Menlove	Morley	Moss	Nielson
Noel	Oda	Painter	Perry

Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Dougall	McCay	Newbold
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S.B. 281 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

INTENT LANGUAGE FOR S.B. 281

On motion of Representative Ray, the House voted to print the following intent language upon the pages of the House Journal.

The Legislature intends that the Attorney General be allowed to add two fleet vehicles in conjunction with creation of the Mortgage and Financial Fraud Investigations and Prosecution Unit created by S.B. 281.

THIRD READING CALENDAR

S.B. 167, CHILDREN'S JUSTICE CENTER PROGRAM AMENDMENTS, , *Senator Okerlund* , was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative M. Brown, the House voted to circle **S.B. 167**.

* * *

S.B. 88, PHARMACY DISTRIBUTION AMENDMENTS, *Senator Okerlund*, was read the third time by short title and placed on its final passage. Representative Daw explained the bill.

Representative Vickers proposed Amendment 3:

1. Page 2, Lines 28 through 29

28 AMENDS:

29 58-17b-309, as last amended by Laws of Utah 2011, Chapter 76
58-83-502, as enacted by Laws of Utah 2010, Chapter 180

2. Page 5, Lines 124 through 125:

124 scope of practice of an optometrist or optometric physician licensed
 under Chapter 16a, Utah

125 Optometry Practice Act.

Section 2. Section 58-83-502 is amended to read:

58-83-502. Unprofessional conduct.

"Unprofessional conduct" includes, in addition to the definition in Section 58-1-501 and as may be further defined by administrative rule:

(1) online prescribing, dispensing, or facilitation with respect to a person under the age of 18 years;

(2) using the name or official seal of the state, the Utah Department of Commerce, or the Utah Division of Occupational and Professional Licensing, or their boards, in an unauthorized manner;

(3) failing to respond promptly to a request by the division for information including:

(a) an audit of the website; or

(b) records of the online prescriber, the Internet facilitator, or the online contract pharmacy;

(4) using an online prescriber, online contract pharmacy, or Internet facilitator without approval of the division;

(5) failing to inform a patient of the patient's freedom of choice in selecting who will dispense a prescription in accordance with Subsection 58-83-305(1)(n); ~~{-and-}~~

(6) failing to keep the division informed of the name and contact information of the Internet facilitator or online contract pharmacy ~~{-}~~ ; and

(7) violating the dispensing and labeling requirements of Section 58-17b-309.

Representative Vickers motion to amend passed on a voice vote.

S.B. 88, as amended, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod

Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Nielson
Noel	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Dougall	Hutchings	Newbold	Oda
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S.B. 88, as amended, was returned to the Senate for further consideration.

UNFINISHED BUSINESS

On motion of Representative Hughes, the House voted to uncircle **S.B. 261**.

S.B. 261, CHARTER SCHOOL REVISIONS, *Adams*, was before the House on its final passage.

S.B. 261 passed on the following roll call:

Yeas, 56; Nays, 11; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Barlow	Barrus	Butterfield	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Draxler	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Herrod
Hughes	Ipson	Ivory	J Peterson
Kiser	Last	Litvack	M Brown
Mathis	McCay	Moss	Newbold
Nielson	Noel	Painter	Perry
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Snow	V Peterson
Vickers	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Anderson	Arent	Bird	Briscoe
Chavez–Houck	Doughty	Duckworth	Hendrickson
King	Morley	Watkins	

Absent or not voting were: Representatives

Dougall	Hutchings	McIff	Menlove
Oda	Pitcher	Seelig	Sumsion

S.B. 261 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

* * *

On motion of Representative Hughes, the House voted to uncircle **2nd Sub. S.B. 151**.

2nd Sub. S.B. 151, STUDENTS AT RISK OF ACADEMIC FAILURE STUDY, *Senator Stephenson*, was before the House on its final passage. Representative Hughes explained the bill.

2nd Sub. S.B. 151 passed on the following roll call:

Yeas, 51; Nays, 20; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Butterfield
Chavez–Houck	Christensen	Cox	D Brown
Dee	Draxler	Dunnigan	Edwards
Eliason	Frank	Froerer	Galvez
Greenwood	Grover	Handy	Harper
Herrod	Hughes	Ipson	Ivory
J Peterson	Kiser	Last	M Brown
Mathis	McCay	Menlove	Morley
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Ray
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Webb	Wilcox
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Arent	Bird	Briscoe	Cosgrove
Doughty	Duckworth	Fisher	Gibson

Hemingway	Hendrickson	King	Litvack
Moss	Poulson	Powell	Seelig
Vickers	Watkins	Wheatley	Wiley

Absent or not voting were: Representatives

Daw	Dougall	Hutchings	McIff
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2nd Sub. S.B. 151 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

THIRD READING CALENDAR

S.B. 100, LAW LIBRARY SELF-HELP CENTER, *Senator Urquhart*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Snow explained the bill.

Representatives Arent, King, and Hutchings commented.

S.B. 100 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
Dougall

S.B. 100 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 8, 2012

The Senate passed, **H.B. 155**, DRUG SCREENING FOR TEMPORARY ASSISTANCE FOR NEEDY FAMILIES RECIPIENTS, by Representative B. Wilson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 252**, POST CERTIFICATION WAIVERS, by Representative R. Greenwood, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: March 8, 2012

The Senate concurred in the House amendments and passed **1st Sub. S.B. 235**, CLARIFICATION OF STALKING INJUNCTIONS AND PROTECTIVE ORDERS, by Senator T. Weiler, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

* * *

Madam Speaker: March 8, 2012

The Senate passed, as amended, **1st Sub. H.B. 133**, VEHICLE REGISTRATION AMENDMENTS, by Representative J. Peterson, and it is transmitted for further consideration; and

The Senate passed, as amended, **1st Sub. H.B. 384**, SALES AND USE TAX SELLER NEXUS AMENDMENTS, by Representative W. Harper, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

* * *

Madam Speaker:

March 8, 2012

The Senate refuses to concur with the House Amendments to **S.B. 208**, HEALTHCARE COMPACT, by Senator J. S. Adams, and requests the House recede from its amendments.

Leslie O. McLean
Secretary of the Senate

Communication filed. On motion of Representative Daw, the House voted to refuse to recede from its amendments to **S.B. 208** and to authorize the Speaker to appoint a conference committee to meet with a like committee from the Senate. Speaker Pro Tem Harper appointed Representatives Daw, Dunnigan, and Watkins.

THIRD READING CALENDAR

S.B. 10, COLLEGE AND CAREER READINESS ASSESSMENT, *Senator Dayton*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Grover, the House voted to circle **S.B. 10**.

* * *

S.B. 97, GRANTS FOR ONLINE TESTING, *Senator Osmond*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

Representative Wright proposed Amendment 5:

- 1. Page 1, Lines 24 through 26
House Committee Amendments 2–3–2012

24 { ~~to the State Board of Education — Utah State Office of Education — Initiative~~

25 Programs, as an ongoing appropriation for fiscal year 2012–13:

- 26 • \$5,000,000 from the Education Fund; and }
2. Page 2, Line 29
Senate 3rd Reading Amendments 1–31–2012:
- 29 • {~~-\$15,000,000-~~} \$7,600,000 from the
Education Fund.
3. Page 4, Lines 101 through 108:
- 101 {~~-From Education Fund\$5,000,000-~~}
- 102 From Education Fund. One-time {~~-\$15,000,000-~~}
\$7,600,000
- 103 Schedule of Programs:
- 104 Contracts and Grants {~~-\$20,000,000-~~}
\$7,600,000
- 105 The Legislature intends that the State Board of Education
allocate the {~~-\$20,000,000-~~} \$7,600,000
- 106 appropriated for Contracts and Grants to award grants to school
districts and charter schools to
- 107 implement a uniform online summative test system, an online
adaptive test system, or both
- 108 pursuant to Section 53A-1-708.

Representative Wright's motion to amend passed on a voice vote.

Representative Wright explained the bill. Representatives Powell and Barrus commented.

On motion of Representative Frank, the House voted to circle **S.B. 97**.

MISCELLANEOUS BUSINESS

On motion of Representative McCay, the House voted to authorize the Speaker to reappoint a new conference committee for **1st Sub. S.C.R. 11**. Speaker Pro Tem Harper appointed Representatives McCay, Herrod, and King.

THIRD READING CALENDAR

S.B. 137, FINANCIAL TRANSPARENCY WEBSITE, *Senator Niederhauser*, was read the third time by short title and placed on its final passage. Representative D. Brown explained the bill.

S.B. 137 passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Doughty	Draxler	Duckworth
Dunnigan	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	Mathis	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Dee	Dougall	Edwards	Hughes
M Brown	McCay	Wilcox	

S.B. 137 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 8, 2012

The Senate passed, **H.B. 14**, CIVIL COMMITMENT AMENDMENTS, by Representative B. Daw, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 55**, HEALTH CARE ASSOCIATED INFECTIONS, by Representative J. Draxler, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 124**, IN–STATE TUITION FOR VETERANS, by Representative C. Oda, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 156**, PUBLIC EDUCATION PROGRAM AMENDMENTS, by Representative M. Newbold, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 312**, VETERAN EMPLOYMENT TAX CREDIT, by Representative D. Ipson, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: March 8, 2012

The Senate passed, as amended, **3rd Sub. H.B. 164**, TRUST DEED FORECLOSURE CHANGES, by Representative L. Christensen, and it is transmitted for further consideration; and

The Senate substituted and passed, **Senate 4th Sub. H.B. 175**, SECOND HAND ITEM TRANSACTIONS, by Representative J. Seelig, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

* * *

Madam Speaker: March 8, 2012

The Senate concurred in the House amendments and passed **1st Sub. S.B. 195**, TRANSPORTATION SAFETY REVISIONS, by Senator K. Mayne, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Speaker Lockhart, and at 11:55 a.m., the House voted to recess until 2:00 p.m.

AFTERNOON SESSION

The House was called to order by Speaker Lockhart at 2:30 p.m.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 8, 2012

The Senate passed, as amended, **H.B. 44**, THEFT AMENDMENTS, by Representative P. Ray, and it is transmitted for further consideration; and

The Senate passed, as amended, **3rd Sub. H.B. 298**, MOTOR VEHICLE SAFETY INSPECTION AMENDMENTS, by Representative J. Dougall, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

* * *

Madam Speaker: March 8, 2012

The Senate concurred in the House amendments and passed **2nd Sub. S.B. 27**, AMENDMENTS TO REVENUE AND TAXATION TITLE, by Senator H. Stephenson, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **2nd Sub. S.B. 153**, PROCUREMENT AMENDMENTS, by Senator W. Niederhauser, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

* * *

Madam Speaker: March 8, 2012

The President of the Senate has appointed a Conference Committee consisting of Senators T. Weiler, C. Bramble, and K. Mayne to meet with a like committee from the House of Representatives to consider or amend **2nd Sub. S.C.R. 11**, CONCURRENT RESOLUTION ON THE NATIONAL DEFENSE AUTHORIZATION ACT, by Senator T. Weiler.

Leslie O. McLean
Secretary of the Senate

Communication filed. The Conference Committee may now meet.

THIRD READING CALENDAR

1st Sub. S.B. 177, GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT AMENDMENTS, *Senator Bramble*, was read the third time by short title and placed on its final passage. Representative Dougall explained the bill.

Representatives Frank, Sagers, and Daw commented.

1st Sub. S.B. 177 passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Bird
Briscoe	Butterfield	Chavez–Houck	Cosgrove
Cox	D Brown	Daw	Dougall
Doughty	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	Kiser
Last	Litvack	M Brown	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Barrus	Christensen	Dee	King
Mathis	McCay		

1st Sub. S.B. 177 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 8, 2012

The Senate passed, as amended, **H.B. 28**, ECONOMIC DEVELOPMENT TASK FORCE, by Representative B. Wilson, and it is transmitted for further consideration; and

The Senate substituted and passed, **Senate H.B. 173**, TRANSPORTATION FUNDING MODIFICATIONS, by Representative B. Dee, and it is transmitted for further consideration.

Leslie McLean

Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

CONCURRENCE CALENDAR

On motion of Representative Dee, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 173**, TRANSPORTATION FUNDING MODIFICATIONS.

2nd Sub. H.B. 173, as amended by the Senate, passed on the following roll call:

Yeas, 70; Nays, 3; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Bird
Briscoe	Chavez–Houck	Cosgrove	Cox
D Brown	Daw	Dee	Doughty
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives
Butterfield Dougall Draxler

Absent or not voting were: Representatives
Barrus Christensen

2nd Sub. H.B. 173, as amended by the Senate, transmitted to the Senate for signature of President.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, the House voted to recess for 20 minutes.

Speaker Lockhart called the House to order at 3:30 p.m.

COMMUNICATION FROM THE SENATE

Madam Speaker: March 8, 2012

The Senate requests the return of **2nd Sub. H.B. 216**, POLITICAL SUBDIVISION RESIDENTIAL RENTAL AMENDMENTS, by Representative K. Sumsion, for reconsideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. On motion of Representative Sumsion, the House voted to return the bill to the Senate.

THIRD READING CALENDAR

S.B. 13, MEDICAL EXAMINER AMENDMENTS, *Senator Christensen*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

Representative Ray proposed Amendment 1:

1. Page 1, Lines 19 through 20

19 ▶ \$ {~~368,700~~} 350,000 from the General
Fund, Ongoing, for fiscal year 2012–13, to the

20 Department of Health – Medical Examiner’s Office.

2. Page 3, Lines 59 through 62:

59 From the General Fund
\$ {~~368,700~~} 350,000

60	<u>Schedule of Programs:</u>
61	<u>Medical Examiner’s Office</u> \$ { 283,300 } <u>268,900</u>
62	<u>Forensic Toxicology</u> \$ { 85,400 } <u>81,100</u>

Representative Ray’s motion to amend passed on a voice vote.

Representative Ray explained the bill.

S.B. 13, as amended, passed on the following roll call:

Yeas, 67; Nays, 1; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Herrod	Hutchings	Ipson
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative was: Representative
Dougall

Absent or not voting were: Representatives

Christensen	Hendrickson	Hughes	Ivory
Menlove	Poulson	Powell	

S.B. 13, as amended, was returned to the Senate for further consideration.

COMMUNICATION FROM THE SENATE

Madam Speaker:

March 8, 2012

The Senate passed, **H.B. 365**, REVISIONS TO TAX, by Representative J. Dougall, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean

Secretary of the Senate

Communication filed. The bill was signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

THIRD READING CALENDAR

S.B. 152, CHARTER SCHOOL FINANCING, *Senator Valentine*, was read the third time by short title and placed on its final passage. Representative D. Brown explained the bill.

Representatives Briscoe, Frank, Wilson, Snow, and Perry commented.

Representatives Frank and Hutchings declared a conflict of interest due to involvement with charter schools.

S.B. 152 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei

Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives
 Briscoe Menlove Webb

S.B. 152 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 61, INVASIVE SPECIES AMENDMENTS, *Senator Okerlund*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Dougall, the House voted to circle **S.B. 61**.

UNFINISHED BUSINESS

On motion of Representative Wright, the House voted to uncircle **S.B. 97**.

S.B. 97, GRANTS FOR ONLINE TESTING, *Senator Osmond*, was before the House on its final passage.

Representative Frank proposed Amendment 6:

1. Page 4, Line 94

94 State Board of Education in the amount of the grant money improperly used.

(6) A school district or charter school may not use federal funds to provide the matching funds required to receive a grant under this section.

Representative Frank’s motion to amend passed on a voice vote.

#

Representative Cox proposed Amendment 8:

1. Page 3, Line 88
 House Committee Amendments 2–3–2012

88 (ii) is aligned with ~~the~~ Utah’s common
core: { ~~and~~ }

2. Page 4, Line 91:

91 that is greater than or equal to the amount of a grant received under this section { - } ; and

(g) assuring that student identifiable data is not released to any person, except as provided by Section 53A-13-301 and rules of the State Board of Education adopted under that section.

Representative Cox' motion to amend passed on a voice vote.

###

Representative Morley proposed Amendment 7:

1. Page 4, Line 94

94 State Board of Education in the amount of the grant money improperly used.

(6) A school district may not impose a tax rate above the certified tax rate for the purpose of generating revenue to provide matching funds for a grant under this section.

Representatives Powell, King, and Sagers commented. Representative Morley's motion to amend passed on the following roll call:

Yeas, 44; Nays, 28; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Barlow	Barrus	Christensen	Cox
D Brown	Daw	Dee	Dougall
Draxler	Dunnigan	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Harper	Herrod	Hughes
Hutchings	Ipson	Kiser	Last
Mathis	McCay	McIff	Morley
Newbold	Nielson	Noel	Oda
Painter	Sagers	Sandstrom	Sanpei
Snow	Sumsion	V Peterson	Vickers
Wilcox	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Anderson	Arent	Bird	Briscoe
Butterfield	Chavez-Houck	Cosgrove	Doughty

Duckworth	Edwards	Fisher	Handy
Hemingway	Hendrickson	Ivory	J Peterson
King	Litvack	Menlove	Moss
Pitcher	Poulson	Powell	Ray
Seelig	Watkins	Wheatley	Wiley

Absent or not voting were: Representatives

M Brown	Perry	Webb
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Representatives Powell and Cox commented.

S.B. 97, as amended, passed on the following roll call:

Yeas, 51; Nays, 21; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Arent	Barlow	Briscoe	Chavez–Houck
Christensen	Cosgrove	Cox	Daw
Dee	Doughty	Draxler	Edwards
Eliason	Fisher	Frank	Gibson
Grover	Hemingway	Hendrickson	Hughes
Hutchings	Ivory	King	Kiser
Last	Litvack	Mathis	McIff
Menlove	Morley	Moss	Newbold
Noel	Oda	Painter	Pitcher
Poulson	Powell	Sandstrom	Sanpei
Seelig	Snow	V Peterson	Vickers
Watkins	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Anderson	Barrus	Bird	Butterfield
D Brown	Dougall	Duckworth	Dunnigan
Froerer	Galvez	Greenwood	Handy
Harper	Herrod	J Peterson	McCay
Nielson	Perry	Ray	Sagers
Sumsion			

Absent or not voting were: Representatives

Ipson	M Brown	Webb
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S.B. 97, as amended, was returned to the Senate for further consideration.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 8, 2012

The Senate passed, **H.B. 512**, RURAL COUNTY HEALTH CARE SPECIAL SERVICE DISTRICT RETIREMENT GRANT PROGRAM, by Representative D. Ipson, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: March 8, 2012

The Senate passed, as amended, **H.B. 15**, STATEWIDE ADAPTIVE TESTING, by Representative G. Hughes, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 162**, VETERANS REINTEGRATION TASK FORCE, by Representative T. Cosgrove, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

* * *

Madam Speaker: March 8, 2012

The Senate passed, as amended, **S.J.R. 3**, JOINT RESOLUTION – MASTER STUDY, by Senator S. Jenkins, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILL

H.J.R. 22, Joint Rules Resolution on Compensation and Expense Reimbursements (B. Dee), was read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Menlove, under suspension of the rules, the House voted to lift **H.J.R. 22**, JOINT RULES RESOLUTION ON COMPENSATION AND EXPENSE REIMBURSEMENTS, from the Rules Committee, have it read the second time by short title and place it at the top of the Senate Third Reading Calendar.

* * *

On motion of Representative Menlove, under suspension of the rules, the House voted to lift the following bills from the Rules Committee, have them read the second time by short title and placed on the Senate Third Reading Calendar below **4th Sub. S.J.R. 8**

- S.B. 282** Credit for Veteran Training (Sen. T. Weiler)
(Rep. D. Ipson)
- S.B. 217** Math Materials Access Improvement Grant
(Sen. A. Osmond) (Rep. J. Dougall)
- 1st Sub. S.B. 87** Predator Control Funding (Sen. D. Hinkins)
(Rep. K. McIff)
- 2nd Sub. S.B. 85** Medicaid Cost Control Amendments
(Sen. A. Christensen) (Rep. J. Dunnigan)
- S.B. 247** Conservation District Amendments (Sen. D. Hinkins)
(Rep. M. Brown)

MISCELLANEOUS BUSINESS

On motion of Representative Dee, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

H.J.R. 22, JOINT RULES RESOLUTION ON COMPENSATION AND EXPENSE REIMBURSEMENTS, *Dee*, was read the third time by short title and placed on its final passage. Representatives Dougall, King, Gibson, and Hemingway commented.

H.J.R. 22 passed on the following roll call:

Yeas, 68; Nays, 7; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Butterfield	Chavez–Houck	Christensen

Cosgrove	Cox	Daw	Dee
Dougall	Doughty	Draxler	Dunnigan
Edwards	Fisher	Frank	Froerer
Galvez	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Bird	D Brown	Duckworth	Eliason
Gibson	Nielson	Painter	

H.J.R. 22 was transmitted to the Senate for its consideration.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 8, 2012

The Senate passed, **H.B. 172**, VOTE BY MAIL AMENDMENTS, by Representative S. Eliason, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 197**, GRANTS FOR MATH TEACHER TRAINING, by Representative R. Edwards, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 346**, AMENDMENTS REGARDING COMPETENCY TO STAND TRIAL, by Representative L. Christensen, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: March 8, 2012

The Senate passed, as amended, **H.B. 115**, PEER ASSISTANCE AND REVIEW PILOT PROGRAM, by Representative C. Moss, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communication filed. The bill was placed on the Concurrence Calendar.

CONFERENCE COMMITTEE REPORT

Madam Speaker: March 8, 2012

The Joint Conference Committee comprised of Senators T. Weiler, C. Bramble, and K. Mayne, and Representatives D. McCay, C. Herrod , and B. King, recommends **2nd Sub. S.C.R. 11**, CONCURRENT RESOLUTION ON THE NATIONAL DEFENSE AUTHORIZATION ACT, by Senator T. Weiler, be replaced and favorably recommends **3rd Sub. S.C.R. 11**, CONCURRENT RESOLUTION ON THE NATIONAL DEFENSE AUTHORIZATION ACT.

Sen. T. Weiler
Rep. D. McCay

Report filed. On motion of Representative McCay, the House voted to adopt the Conference Committee Report.

3rd Sub. S.C.R. 11 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
Butterfield	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel

Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Anderson	Bird	Hutchings	Mathis
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3rd Sub. S.C.R. 11 was transmitted to the Senate for further consideration.

CONCURRENCE CALENDAR

On motion of Representative Froerer, the House voted to concur in the Senate amendments to **1st Sub. H.B. 254, CONTROLLED SUBSTANCES AMENDMENTS.**

1st Sub. H.B. 254, as amended by the Senate, passed on the following roll call:

Yeas, 72; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative was: Representative
Anderson

Absent or not voting were: Representatives
Hutchings McIff

1st Sub. H.B. 254, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative J. Peterson, the House voted to concur in the Senate amendments to **1st Sub. H.B. 133**, VEHICLE REGISTRATION AMENDMENTS.

Representative Pitcher declared a conflict of interest because he owns property that will be affected by this legislation.

1st Sub. H.B. 133, as amended by the Senate, passed on the following roll call:

Yeas, 67; Nays, 7; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
Butterfield	Chavez–Houck	Christensen	Cosgrove
D Brown	Daw	Dee	Dougall
Doughty	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Lockhart	

Voting in the negative were: Representatives

Anderson	Bird	Cox	Gibson
Kiser	Newbold	Wright	

Absent or not voting was: Representative
Hutchings

1st Sub. H.B. 133, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Harper, the House voted to concur in the Senate amendments to **1st Sub. H.B. 384**, SALES AND USE TAX SELLER NEXUS AMENDMENTS.

1st Sub. H.B. 384, as amended by the Senate, passed on the following roll call:

Yeas, 72; Nays, 1; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative was: Representative
Dougall

Absent or not voting were: Representatives
Hutchings Painter

1st Sub. H.B. 384, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Christensen, the House voted to concur in the Senate amendments to **3rd Sub. H.B. 164**, TRUST DEED FORECLOSURE CHANGES. Representative Pitcher commented.

3rd Sub. H.B. 164, as amended by the Senate, passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Hutchings	Newbold	Painter
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3rd Sub. H.B. 164, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Seelig, the House voted to concur in the Senate amendments to **4th Sub. H.B. 175**, SECOND HAND ITEM TRANSACTIONS.

4th Sub. H.B. 175, as amended by the Senate, passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative

Painter

4th Sub. H.B. 175, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Ray, the House voted to refuse to concur in the Senate amendments to **H.B. 44** and requests that they Senate recede from its amendments.

* * *

On motion of Representative Dougall, the House voted to concur in the Senate amendments to **3rd Sub. H.B. 298**, MOTOR VEHICLE SAFETY INSPECTION AMENDMENTS.

3rd Sub. H.B. 298, as amended by the Senate, passed on the following roll call:

Yeas, 62; Nays, 11; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Barlow	Briscoe	Butterfield	Chavez–Houck
Christensen	Cox	D Brown	Daw
Dee	Dougall	Doughty	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Greenwood
Grover	Handy	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Perry	Pitcher	Poulson	Ray
Sagers	Sanpei	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Anderson	Arent	Barrus	Bird
Cosgrove	Draxler	Gibson	Harper
Kiser	Powell	Seelig	

Absent or not voting were: Representatives

Painter	Sandstrom
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3rd Sub. H.B. 298, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Wilson, the House voted to concur in the Senate amendments to **H.B. 28**, ECONOMIC DEVELOPMENT TASK FORCE.

H.B. 28, as amended by the Senate, passed on the following roll call:

Yeas, 61; Nays, 10; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
Butterfield	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Dee	Doughty

Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Froerer	Galvez
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
McIff	Menlove	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sanpei	Seelig	Snow
V Peterson	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Anderson	Bird	Daw	Frank
Gibson	Herrod	Mathis	McCay
Morley	Sumsion		

Absent or not voting were: Representatives

Dougall	Painter	Sandstrom	Vickers
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H.B. 28, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Cosgrove, the House voted to concur in the Senate amendments to **H.B. 162**, VETERANS REINTEGRATION TASK FORCE.

H.B. 162, as amended by the Senate, passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover

Handy	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Harper Hutchings

H.B. 162, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Hughes, the House voted to concur in the Senate amendments to **H.B. 15**, STATEWIDE ADAPTIVE TESTING.

H.B. 15, as amended by the Senate, passed on the following roll call:

Yeas, 65; Nays, 6; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Doughty	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Litvack	M Brown	McCay	McIff
Menlove	Morley	Moss	Nielson
Noel	Oda	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion

V Peterson	Vickers	Watkins	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Bird	Butterfield	Draxler	Greenwood
Perry	Webb		

Absent or not voting were: Representatives

Last	Mathis	Newbold	Painter
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H.B. 15, as amended by the Senate, transmitted to the Senate for signature of President.

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On motion of Representative Moss, the House voted to concur in the Senate amendments to **H.B. 115**, PEER ASSISTANCE AND REVIEW PILOT PROGRAM.

H.B. 115, as amended by the Senate, passed on the following roll call:

Yeas, 51; Nays, 22; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Bird
Briscoe	Chavez-Houck	Christensen	Cosgrove
Cox	D Brown	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Froerer	Galvez	Gibson
Handy	Hemingway	Hendrickson	Hughes
Hutchings	Ipson	J Peterson	King
Last	Litvack	M Brown	McCliff
Menlove	Moss	Nielson	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	

Voting in the negative were: Representatives

Barrus	Butterfield	Daw	Dee
Dougall	Frank	Greenwood	Grover
Harper	Herrod	Ivory	Mathis

McCay	Morley	Noel	Oda
Painter	Perry	Sumsion	V Peterson
Wright	Lockhart		

Absent or not voting were: Representatives

Kiser	Newbold
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H.B. 115, as amended by the Senate, transmitted to the Senate for signature of President.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 8, 2012

The Senate substituted and passed, **Senate 1st Sub. H.B. 400**, TRAUMATIC HEAD AND SPINAL CORD INJURY REHABILITATION FUND, by Representative E. Hutchings, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communication filed. The bill was placed on the Concurrence Calendar.

* * *

Madam Speaker: March 8, 2012

The Senate passed, **1st Sub. H.B. 393**, JUVENILE COMPETENCY AMENDMENTS, by Representative K. McIff, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 437**, PUBLIC EMPLOYEE HEALTH CARE BENEFITS, by Representative B. Daw, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.J.R. 13**, JOINT RESOLUTION – TAX OPINION QUESTION, by Representative G. Hughes, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

CONFERENCE COMMITTEE REPORT

Madam Speaker: March 8, 2012

The Joint Conference Committee comprised of Senators Adams, Reid, and McAdams, and Representatives B. Daw, J. Dunnigan, and C. Watkins,

recommends **S.B. 208**, HEALTHCARE COMPACT, by Senator J. S. Adams, be replaced and favorably recommends **1st Sub. S.B. 208**, HEALTHCARE COMPACT.

Sen. Adams

Rep. Daw

Report filed. On motion of Representative Daw, the House voted to adopt the Conference Committee Report.

1st Sub. S.B. 208 passed on the following roll call:

Yeas, 45; Nays, 27; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Butterfield
Christensen	D Brown	Daw	Dee
Dougall	Edwards	Frank	Galvez
Gibson	Grover	Handy	Harper
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	Last	M Brown
Mathis	McCay	McIff	Menlove
Morley	Nielson	Noel	Oda
Painter	Pitcher	Sandstrom	Sanpei
Snow	Sumsion	V Peterson	Vickers
Webb	Wilcox	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Arent	Bird	Briscoe	Chavez–Houck
Cosgrove	Cox	Doughty	Draxler
Duckworth	Dunnigan	Eliason	Fisher
Froerer	Greenwood	Hemingway	Hendrickson
King	Litvack	Moss	Perry
Poulson	Ray	Sagers	Seelig
Watkins	Wheatley	Wiley	

Absent or not voting were: Representatives

Kiser	Newbold	Powell
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1st Sub. S.B. 208 was transmitted to the Senate for further consideration.

UNFINISHED BUSINESS

On motion of Representative Harper, the House voted to uncircle **1st Sub. S.B. 164**.

1st Sub. S.B. 164, TRANSPORTATION FUNDING AMENDMENTS, *Senator Stevenson*, was before the House on its final passage.

Representative Harper proposed Amendment 2:

1. Page 1, Line 14

14 ~~{from certain projects}~~ , and if the use of funds is not in violation of any agreement,

2. Page 1, Line 20:

20 highway improvements; ~~{and}~~

▶ provides that if project savings are identified by the Department of Transportation, and if the use of funds is not in violation of any agreement, the Department of Transportation shall provide \$1,000,000 of the funds to Midvale City for certain highway improvements; and

3. Page 3, Line 63:

63 ~~renovations, and improvements to highways described in Subsections 72-2-121.4 (7) {and} (8) and (9) .~~

4. Page 5, Lines 145 through 146:

145 highway improvements on 4000 West from 7800 South to Old Bingham Highway.

(9) If project savings are identified by the Department of Transportation from the funds provided to the Department of Transportation as described in Subsection (2)(b) and if the use of funds is not in violation of any agreement, the Department of Transportation shall provide \$1,000,000 of the funds described in Subsection (2)(b) and from funds in the County of the First Class State Highway Projects Fund created by Section 72-2-121 to Midvale City to fund the following highway projects:

(a) \$500,000 to Midvale City for improvements to Union Park Avenue from I-215 exit south to Creek Road and Wasatch Boulevard; and

(b) \$500,000 to Midvale City for improvements to 7200 South from I-15 to 700 West

146 ~~{(9)}~~ (10) (a) (i) Before providing funds to a municipality or county under Subsections (7) {and} .

5. Page 5, Line 147:

147 (8), and (9), the Department of Transportation shall obtain from the municipality or county:

6. Page 5, Line 149 through Page 6, Line 150:

149 certifying that the municipality or county will use the funds provided under Subsections (7) {~~and~~ } and

150 (8) and (9) solely for the projects described in Subsections (7) {~~and~~ } and (8) and (9) ; and

7. Page 6, Lines 153 through 156
Senate 3rd Reading Amendments 2-29-2012:

153 (ii) Except as provided in Subsection {~~(9)~~ } (10) (b), by January 1 of each year, the

154 municipality or county receiving funds described in Subsections (7) {~~and~~ } and (8) and (9) shall submit to the

155 Department of Transportation a statement of cash flow for the current fiscal year detailing the

156 funds necessary to pay project costs for the projects described in Subsections (7) {~~and~~ } and (8) and (9) .

8. Page 6, Lines 157 through 158
Senate 3rd Reading Amendments 2-29-2012:

157 (iii) Except as provided in Subsection §~~(4)(b)~~ {~~(9)~~ } (10) (b) §, after receiving the statement

157a required

158 under Subsection {~~(9)~~ } (10) (a)(ii) and after July 1, the Department of Transportation shall provide

9. Page 6, Lines 161 through 162
Senate 3rd Reading Amendments 2-29-2012:

161 (iv) Upon the financial close of each project described in Subsections (7) {~~and~~ } and (8), and (9), the

162 municipality or county receiving funds under Subsections (7) {~~and~~ } and (8) and (9) shall submit a statement

- 10. Page 6, Line 167
Senate 3rd Reading Amendments 2–29–2012:

167 statement of cash flow as provided in Subsection
~~{-(9) }~~ (10) (a)(ii) as soon as possible; and

- 11. Page 6, Lines 171 through 172
Senate 3rd Reading Amendments 2–29–2012:

171 a reimbursement under this Subsection ~~{-(9) }~~ (10) that
is necessary or desirable to comply with federal
 172 tax law.

Representative Harper’s motion to amend passed on a voice vote.

1st Sub. S.B. 164, as amended, passed on the following roll call:

Yeas, 69; Nays, 3; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hutchings
Ipson	Ivory	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Dougall	Gibson	Watkins
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Absent or not voting were: Representatives

Hughes	J Peterson	Newbold
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1st Sub. S.B. 164, as amended, was returned to the Senate for further consideration.

UNFINISHED BUSINESS

On motion of Representative Wilcox, the House voted to uncircle **1st Sub. S.B. 66**.

1st Sub. S.B. 66, ALCOHOLIC BEVERAGE CONTROL RELATED AMENDMENTS, *Wilcox*, was before the House on its final passage.

Representative Wilcox proposed Amendment 4:

1. Page 2, Lines 42 through 46

42 Compliance, Licensing, and Enforcement Subcommittee;

43 ▶ {~~addresses~~} removes purposes
 {~~of~~} for which the commission may hold a closed meeting;
 and

44 {~~→ provides that certain records related to the department or
 commission are protected~~

45 records; and }

46 ▶ makes technical and conforming amendments.

2. Page 3, Lines 71 through 73:

71 52-4-205, as last amended by Laws of Utah 2011, Chapters 46
 and 334

72 {~~63G-2-305, as last amended by Laws of Utah 2011,
 Chapters 18, 46, 55, 80, 151, and~~

73 ~~161~~}

3. Page 18, Lines 540 through 547:

540 (3) {~~(a) Biannually~~} Every two years , beginning
for fiscal year 2013-14, the state auditor shall conduct an

541 audit of the department's:

542 {~~(i)~~} (a) management operations, best practices,
and efficiency; and

543 {~~(ii)~~} (b) ethics and statutory compliance.

544 ~~{-(b)}~~ } (4) In addition to complying with
 ~~{-Subsection (3)(a)}~~ } Subsections (2) and (3) , the state auditor
may engage in an

545 activity related to the department or commission allowed under
Utah Constitution, Article VII.

546 Section 15 or Title 67, Chapter 3, Auditor.

547 ~~{-(4)}~~ } (5) The commission shall forward an audit
report issued under Subsection (2) or (3) to

4. Page 47, Line 1451 through Page 49, Line 1483:

1451 ~~{-(k) as relates to the Alcoholic Beverage Control~~
~~Commission-}~~ [~~issuing a retail license~~

1452 ~~under Title 32B, Alcoholic Beverage Control Act, after receiving~~
~~public input in a public~~

1453 ~~meeting in support or opposition to the commission issuing the~~
~~retail license, discussing one or~~

1454 ~~more of the following factors]~~ ~~{-discussing~~ in a closed
~~meeting: }~~

1455 ~~[(i) a factor the commission is required to consider under~~
~~Section 32B-5-203 or that is~~

1456 ~~specified in the relevant part under Chapter 6, Specific Retail~~
~~License Act, for the type of retail~~

1457 ~~license at issue;]~~

1458 ~~[(ii) the availability of a retail license under a quota;]~~

1459 ~~[(iii) the length of time the applicant has waited for a retail~~
~~license;]~~

1460 ~~[(iv) an opening date for the applicant;]~~

1461 ~~[(v) whether the applicant is a seasonal business;]~~

1462 ~~[(vi) whether the location of the applicant has been previously~~
~~licensed or is a new~~

1463 ~~location;]~~

1464 ~~[(vii) whether the application involves a change of ownership of~~
~~an existing location;]~~

1465 [(viii) whether the applicant holds other alcohol licenses at any location;]

1466 [(ix) whether the applicant has a violation history or a pending violation;]

1467 [(x) projected alcohol sales for the applicant as it relates to the extent to which the

1468 retail license will be used;]

1469 [(xi) whether the applicant is a small or entrepreneurial business that would benefit the

1470 community in which it would be located;]

1471 [(xii) the nature of entertainment the applicant proposes; or]

1472 [(xiii) public input in support or opposition to granting the retail license;]

1473 ~~{ (i) commercial information or financial information obtained from a person if~~

1474 ~~disclosure of the information could reasonably be expected to result in unfair competitive~~

1475 ~~injury to the person submitting the information or would impair the ability of the Alcoholic~~

1476 ~~Beverage Control Commission from obtaining necessary information in the future; and~~

1477 ~~(ii) an audit report and the Alcoholic Beverage Control Commission's response to the~~

1478 ~~audit report until the audit report is made available under Subsection 32B-2-302(4) or~~

1479 ~~32B-2-302.5(5)(d); }~~

1480 ~~{ (l) }~~ (k) as relates to the Utah Higher Education Assistance Authority and its appointed

1481 board of directors, discussing fiduciary or commercial information as defined in Section

1482 53B-12-102; or

1483 ~~{ (m) }~~ (l) a purpose for which a meeting is required to be closed under Subsection (2).

- 5. Page 49, Line 1494 through Page 59, Line 1807:
Delete lines 1494 through 1807

Renumber remaining sections accordingly

Representative Wilcox’s motion to amend passed on a voice vote.

Representative Litvack commented.

###

Representative Frank proposed Amendment 2:

- 1. Page 2, Lines 44 through 46

44 ▶ provides that certain records related to the department or commission are protected

45 records; {~~and~~}

 ▶ directs the Government Operations Interim Committee to study privatization of the department; and

46 ▶ makes technical and conforming amendments.

- 2. Page 2, Lines 49 through 50:

49 Other Special Clauses:

50 This bill {~~takes effect on July 1, 2012.~~} provides an effective date.

- 3. Page 3, Line 78:

78 32B-2-210, Utah Code Annotated 1953

Uncodified Material Affected:
ENACTS UNCODIFIED MATERIAL

- 4. Page 60, Lines 1843 through 1845:

1843 by the Alcoholic Beverage Control Commission.

Section 25. Study of Department of Alcoholic Beverage Control Privatization.

During the 2012 interim, the Government Operations Interim Committee shall study and make recommendations to the Legislature regarding whether to privatize the operations and management of the Department of Alcoholic Beverage Control.

1844 Section {–25–} 26 . Effective date.

1845 {–~~This~~ } (1) Uncodified Sections 25 takes effect on May 8, 2012.

(2) Except as provided in Subsection (1), this bill takes effect on July 1, 2012.

Representative Wilcox, Hughes, Dougall, and Kiser commented.

Representative Frank’s motion to amend failed on a voice vote.

1st Sub. S.B. 66, as amended, passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Christensen Painter

1st Sub. S.B. 66, as amended, was returned to the Senate for further consideration.

UNFINISHED BUSINESS

On motion of Representative Dougall, the House voted to uncircle **S.B. 156**.

S.B. 156, ELECTED OFFICIAL RETIREMENT BENEFITS AMENDMENTS, *Valentine*, was before the House on its final passage. Representative Dougall explained the bill.

S.B. 156 passed on the following roll call:

Yeas, 68; Nays, 2; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Galvez	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hutchings	Ipson
Ivory	J Peterson	King	Last
Litvack	M Brown	Mathis	McCay
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Gibson Kiser

Absent or not voting were: Representatives

Christensen Froerer Hughes McIff
Painter

S.B. 156 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 8, 2012

The Senate substituted and passed, **Senate 1st Sub. H.B. 206**, CURRICULUM OPTIONS FOR SECONDARY SCHOOL STUDENTS, by Representative J. Dougall, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 397**, CHARTER SCHOOL START-UP AMENDMENTS, by Representative B. Dee, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

* * *

Madam Speaker:

March 8, 2012

The Senate passed, **2nd Sub. H.B. 497**, CLEARANCE FOR DIRECT PATIENT ACCESS, by Representative B. Last, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

THIRD READING CALENDAR

3rd Sub. S.B. 65, ALTERNATIVE ENERGY DEVELOPMENT TAX INCENTIVES, *Senator Adams*, was read the third time by short title and placed on its final passage.

Representative Noel proposed Amendment 2:

1. Page 92, Lines 2819 through 2836
Senate 3rd Reading Amendments 2-29-2012

2819 (3) (a) Subject to Subsection (3) {~~(e)~~ } (b) , if the
office expects that the time from the

2820 commencement of construction until the end of the economic life of
the alternative energy

2821 project is {~~less than 50 years~~ } 20 years or more :

2822 (i) the office shall grant a tax credit for the lesser of:

2823 (A) the economic life of the alternative energy project; or

2824 (B) 20 years; and

2825 (ii) the tax credit is equal to 75% of new state revenues
generated by the alternative

2826 energy project.

2827 { ~~—— (b) Subject to Subsection (3)(c), if the office expects that the time from the~~

2828 commencement of construction until the end of the economic life of the alternative energy

2829 project is 50 years or more:

2830 (i) the office shall grant a tax credit for the lesser of:

2831 (A) the economic life of the alternative energy project; or

2832 ~~(B) §~~ → [30] 25 ← § years; and

2833 (ii) the tax credit is equal to 75% of new state revenues generated by the alternative

2834 energy project. }

2835 { ~~(e) } (b) For a taxable year, a tax credit under this section may not exceed the new state~~

2836 revenues generated by an alternative energy project during that taxable year.

Representative Noel’s motion to amend passed on a voice vote.

Representative Noel explained the bill.

3rd Sub. S.B. 65, as amended, passed on the following roll call:

Yeas, 71; Nays, 1; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Chavez–Houck	Cosgrove
Cox	D Brown	Daw	Dee
Doughty	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson

Noel	Oda	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative was: Representative
Briscoe

Absent or not voting were: Representatives
Christensen Dougall Painter

3rd Sub. S.B. 65, as amended, was returned to the Senate for further consideration.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 8, 2012

The Senate substituted and passed, **Senate 6th Sub. H.B. 502**, INCORPORATION AMENDMENTS, by Representative M. Brown, and it is transmitted for further consideration; and

The Senate passed, as amended, **1st Sub. H.B. 514**, PUBLIC AND HIGHER EDUCATION TECHNOLOGY AMENDMENTS, by Representative M. Newbold, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

* * *

Madam Speaker: March 8, 2012

The Senate passed, **H.B. 442**, COUNTY CORRECTIONAL FUNDING AMENDMENTS, by Representative M. Noel, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 510**, INDIGENT DEFENSE ACT AMENDMENTS, by Representative G. Hughes, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, and at 6:00 p.m., the House voted to recess until 7:00 p.m.

EVENING SESSION

The House was called to order by Speaker Lockhart at 7:25 p.m.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 8, 2012

The Senate substituted and passed, **Senate 2nd Sub. H.B. 354**, ALCOHOLIC BEVERAGE AMENDMENTS, by Representative R. Wilcox, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 414**, SCHOOL BONDING FOR SEISMIC PURPOSES, by Representative G. Froerer, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 513**, EARLY INTERVENTION PROGRAM, by Representative M. Newbold, and it is transmitted for further consideration.

Leslie McLean

Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

* * *

Madam Speaker:

March 8, 2012

The Senate passed, **1st Sub. H.J.R. 14**, JOINT RESOLUTION URGING CONGRESS TO SUPPORT EQUITY AND SALES TAX FAIRNESS, by Representative S. Eliason, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean

Secretary of the Senate

Communication filed. The bill was signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker:

March 8, 2012

The Senate adopted the Joint Conference Committee Report dated March 8, 2012, and passed **S.B. 208**, HEALTHCARE COMPACT, by Senator J. S. Adams, and it is transmitted for the signature of the Speaker.

Leslie O. McLean

Secretary of the Senate

Communication filed. The bill was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

CONCURRENCE CALENDAR

On motion of Representative Ipson, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 206**, CURRICULUM OPTIONS FOR SECONDARY SCHOOL STUDENTS.

2nd Sub. H.B. 206, as amended by the Senate, passed on the following roll call:

Yeas, 68; Nays, 4; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Edwards	Eliason	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
Menlove	Morley	Moss	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Cox	Dougall	Dunnigan	Newbold
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Absent or not voting were: Representatives

Fisher Hutchings McIff

2nd Sub. H.B. 206, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Dee, the House voted to concur in the Senate amendments to **H.B. 397**, CHARTER SCHOOL START-UP AMENDMENTS.

H.B. 397, as amended by the Senate, passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Fisher Hutchings McIff

H.B. 397, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative M. Brown, the House voted to concur in the Senate amendments to **6th Sub. H.B. 502**, INCORPORATION AMENDMENTS.

6th Sub. H.B. 502, as amended by the Senate, passed on the following roll call:

Yeas, 60; Nays, 13; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Briscoe	Chavez–Houck	Cosgrove	Cox
Daw	Dougall	Doughty	Draxler
Duckworth	Edwards	Frank	Froerer
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Watkins	Webb	Wheatley
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Bird	Butterfield	Christensen	D Brown
Dee	Dunnigan	Eliason	Fisher
Galvez	Ivory	J Peterson	Vickers
Wilcox			

Absent or not voting were: Representatives

Hutchings	King
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6th Sub. H.B. 502, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Newbold, the House voted to concur in the Senate amendments to **1st Sub. H.B. 514**, PUBLIC AND HIGHER EDUCATION TECHNOLOGY AMENDMENTS.

1st Sub. H.B. 514, as amended by the Senate, passed on the following roll call:

Yeas, 60; Nays, 13; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dougall	Doughty	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Froerer
Galvez	Gibson	Grover	Handy
Harper	Hemingway	Hendrickson	Hughes
Ipson	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Moss
Newbold	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Seelig	Snow
Vickers	Watkins	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Butterfield	Dee	Draxler	Frank
Greenwood	Herrod	Morley	Nielson
Sandstrom	Sanpei	Sumsion	V Peterson
Webb			

Absent or not voting were: Representatives

Hutchings	Ivory
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1st Sub. H.B. 514, as amended by the Senate, transmitted to the Senate for signature of President.

UNFINISHED BUSINESS

On motion of Representative Hughes, the House voted to uncircle **S.B. 196**.

S.B. 196, SOFTWARE FOR SPECIAL NEEDS CHILDREN, *Niederhauser*, was before the House on its final passage.

Representative Dee proposed Amendment 2:

1. Page 1, Lines 23 through 25
Senate 3rd Reading Amendments 2–22–2012
- 23 Programs, as a one–time appropriation for fiscal year 2012–13:
- 24 • from the Education Fund, {–\$3,000,000–}
\$300,000 .

25 Other Special Clauses:

2. Page 3, Lines 67 through 71
Senate 3rd Reading Amendments 2–22–2012:

67 To the State Board of Education – Utah State Office of Education – Initiative Programs

68 From the Education Fund, one-time { ~~\$3,000,000~~ }
\$300,000

69 Schedule of Programs:

70 Contracts and Grants { ~~\$3,000,000~~ } \$300,000

71 The Legislature intends that the appropriation under this section:

Representative Hughes' motion to amend passed on a voice vote.

S.B. 196, as amended, passed on the following roll call:

Yeas, 62; Nays, 10; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Dougall	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	J Peterson	King
Kiser	Last	M Brown	Mathis
McCay	McIff	Morley	Moss
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	V Peterson	Vickers	Watkins
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Briscoe	Butterfield	Doughty	Draxler
Frank	Litvack	Menlove	Nielson
Sumsion	Webb		

Absent or not voting were: Representatives
Ipson Ivory Newbold

S.B. 196, as amended, was returned to the Senate for further consideration.

THIRD READING CALENDAR

S.B. 258, UNDERAGE DRINKING PREVENTION CAMPAIGN, *Senator Hillyard*, was read the third time by short title and placed on its final passage. Representative Draxler explained the bill.

Representative Draxler proposed Amendment 1:

- 1. Page 2, Line 50 through Page 3, Line 66

50 (3) The department shall deposit {~~the following~~
51 percentages } 0.6% of the total gross revenue

52 from sales of liquor with the state treasurer, as determined by the
53 total gross revenue collected

54 for the fiscal year two years preceding the fiscal year for which the
55 deposit is made, to be

56 credited to the restricted account and to be used by the department
57 as provided in Subsection

58 (5) {~~;~~ } ;

59 (a) for a deposit in fiscal year 2012–13, 0.6% of the total gross
60 revenue for fiscal year

61 2010–11;

62 (b) for a deposit in fiscal year 2013–14, 0.7% of the total gross
63 revenue for fiscal year

64 2011–12;

65 (c) for a deposit in fiscal year 2014–15, 0.8% of the total gross
66 revenue for fiscal year

67 2012–13;

68 (d) for a deposit in fiscal year 2015–16, 0.9% of the total gross
69 revenue for fiscal year

70 2013–14;

71 (e) for a deposit in fiscal year 2016–17, 1% of the total gross
72 revenue for fiscal year

64 2014–15; and

65 (f) for a deposit in subsequent fiscal years, 1% of the total gross
revenue for the fiscal

66 year two years preceding the fiscal year for which the deposit is
made.

Representative Draxler's motion to amend passed on a voice vote.

On motion of Representative Draxler, the House voted to circle **S.B. 258**.

* * *

S.B. 62, CIGARETTE TAX RESTRICTED ACCOUNT REVISIONS *Senator Hillyard*, was read the third time by short title and placed on its final passage.

On motion of Representative Dougall, the House voted to circle **S.B. 62**.

* * *

1st Sub. S.B. 23, LIFE SCIENCE AND TECHNOLOGY TAX CREDIT AMENDMENTS, *Senator Bramble*, was read the third time by short title and placed on its final passage. Representative Painter explained the bill.

1st Sub. S.B. 23, as amended, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Moss	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers

Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Dunnigan	Ivory	Morley	Newbold
Seelig			

1st Sub. S.B. 23, as amended, was returned to the Senate for further consideration.

* * *

4th Sub. S.J.R. 8, JOINT RESOLUTION ON PROPERTY TAX EXEMPTION FOR MILITARY PERSONNEL, *Senator Robles*, was read the third time by short title and placed on its final passage. Representative Sandstrom explained the bill.

4th Sub. S.J.R. 8, as amended, passed on the following roll call:

Yeas, 64; Nays, 6; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Edwards	Eliason	Fisher	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McIff	Menlove	Moss	Nielson
Noel	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Lockhart

Voting in the negative were: Representatives

Anderson	Dougall	Frank	McCay
Morley	Wright		

Absent or not voting were: Representatives

Dunnigan Newbold Oda Ray
Seelig

4th Sub. S.J.R. 8, as amended, was returned to the Senate for further consideration.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 8, 2012

The Senate passed, **H.B. 7**, CURRENT SCHOOL YEAR SUPPLEMENTAL PUBLIC EDUCATION BUDGET ADJUSTMENTS, by Representative M. Brown, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 15**, STATEWIDE ADAPTIVE TESTING, by Representative G. Hughes, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 28**, ECONOMIC DEVELOPMENT TASK FORCE, by Representative B. Wilson, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **3rd Sub. H.B. 164**, TRUST DEED FORECLOSURE CHANGES, by Representative L. Christensen, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **2nd Sub. H.B. 173**, TRANSPORTATION FUNDING MODIFICATIONS, by Representative B. Dee, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **4th Sub. H.B. 175**, SECOND HAND ITEM TRANSACTIONS, by Representative J. Seelig, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 254**, CONTROLLED SUBSTANCES AMENDMENTS, by Representative G. Froerer, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **3rd Sub. H.B. 298**, MOTOR VEHICLE SAFETY INSPECTION AMENDMENTS, by Representative J. Dougall, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 384**, SALES AND USE TAX SELLER NEXUS AMENDMENTS, by Representative W. Harper, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 115**, PEER ASSISTANCE AND REVIEW PILOT PROGRAM, by Representative C. Moss, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: March 8, 2012

The Senate passed, as amended, **H.B. 2**, NEW FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS ACT, by Representative M. Brown, and it is transmitted for further consideration; and

The Senate substituted and passed, **Senate 1st Sub. H.B. 9**, STATE AGENCY AND HIGHER EDUCATION COMPENSATION APPROPRIATIONS, by Representative M. Brown, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

* * *

Madam Speaker: March 8, 2012

The Senate refuses to recede from its amendments to **H.B. 44**, THEFT AMENDMENTS, by Representative P. Ray, and has appointed a Conference Committee consisting of Senators D. Thatcher, A. Osmond, and B. McAdams to meet with a like committee from the House on this bill.

Leslie O. McLean
Secretary of the Senate

Communication filed. On motion of Representative Ray, the House voted to authorize the Speaker to appoint a conference committee. Speaker Lockhart appointed Representatives Ray, Webb, and King.

* * *

Madam Speaker: March 8, 2012

The Senate concurred in the House amendments and passed **S.B. 97**, GRANTS FOR ONLINE TESTING, by Senator A. Osmond, and it is transmitted for the signature of the Speaker; and

The Senate adopted the Joint Conference Committee Report dated March 8, 2012, and passed **3rd Sub. S.C.R. 11**, CONCURRENT RESOLUTION ON THE NATIONAL DEFENSE AUTHORIZATION ACT, by Senator T. Weiler, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

THIRD READING CALENDAR

S.B. 282, CREDIT FOR VETERAN TRAINING, *Senator Weiler*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

Representative Ipson proposed Amendment 1:

1. Page 3, Lines 68 through 70

68 (iii) has legally operated, while on active duty for at least two
years immediately

69 preceding application for a commercial driver license, a vehicle
representative of the

70 commercial motor vehicle the driver applicant operates or expects
to operate.

(d) An applicant who requests a waiver under Subsection (2)(c)
shall present their DA 348, Equipment Operator's Qualification Record,
AF 2293, US Air Force Motor Vehicle
Operator Identification Card, or equivalent document from another
branch of the United States Armed Forces, at the time of the request.

Representative Ipson's motion to amend passed on a voice vote.

Representative Ipson explained the bill.

S.B. 282, as amended, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barrus	Bird
Briscoe	Butterfield	Chavez-Houck	Christensen

Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Sagers
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Barlow	Herrod	Newbold	Ray
Seelig			

S.B. 282, as amended, was returned to the Senate for further consideration.

* * *

S.B. 217, MATH MATERIALS ACCESS IMPROVEMENT GRANT, *Senator Osmond*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Dougall, the House voted to circle **S.B. 217**.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 8, 2012

The President of the Senate has signed **1st Sub. H.B. 133**, VEHICLE REGISTRATION AMENDMENTS, by Representative J. Peterson, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 162**, VETERANS REINTEGRATION TASK FORCE, by Representative T. Cosgrove, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

THIRD READING CALENDAR

1st Sub. S.B. 87, PREDATOR CONTROL FUNDING, *Senator Hinkins*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative McIff, the House voted to circle **1st Sub. S.B. 87**.

CONCURRENCE CALENDAR

On motion of Representative Hutchings, the House voted to concur in the Senate amendments to **1st Sub. H.B. 400**, TRAUMATIC HEAD AND SPINAL CORD INJURY REHABILITATION FUND.

1st Sub. H.B. 400, as amended by the Senate, passed on the following roll call:

Yeas, 66; Nays, 2; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	D Brown	Dee	Dougall
Doughty	Draxler	Duckworth	Dunnigan
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
Menlove	Moss	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion

V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Cox	Morley
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Absent or not voting were: Representatives

Cosgrove	Daw	Edwards	Herrod
McIff	Newbold	Ray	

1st Sub. H.B. 400, as amended by the Senate, transmitted to the Senate for signature of President.

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On motion of Representative Wilcox, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 354**, ALCOHOLIC BEVERAGE AMENDMENTS.

2nd Sub. H.B. 354, as amended by the Senate, passed on the following roll call:

Yeas, 68; Nays, 0; Absent or not voting, 7.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Nielson	Noel
Oda	Perry	Pitcher	Poulson
Powell	Sagers	Sandstrom	Sanpei
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Edwards	Eliason	Litvack	Newbold
Painter	Ray	Seelig	

2nd Sub. H.B. 354, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Froerer, the House voted to concur in the Senate amendments to **H.B. 414**, SCHOOL BONDING FOR SEISMIC PURPOSES.

H.B. 414, as amended by the Senate, passed on the following roll call:

Yeas, 43; Nays, 27; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Arent	Barlow	Briscoe	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Dee	Doughty	Draxler	Duckworth
Fisher	Froerer	Greenwood	Grover
Handy	Hemingway	Hendrickson	Hughes
Ipson	J Peterson	King	Kiser
M Brown	McIff	Menlove	Moss
Noel	Painter	Pitcher	Poulson
Powell	Sagers	Sandstrom	V Peterson
Watkins	Webb	Wheatley	Wilcox
Wiley	Wright	Lockhart	

Voting in the negative were: Representatives

Anderson	Barrus	Bird	Butterfield
Daw	Dougall	Dunnigan	Frank
Galvez	Gibson	Harper	Herrod
Hutchings	Ivory	Last	Mathis
McCay	Morley	Newbold	Nielson
Oda	Perry	Sanpei	Snow
Sumsion	Vickers	Wilson	

Absent or not voting were: Representatives

Edwards	Eliason	Litvack	Ray
Seelig			

H.B. 414, as amended by the Senate, transmitted to the Senate for signature of President.

On motion of Representative Newbold, the House voted to refuse to concur in the Senate amendments to **H.B. 513** and request the Senate recede.

H.B. 513 was returned to the Senate for further consideration.

* * *

On motion of Representative M. Brown, the House voted to concur in the Senate amendments to **H.B. 2**, NEW FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS ACT.

H.B. 2, as amended by the Senate, passed on the following roll call:

Yeas, 69; Nays, 1; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	M Brown
Mathis	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sanpei	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative was: Representative

McCay

Absent or not voting were: Representatives

Edwards	Eliason	Litvack	Sandstrom
Seelig			

H.B. 2, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative M. Brown, the House voted to concur in the Senate amendments to **1st Sub. H.B. 9**, STATE AGENCY AND HIGHER EDUCATION COMPENSATION APPROPRIATIONS.

1st Sub. H.B. 9, as amended by the Senate, passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Edwards	Litvack	Sandstrom	Seelig
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1st Sub. H.B. 9, as amended by the Senate, transmitted to the Senate for signature of President.

UNFINISHED BUSINESS

On motion of Representative Lockhart, the House voted to uncircle **S.J.R. 10**.

S.J.R. 10, RESOLUTION APPROVING REAPPOINTMENT OF DIRECTOR OF LEGISLATIVE RESEARCH AND GENERAL COUNSEL, *Waddoups*, was before the House on its final passage.

Representatives Harper, Ivory, Arent, Gibson, Kiser, and Sumsion, commented.

S.J.R. 10 passed on the following roll call:

Yeas, 68; Nays, 2; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	M Brown	Mathis
McIff	Menlove	Morley	Moss
Newbold	Nielson	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Dougall Harper

Absent or not voting were: Representatives

Edwards Litvack McCay Noel
Seelig

S.J.R. 10 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 8, 2012

The Senate concurred in the House amendments and passed **5th Sub. S.B. 40**, COSMETIC MEDICAL PROCEDURES, by Senator P. Knudson, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 81**, **PARAEDUCATOR FUNDING**, by Senator K. Mayne, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 88**, **PHARMACY DISTRIBUTION AMENDMENTS**, by Senator C. Bramble, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

* * *

Madam Speaker:

March 8, 2012

The Senate refuses to concur with the House Amendments to **1st Sub. S.B. 284**, **CONCURRENT ENROLLMENT AMENDMENTS**, by Senator S. Urquhart, and requests the House recede from its amendments.

Leslie O. McLean
Secretary of the Senate

Communication filed. On motion of Representative Ipson, the House voted to refuse to recede and authorize the Speaker to appoint a conference committee. Speaker Lockhart appointed Representatives Ipson, M. Brown, and Watkins.

UNFINISHED BUSINESS

On motion of Representative Painter, the House voted to uncircle **1st Sub. S.B. 245**.

1st Sub. S.B. 245, **MULE DEER PROTECTION ACT**, *Senator Okerlund*, was before the House on its final passage.

Representatives Sandstrom and Watkins commented.

1st Sub. S.B. 245 passed on the following roll call:

Yeas, 62; Nays, 7; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Butterfield	Christensen	Cox	D Brown

Daw	Dee	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Powell
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Arent	Briscoe	Chavez–Houck	Cosgrove
Doughty	Fisher	Seelig	

Absent or not voting were: Representatives

Dougall	Hemingway	King	Poulson
Ray	Webb		

1st Sub. S.B. 245 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 8, 2012

The Senate passed, as amended, **2nd Sub. H.B. 503**, CONSTRUCTION AMENDMENTS, by Representative M. Morley, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communication filed. The bill was placed on the Concurrence Calendar.

* * *

Madam Speaker: March 8, 2012

The Senate concurred in the House amendments and passed **S.B. 13**, MEDICAL EXAMINER AMENDMENTS, by Senator A. Christensen, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **3rd Sub. S.B. 65**, ALTERNATIVE ENERGY DEVELOPMENT TAX INCENTIVES, by Senator J. S. Adams, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 66**, ALCOHOLIC BEVERAGE CONTROL RELATED AMENDMENTS, by Senator J. Valentine, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 164**, TRANSPORTATION FUNDING AMENDMENTS, by Senator J. Stevenson, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bills were signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative McIff, the House voted to uncircle **S.B. 87**.

S.B. 87, PREDATOR CONTROL FUNDING, *Hinkins*, was before the House on its final passage.

S.B. 87 passed on the following roll call:

Yeas, 63; Nays, 2; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Anderson	Arent	Barrus	Bird
Briscoe	Butterfield	Christensen	Cox
D Brown	Daw	Dee	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Frank	Froerer	Galvez
Greenwood	Grover	Handy	Harper
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Poulson
Powell	Sagers	Sandstrom	Sanpei

Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Wheatley	Wilcox
Wiley	Wright	Lockhart	

Voting in the negative were: Representatives

Cosgrove	Gibson
----------	--------

Absent or not voting were: Representatives

Barlow	Chavez–Houck	Dougall	Fisher
Hemingway	J Peterson	Pitcher	Ray
Webb	Wilson		

S.B. 87 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

* * *

On motion of Representative Draxler, the House voted to uncircle **S.B. 246**.

S.B. 246, SHARE CERTIFICATES IN LAND COMPANIES, *Okerlund*, was before the House on its final passage.

S.B. 246 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Dougall

Duckworth

Fisher

Hughes

S.B. 246 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, under suspension of the rules, the House voted to lift **S.J.R. 3** from the Rules Committee, have it read the second time by short title, and placed at the top of the Third Reading Calendar.

THIRD READING CALENDAR

S.J.R. 3, JOINT RESOLUTION – MASTER STUDY, *Senator Jenkins*, was read the third time by short title and placed on its final passage. Representative Dee explained the bill.

Representative King proposed Amendment 4:

1. Page 15, Line 431 through Page 15, Line 431b

431 Utah's communities and the need for diversity training for new legislators (S.J.R. 24).

431a § → Voting Shares Assessments – to study the assessing of shares of stock by a water company

431b in proportion to the voting rights of the shares. ← §

Oil, Gas, and Coal Taxes – to study the need for increasing severance taxes on oil and gas and adding a severance tax on coal.

Tax Credit for Hiring Homeless – to study the granting of tax credits for hiring a homeless person (H.B. 101).

Representative King's motion to amend passed on a voice vote.

###

Representative Barrus proposed Amendment 2:

1. Page 15, Line 431

431 Utah's communities and the need for diversity training for new legislators (S.J.R. 24).

Water Cost Allocation – to study the proper allocation of water

costs to the rate structure charged for water customers (1st Sub. S.B. 78).

State Land Management – to study and receive a report on what lands are in the possession of the state and how the lands are being managed.

Representative Barrus motion to amend passed on a voice vote.

###

Representative Ray proposed a verbal amendment as follows:

1. Page 15, Line 431k:
“Study of enhancements on shoplifting.”

Representative Ray’s motion to amend passed on a voice vote.

###

Representative Draxler proposed a verbal amendment as follows:

1. Page 15, Line 431l:
“Study the enforcement of yellow lights at traffic signals.”

Representative Draxler’s motion to amend passed on a voice vote.

###

Representative Frank proposed a verbal amendment as follows:

1. Page 15, Line 431m:
“Alcohol regulation – to study the privatization of the Department of Alcoholic Beverage Control.”

Representative Frank’s motion to amend passed on a voice vote.

###

Representative Gibson proposed a verbal amendment:

1. Page 15, Line 431o:
“Comprehensive overview of the WPU in public education.”

Representative Gibson’s motion to amend passed on a voice vote.

###

Representative Bird proposed a verbal amendment:

1. Page 15, Line 431r:

“Study of moving the Division of Securities into the Department of Insurance.”

Representative Bird’s motion to amend passed on a voice vote.

###

Representative Greenwood proposed a verbal amendment:

1. Page 15, Line 431s:

“Sovereign nations – study of sovereign nation liens.”

Representative Greenwood’s motion to amend passed on a voice vote.

###

Representative Arent proposed a verbal amendment:

1. Page 15, Line 431t:

“Study a pilot program to allow DABC to open some stores on holidays.”

Representative Arent’s motion to amend passed on a voice vote.

###

Representative Butterfield proposed a verbal amendment:

1. Page 15, Line 431u:

“DUI checkpoints.”

Representative Butterfield’s motion to amend passed on a voice vote.

###

Representative Butterfield proposed a verbal amendment:

1. Page 15, Line 431v:

“Pest control regulations.”

Representative Butterfield’s motion to amend passed on a voice vote.

###

Representative McCay proposed a verbal amendment:

1. Page 15, Line 431w:

“School funding – study of the statewide equalization of school funding.”

Representative McCay’s motion to amend passed on a voice vote.

###

Representative Perry proposed a verbal amendment:

1. Page 15, Line 431s:

“Study of consolidation and reduction of UDOT Aero Bureau into a single aero bureau within the Department of Public Safety.”

Representative Perry’s motion to amend passed on a voice vote.

###

Representative Anderson proposed a verbal amendment:

1. Page 15, Line 431z:

“Government competition with the private sector (H.B. 94).”

Representative Anderson’s motion to amend passed on a voice vote.

###

Representative Herrod proposed a verbal amendment:

1. Page 15, Line 431aa:

“Traumatic brain injury and the criminal justice system and civil commitment.”

Representative Herrod’s motion to amend passed on a voice vote.

###

Representative Cosgrove proposed Amendment 3:

1. Page 15, Line 431 through Page 15, Line 431b

431 Utah’s communities and the need for diversity training for new legislators (S.J.R. 24).

431a §➔ Voting Shares Assessments – to study the assessing of shares of stock by a water company

431b in proportion to the voting rights of the shares. ←§

Yield to Buses – to study the need for vehicles to yield to buses that pull over to pick up or drop off passengers so that buses may come back into traffic.

Representative Cosgrove's motion to amend passed on a voice vote.

S.J.R. 3, as amended, passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hutchings	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Webb
Wheatley	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Christensen	Hughes	Ipson	M Brown
Watkins	Wilcox		

S.J.R. 3, as amended, was returned to the Senate for further consideration.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 8, 2012

The President of the Senate has appointed a Conference Committee consisting of Senators S. Urquhart, J. Stevenson, and K. Morgan to meet with a like committee from the House of Representatives to consider or amend **1st Sub.**

S.B. 284, CONCURRENT ENROLLMENT AMENDMENTS, by Senator S. Urquhart.

Leslie O. McLean
Secretary of the Senate

Communication filed. The Conference Committee may now meet.

* * *

Madam Speaker: March 8, 2012

The Senate substituted, amended, and passed, **Senate 5th Sub. H.B. 272**, PILOT PROGRAM FOR AUTISM SPECTRUM DISORDERS SERVICES, by Representative R. Menlove, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communication filed. The bill was placed on the Concurrence Calendar.

* * *

Madam Speaker: March 8, 2012

The Senate passed, **3rd Sub. H.B. 122**, E-PRESCRIBING AMENDMENTS, by Representative E. Vickers, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 167**, MOTOR VEHICLE INSURANCE MODIFICATIONS, by Representative T. Kiser, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 387**, PROPERTY TAX MODIFICATIONS, by Representative J. Dougall, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 449**, PUBLIC EMPLOYEE STATUS MODIFICATIONS, by Representative B. Dee, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 506**, MARTIN LUTHER KING, JR. SPECIAL GROUP LICENSE PLATE, by Representative R. Chavez-Houck, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **2nd Sub. H.J.R. 1**, SUSTAINABLE SCHOOLS JOINT RESOLUTION, by Representative M. Wheatley, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker:

March 8, 2012

The Senate concurred in the House amendments and passed **1st Sub. S.B. 23**, LIFE SCIENCE AND TECHNOLOGY TAX CREDIT AMENDMENTS, by Senator C. Bramble, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 196**, SOFTWARE FOR SPECIAL NEEDS CHILDREN, by Senator W. Niederhauser, and it is transmitted for the signature of the Speaker; and

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

UNFINISHED BUSINESS

On motion of Representative Draxler, the House voted to uncircle **S.B. 258**.

S.B. 258, UNDERAGE DRINKING PREVENTION CAMPAIGN, *Senator Hillyard*, was before the House on its final passage.

Representative D. Brown declared a conflict of interest because his wife is the voice of the Parents Empowered Campaign.

S.B. 258, as amended, passed on the following roll call:

Yeas, 69; Nays, 3; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
Butterfield	Chavez–Houck	Christensen	Cosgrove
Cox	D Brown	Daw	Dee

Doughty	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Anderson Bird Oda

Absent or not voting were: Representatives

Dougall M Brown Wilcox

S.B. 258, as amended, was returned to the Senate for further consideration.

* * *

On motion of Representative Hughes, the House voted to uncircle **S.B. 290**.

S.B. 290, UTAH FUTURES PROGRAM, *Stephenson*, was before the House on its final passage.

On motion of Representative Hughes, the House voted to delete **S.B. 290** in title and body and insert **1st Sub. S.B. 290** in lieu thereof.

Representative Hughes proposed Amendment 1:

1. Page 1, Lines 13 through 14

13 ► requires the Utah Futures Steering Committee to include certain features into the

14 Utah Futures website {~~—on or before November 30, 2012—~~} ;

2. Page 2, Lines 53 through 55:

53 (2) {~~—On or before November 30, 2012, the~~ } The Utah Futures Steering Committee shall

54 ensure as funding allows and is feasible, that Utah Futures will:

55 (a) allow a student user to:

3. Page 3, Lines 84 through 86:

84 (3) On or before May 15, 2012, the State Board of Education, in consultation with the

85 Utah Futures Steering Committee, {~~shall~~ } may select
 {~~at least one~~ } a technology provider, through a

86 request for proposals process, to provide technology and support for Utah Futures.

Representative Hughes motion to amend passed on a voice vote.

1st Sub. S.B. 290, as amended, passed on the following roll call:

Yeas, 57; Nays, 12; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Arent	Barlow	Briscoe	Butterfield
Chavez–Houck	Christensen	Cosgrove	Cox
D Brown	Daw	Dee	Doughty
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	M Brown	Mathis
McCay	McIff	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Poulson	Powell	Ray
Sandstrom	Sanpei	Snow	Vickers
Watkins	Webb	Wheatley	Wiley
Lockhart			

Voting in the negative were: Representatives

Anderson	Barrus	Bird	Frank
Herrod	Menlove	Perry	Sagers
Sumsion	V Peterson	Wilson	Wright

Absent or not voting were: Representatives

Dougall	Draxler	Litvack	Pitcher
Seelig	Wilcox		

1st Sub. S.B. 290, as amended, was returned to the Senate for further consideration.

* * *

On motion of Representative M. Brown, the House voted to uncircle **S.B. 62**.

S.B. 62, CIGARETTE RESTRICTED ACCOUNT REVISIONS, *Hillyard*, was before the House on its final passage. Representative M. Brown commented.

Representative Dougall commented.

S.B. 62 passed on the following roll call:

Yeas, 39; Nays, 35; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Bird	Briscoe
Butterfield	Chavez–Houck	Cosgrove	Dee
Doughty	Draxler	Edwards	Eliason
Greenwood	Harper	Hendrickson	Hughes
Hutchings	Ipson	King	Kiser
Last	Litvack	M Brown	McIff
Menlove	Moss	Nielson	Painter
Perry	Poulson	Powell	Ray
Sagers	Sanpei	Seelig	Snow
Vickers	Watkins	Webb	

Voting in the negative were: Representatives

Barlow	Barrus	Christensen	Cox
D Brown	Daw	Dougall	Duckworth
Dunnigan	Fisher	Frank	Froerer
Galvez	Gibson	Grover	Handy
Hemingway	Herrod	Ivory	J Peterson
Mathis	McCay	Morley	Newbold
Noel	Oda	Pitcher	Sandstrom
V Peterson	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting was: Representative Sumsion

S.B. 62 was signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

CONFERENCE COMMITTEE REPORT

Madam Speaker:

March 8, 2012

The Joint Conference Committee comprised of Senators S. Urquhart, J. Stevenson, and K. Mayne, and Representatives D. Ipson, M. Brown, and C. Watkins, recommends **1st Sub. S.B. 284**, CONCURRENT ENROLLMENT AMENDMENTS, by Senator S. Urquhart, with the following amendments:

1. After line 149, insert the following:

(d) If a concurrent enrollment course is taught through video conferencing, a state institution of higher education may only charge up to \$15 per credit hour for the concurrent enrollment course for which the student receives credit.
2. On line 150, delete “(d)” and insert “(e)”.
3. On line 153, delete “(e)” and insert “(f)”

Sen. S. Urquhart

Rep. D. Ipson

Report filed. On motion of Representative Ipson, the House voted to adopt the Conference Committee Report.

1st Sub. S.B. 284, as amended, passed on the following roll call:

Yeas, 51; Nays, 21; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Arent	Butterfield	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Edwards	Eliason	Frank	Galvez
Gibson	Greenwood	Grover	Hemingway
Hendrickson	Herrod	Hughes	Ipson
Ivory	J Peterson	King	Kiser
Last	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Sagers	Sandstrom
Sanpei	Snow	V Peterson	Vickers
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Chavez–Houck	Cosgrove	Cox

Duckworth	Dunnigan	Fisher	Handy
Harper	Hutchings	Litvack	Pitcher
Poulson	Powell	Ray	Seelig
Watkins			

Absent or not voting were: Representatives

Christensen Froerer Sumsion

1st Sub. S.B. 284 was transmitted to the Senate for signature of the President.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, the House voted to lift **S.B. 210, S.B. 30, S.B. 209, S.B. 255, S.B. 260, and S.B. 248** to the top of the Third Reading Calendar.

* * *

On motion of Representative Dee, and at 9:30 p.m., the House voted to recess until for 10 minutes.

Speaker Lockhart called the House to order at 9:45 p.m.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 8, 2012

The Senate passed, **H.B. 496, MENTAL HEALTH PRACTICE ACT REVISIONS**, by Representative P. Ray, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: March 8, 2012

The Senate passed, as amended, **2nd Sub. H.B. 216, POLITICAL SUBDIVISION RESIDENTIAL RENTAL AMENDMENTS**, by Representative K. Sumsion, and it is transmitted for further consideration; and

The Senate substituted and passed, **Senate 5th Sub. H.B. 493**, CAMPAIGN FINANCE DISCLOSURE AMENDMENTS, by Representative K. Powell, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

* * *

Madam Speaker:

March 8, 2012

The Senate refuses to recede from its amendments to **H.B. 513**, EARLY INTERVENTION PROGRAM, by Representative M. Newbold, and has appointed a Conference Committee consisting of Senators H. Stephenson, S. Urquhart, and K. Mayne to meet with a like committee from the House on this bill.

Leslie O. McLean
Secretary of the Senate

Communication filed. On motion of Representative Newbold, the House voted to authorize the Speaker to appoint a conference committee. Speaker Lockhart appointed Representatives Newbold, Dee, and Hendrickson.

THIRD READING CALENDAR

S.B. 210, PROCESS SERVER AMENDMENTS, *Senator Urquhart*, was read the third time by short title and placed on its final passage. Representative Snow explained the bill.

Representative Perry proposed Amendment 3:

1. Page 2, Line 38a
Senate 2nd Reading Amendments 3-1-2012

38a not arrest anyone pursuant to a bench warrant ← § .

- (a) While serving process, a private investigator shall:
 - (i) have on the investigator's person a visible form of credentials and identification identifying:
 - (A) the person by name;
 - (B) the person as a licensed private investigator; and
 - (C) the name and address of the agency employing the investigator or, if the investigator is self-employed, the address of the investigator's place of business.

(ii) verbally communicate to the person being served that the investigator is acting as a process server; and

(iii) print on the first page of each document served:

(A) the investigator's name and identification as a private investigator; and

(B) the address and phone number for the investigator's place of business.

(b) A private investigator may not use physical force or cause a breach of the peace while serving or attempting to serve process.

(c) A complaint regarding a private investigator serving process may be made to and investigated by the Sheriff of the county where the incident being complained of occurred. If the Sheriff determines the complaint is credible, the Sheriff may restrict or prohibit a licensed private investigator from serving any or all types of process within the county.

Representatives Hemingway and Oda commented. Representative Perry's motion to amend passed on a voice vote.

Representatives Daw, King, Hemingway, and Froerer commented.

S.B. 210, as amended, passed on the following roll call:

Yeas, 38; Nays, 36; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Chavez–Houck
Cox	D Brown	Dee	Dougall
Draxler	Dunnigan	Eliason	Fisher
Froerer	Galvez	Greenwood	Grover
Handy	Hughes	Ipson	Ivory
J Peterson	King	Last	Litvack
Mathis	Morley	Nielson	Painter
Pitcher	Ray	Sagers	Sandstrom
Seelig	Snow	Webb	Wilcox
Wilson	Wright		

Voting in the negative were: Representatives

Arent	Bird	Briscoe	Butterfield
Christensen	Cosgrove	Daw	Doughty
Duckworth	Edwards	Frank	Gibson
Harper	Hemingway	Hendrickson	Herrod
Hutchings	Kiser	M Brown	McCay

McIff	Menlove	Moss	Newbold
Noel	Oda	Perry	Poulson
Powell	Sanpei	Sumsion	V Peterson
Watkins	Wheatley	Wiley	Lockhart

Absent or not voting was: Representative
Vickers

S.B. 210, as amended, was returned to the Senate for further consideration.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 8, 2012

The Senate passed, **H.B. 339**, ELECTION BALLOT AMENDMENTS, by Representative S. Eliason, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 401**, OFF-HIGHWAY VEHICLE REVISIONS, by Representative P. Painter, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker: March 8, 2012

The Senate passed, as amended, **2nd Sub. H.B. 76**, PHARMACY AUDIT RIGHTS, by Representative E. Vickers, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 88**, CUSTODY AMENDMENTS, by Representative R. Wilcox, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 448**, CUSTODY MODIFICATIONS, by Representative G. Hughes, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 491**, MIDTERM VACANCY AMENDMENTS, by Representative J. Dougall, and it is transmitted for further consideration.

Leslie McLean
Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

* * *

Madam Speaker:

March 8, 2012

The Senate concurred in the House amendments and passed **S.B. 258**, UNDERAGE DRINKING PREVENTION CAMPAIGN, by Senator L. Hillyard, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 282**, CREDIT FOR VETERAN TRAINING, by Senator T. Weiler, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **4th Sub. S.J.R. 8**, JOINT RESOLUTION ON PROPERTY TAX EXEMPTION FOR MILITARY PERSONNEL, by Senator L. Robles, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

INTRODUCTION OF BILL

H.B. 3, Appropriations Adjustments (M. Brown), was read the first time by short title and referred to the Rules Committee.

CONCURRENCE CALENDAR

On motion of Representative Morley, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 503**, CONSTRUCTION AMENDMENTS.

2nd Sub. H.B. 503, as amended by the Senate, passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

- | | | | |
|-------------|-----------|-------------|--------------|
| Anderson | Arent | Barlow | Barrus |
| Bird | Briscoe | Butterfield | Chavez–Houck |
| Christensen | Cosgrove | Cox | D Brown |
| Daw | Dee | Dougall | Doughty |
| Draxler | Duckworth | Dunnigan | Edwards |
| Eliason | Fisher | Frank | Froerer |

Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
Ray

2nd Sub. H.B. 503, as amended by the Senate, transmitted to the Senate for signature of President.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, the House voted to lift **1st Sub. S.B. 138** to top of the Senate Third Reading Calendar and to lift **S.B. 128** from the Rules Committee, read it the second time by short title and place it at the bottom of the Senate Third Reading Calendar.

CONCURRENCE CALENDAR

On motion of Representative Menlove, the House voted to concur in the Senate amendments to **5th Sub. H.B. 272**, PILOT PROGRAM FOR AUTISM SPECTRUM DISORDERS SERVICES.

5th Sub. H.B. 272, as amended by the Senate, passed on the following roll call:

Yeas, 70; Nays, 5; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards

Eliason	Fisher	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McIff	Menlove
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Frank	Herrod	McCay	Morley
Sumsion			

5th Sub. H.B. 272, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Sumsion, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 216**, POLITICAL SUBDIVISION RESIDENTIAL RENTAL AMENDMENTS.

2nd Sub. H.B. 216, as amended by the Senate, passed on the following roll call:

Yeas, 73; Nays, 2; Absent or not voting, 0.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser

Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Newbold Nielson

2nd Sub. H.B. 216, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Powell, the House voted to concur in the Senate amendments to **5th Sub. H.B. 493**, CAMPAIGN FINANCE DISCLOSURE AMENDMENTS.

5th Sub. H.B. 493, as amended by the Senate, passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers

Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives
Seelig Watkins

5th Sub. H.B. 493, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Ray, the House voted to concur in the Senate amendments to **H.B. 44**, THEFT AMENDMENTS.

H.B. 44, as amended by the Senate, passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
Briscoe

H.B. 44, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Vickers, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 76**, PHARMACY AUDIT RIGHTS.

2nd Sub. H.B. 76, as amended by the Senate, passed on the following roll call:

Yeas, 73; Nays, 1; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative was: Representative Nielson

Absent or not voting was: Representative Briscoe

2nd Sub. H.B. 76, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Hughes, the House voted to concur in the Senate amendments to **H.B. 448**, CUSTODY MODIFICATIONS.

H.B. 448, as amended by the Senate, passed on the following roll call:

Yeas, 68; Nays, 5; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Butterfield
Chavez–Houck	Christensen	Cosgrove	Cox
D Brown	Daw	Dee	Dougall
Doughty	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Pitcher	Poulson	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Anderson	Bird	Greenwood	Perry
Powell			

Absent or not voting were: Representatives

Briscoe	Last
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H.B. 448, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Dougall, the House voted to concur in the Senate amendments to **H.B. 491**, MIDTERM VACANCY AMENDMENTS.

H.B. 491, as amended by the Senate, passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative

Briscoe

H.B. 491, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Wilcox, the House voted to concur in the Senate amendments to **H.B. 88**, CUSTODY AMENDMENTS.

H.B. 88, as amended by the Senate, passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty

Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
Hutchings

H.B. 88, as amended by the Senate, transmitted to the Senate for signature of President.

COMMUNICATION FROM THE SENATE

Madam Speaker: March 8, 2012

The Senate adopted the Joint Conference Committee Report dated March 8, 2012, and passed **H.B. 44**, THEFT AMENDMENTS, by Representative P. Ray, and it is transmitted for further consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed.

CONFERENCE COMMITTEE REPORT

Madam Speaker: March 8, 2012

The Joint Conference Committee comprised of Senators D. Thatcher, A. Osmond, and B. McAdams, and Representatives P. Ray, R. C. Webb, and B. King, recommends **H.B. 44**, THEFT AMENDMENTS, by Representative

P. Ray, be replaced and favorably recommends **2nd Sub. H.B. 44**, THEFT AMENDMENTS.

Sen. D. Thatcher

Rep. P. Ray

Report filed. On motion of Representative Ray, the House voted to adopt the Conference Committee Report.

2nd Sub. H.B. 44 passed on the following roll call:

Yeas, 69; Nays, 1; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Ipson	Ivory	J Peterson
King	Last	Litvack	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wilson	Wright
Lockhart			

Voting in the negative was: Representative Wiley

Absent or not voting were: Representatives

Hughes	Hutchings	Kiser	M Brown
Mathis			

2nd Sub. H.B. 44 was transmitted to the Senate for signature of the President.

THIRD READING CALENDAR

1st Sub. S.B. 138, HEALTH INSURANCE MANDATE ACCOUNTABILITY AMENDMENTS, *Senator Weiler*, was read the third time

by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Vickers explained the bill.

Representative Gibson commented.

1st Sub. S.B. 138 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Hutchings	Litvack	M Brown	Seelig
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1st Sub. S.B. 138 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

UNFINISHED BUSINESS

On motion of Representative Dougall, the House voted to uncircle **S.B. 217**.

S.B. 217, MATH MATERIALS ACCESS IMPROVEMENT GRANT, *Senator Osmond*, was before the House on its final passage.

On motion of Representative Dougall, the House voted to delete **S.B. 217** in title and body and insert **1st Sub. S.B. 217** in lieu thereof.

Representative Dougall explained the bill.

1st Sub. S.B. 217, as amended, passed on the following roll call:

Yeas, 47; Nays, 27; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Cox
D Brown	Daw	Dee	Dougall
Draxler	Dunnigan	Edwards	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Harper	Herrod	Hughes
Hutchings	Ipson	J Peterson	Kiser
M Brown	Mathis	McCay	McIff
Morley	Newbold	Noel	Oda
Painter	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	Vickers	Webb	Wilcox
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Arent	Bird	Briscoe	Butterfield
Chavez–Houck	Cosgrove	Doughty	Duckworth
Eliason	Fisher	Handy	Hemingway
Hendrickson	Ivory	King	Last
Litvack	Menlove	Moss	Nielson
Perry	Pitcher	Poulson	V Peterson
Watkins	Wheatley	Wiley	

Absent or not voting was: Representative Christensen

1st Sub. S.B. 217, as amended, was returned to the Senate for further consideration.

THIRD READING CALENDAR

S.B. 30, ADMINISTRATIVE RULES REAUTHORIZATION, *Senator Stephenson*, was read the third time by short title and placed on its final passage.

Representative Oda proposed Amendment 1:

1. Page 1, Line 22 through Page 2, Line 28

22 Be it enacted by the Legislature of the state of Utah:

- 23 Section 1. Rules reauthorized.
- 24 All rules of Utah state agencies are reauthorized {~~except for the following:~~
- 25 ~~(1) R477-6-5, Human Resource Management, Administration, Compensation,~~
- 26 ~~Incentive Awards; and~~
- 27 ~~(2) R277-419-5 (E-Exceptions), Education, Administration, Pupil Accounting, Student~~
- 28 ~~Membership } .~~

Representative Oda’s motion to amend passed on a voice vote.

Representative Oda explained the bill.

S.B. 30, as amended, passed on the following roll call:

Yeas, 59; Nays, 12; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Cosgrove
D Brown	Daw	Dee	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Hendrickson	Hughes	Hutchings
Ipson	Ivory	King	Kiser
Last	Litvack	M Brown	McCay
Menlove	Moss	Newbold	Nielson
Noel	Oda	Perry	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wilcox
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Anderson	Christensen	Cox	Harper
Hemingway	J Peterson	Mathis	Morley
Pitcher	Seelig	Wheatley	Wiley

Absent or not voting were: Representatives

Dougall	Herrod	McIff	Painter
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S.B. 30, as amended, was returned to the Senate for further consideration.

* * *

1st Sub. S.B. 209, RETENTION OF OUTSIDE COUNSEL, EXPERT WITNESSES, AND LITIGATION SUPPORT SERVICES, *Senator Adams*, was read the third time by short title and placed on its final passage. Representative D. Brown explained the bill.

1st Sub. S.B. 209 passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Hughes	Hutchings	Ipson	Ivory
J Peterson	Kiser	Last	Litvack
M Brown	Mathis	McCay	McCliff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Herrod	King	Painter
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1st Sub. S.B. 209 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 255, VEHICLE SALVAGE AMENDMENTS, *Senator Bramble*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Ipson explained the bill.

S.B. 255 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	M Brown
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wheatley	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

Dougall	Herrod	Litvack	Seelig
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S.B. 255 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

1st Sub. S.B. 260, AUTOMOBILE SALVAGE AMENDMENTS, Senator Urquhart, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Ipson explained the bill.

1st Sub. S.B. 260 passed on the following roll call:

Yeas, 70; Nays, 2; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen

Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Herrod	Hughes	Hutchings
Ipson	Ivory	J Peterson	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Barrus Hendrickson

Absent or not voting were: Representatives

Dougall M Brown Seelig

1st Sub. S.B. 260 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

1st Sub. S.B. 248, SMART SCHOOL TECHNOLOGY ACT, *Senator Stevenson*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing.

On motion of Representative Handy, the House voted to delete **1st Sub. S.B. 248** in title and body and insert **2nd Sub. S.B. 248** in lieu thereof.

Representative Handy explained the bill.

2nd Sub. S.B. 248 passed on the following roll call:

Yeas, 57; Nays, 16; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Chavez–Houck	Christensen	Cosgrove	Cox

D Brown	Dee	Doughty	Draxler
Duckworth	Dunnigan	Fisher	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Hughes	Hutchings	Ipson	Ivory
J Peterson	Last	Litvack	M Brown
Mathis	McIff	Morley	Moss
Newbold	Noel	Oda	Painter
Perry	Pitcher	Poulson	Ray
Sagers	Sandstrom	Seelig	Snow
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Bird	Briscoe	Butterfield	Daw
Edwards	Eliason	Frank	Herrod
Kiser	McCay	Menlove	Nielson
Powell	Sanpei	Sumsion	V Peterson

Absent or not voting were: Representatives

Dougall	King
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2nd Sub. S.B. 248, as amended, was returned to the Senate for further consideration.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 8, 2012

The Senate passed, **H.B. 462**, CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS, by Representative J. Briscoe, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 476**, AMENDMENTS TO GOVERNMENT, by Representative D. Ipson, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker:

March 8, 2012

The Senate passed, as amended, **2nd Sub. H.B. 194**, INVOLUNTARY FEEDING AND HYDRATION OF INMATES, by Representative D. Brown, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 505**, AGRICULTURAL CODE AMENDMENTS, by Representative B. Galvez, and it is transmitted for further consideration.

Leslie McLean

Secretary of the Senate

Communications filed. The bills were placed on the Concurrence Calendar.

THIRD READING CALENDAR

2nd Sub. S.B. 85, MEDICAID COST CONTROL AMENDMENTS, *Senator Christensen*, was read the third time by short title and placed on its final passage. Representative Dunnigan explained the bill.

Representative Ray proposed Amendment 1:

1. Page 4, Line 88:

Delete "psychotropic drug" and insert "sedative hypnotic"

Representative Ray's motion to amend passed on a voice vote.

Representatives Arent, King, and Vickers commented.

2nd Sub. S.B. 85, as amended, passed on the following roll call:

Yeas, 64; Nays, 10; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Butterfield	Chavez-Houck	Christensen
Cosgrove	Cox	D Brown	Daw
Dee	Doughty	Draxler	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	Kiser	Last

M Brown	Mathis	McIff	Menlove
Morley	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright

Voting in the negative were: Representatives

Briscoe	Dougall	Duckworth	Hendrickson
King	Litvack	McCay	Moss
Ray	Lockhart		

Absent or not voting was: Representative
Seelig

2nd Sub. S.B. 85, as amended, was returned to the Senate for further consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Dougall, the House voted to reconsider its action on **1st Sub. S.B. 217**.

RECONSIDERATION OF 1ST SUB. S.B. 217

1st Sub S.B. 217, MATH MATERIALS ACCESS IMPROVEMENT GRANT, was before the House for reconsideration.

Representative Dougall proposed Amendment 1:

1. Page 3, Lines 70 through 75

70 (a) administer and maintain the adaptive performance assessment program developed

71 by the content developer as required in Subsection (4)(d);
(b) have a license to sell a mathematics textbook developed under this section, to a person outside of Utah;

72 ~~{-(b)} (c)~~ pay 50% of the net proceeds from a sale under Subsection (5)(b) as a royalty to the

73 State of Utah to be deposited in the Education Fund; and

74 ~~{-(e)}~~ (d) provide ongoing updates of a mathematics textbook developed under this section.

75 under the direction of the board.

Representative Dougall's motion to amend passed on a voice vote.

1st Sub. S.B. 217, as amended, passed on the following roll call:

Yeas, 47; Nays, 27; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Cox
D Brown	Daw	Dee	Dougall
Draxler	Dunnigan	Edwards	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Harper	Herrod	Hughes
Hutchings	Ipson	J Peterson	Kiser
M Brown	Mathis	McCay	McIff
Morley	Newbold	Noel	Oda
Painter	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	Vickers	Webb	Wilcox
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Arent	Bird	Briscoe	Butterfield
Chavez-Houck	Cosgrove	Doughty	Duckworth
Eliason	Fisher	Handy	Hemingway
Hendrickson	Ivory	King	Last
Litvack	Menlove	Moss	Nielson
Perry	Pitcher	Poulson	V Peterson
Watkins	Wheatley	Wiley	

Absent or not voting was: Representative Christensen

1st Sub. S.B. 217 , as amended, was returned to the Senate for further consideration.

UNFINISHED BUSINESS

On motion of Representative Galvez, the House voted to uncircle **S.B. 61**.

S.B. 61, INVASIVE SPECIES AMENDMENTS, *Senator Okerlund*, was before the House on its final passage.

Representative Galvez proposed Amendment 3:

- 1. Page 3, Line 82
Senate 3rd Reading Amendments 2–17–2012

82 Rehabilitation \$1,000,000
To Department of Agriculture
From Invasive Species Mitigation Fund \$1,000,000
Schedule of Programs:
Invasive species mitigation \$1,000,000

Representative Galvez motion to amend passed on a voice vote.

S.B. 61, as amended, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Cosgrove	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Christensen	Dunnigan	Gibson	Hughes
Moss			

S.B. 61, as amended, was returned to the Senate for further consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, under suspension of the rules, the House voted to lift **H.B. 3** and **H.B. 8** from the Rules Committee, read them the second time by short title and placed at the top of the House Third Reading Calendar.

* * *

On motion of Representative Dee, under suspension of the rules, the House voted to move to the House Third Reading Calendar.

THIRD READING CALENDAR

H.B. 3, APPROPRIATIONS ADJUSTMENTS, *M. Brown*, was read the third time by short title and placed on its final passage.

Representative Litvack proposed Amendment 3:

1. Page 20, Line 733:
Between lines 733 and 734 insert:
“ITEM 101A To Department of Human Services – Division of
Services for People with Disabilities
From General Fund, One-time 1,390,000
From Revenue Transfers – Medicaid 3,236,400
Schedule of Programs:
Community Supports Waiver 4,626,400

ITEM 101B To Department of Human Services – Division of
Child and Family Services
From General Fund, One-time (1,390,000)
From Federal Funds 1,390,000”

Representatives M. Brown, Edwards, and Gibson commented.
Representative Litvack’s motion to amend passed on a voice vote.

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Representative Hutchings proposed Amendment 4:

1. Page 7, Line 250:
Between lines 250 and 251 insert:
“Item 32A To Utah Department of Corrections – Programs
and Operations
From Beginning Nonlapsing Appropriation Balances (750,000)

Schedule of Programs:
Department Executive Director (750,000)”

- 2. Page 8, Line 266:
Between lines 266 and 267 insert:
“From Beginning Nonlapsing Balances – Department of Corrections 750,000”
- 3. Page 8, Line 268:
Between lines 268 and 269 insert:
“Correctional Facilities 750,000
The Legislature intends that funds be used for the operation of youth receiving centers in Blanding and Cedar City for FY 2013.”

Representative Hutchings motion to amend passed on a voice vote.

~ ~ ~

Representative Ray proposed a verbal amendment as follows:

- 1. Page 26, Line 969–971:
Delete lines 969–971 and insert “General Financial Literacy Understanding Credit Program”

Representatives M. Brown and Hutchings commented. Representative Ray’s motion to amend failed to pass on the following roll call:

Yeas, 17; Nays, 56; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Cosgrove	Greenwood	Herrod	Hutchings
J Peterson	Last	Mathis	McCay
Perry	Powell	Ray	Sumsion
Vickers	Webb	Wheatley	Wilcox
Lockhart			

Voting in the negative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cox	D Brown	Daw
Dee	Dougall	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Eliason
Fisher	Frank	Froerer	Galvez
Gibson	Grover	Handy	Harper

Hemingway	Hendrickson	Hughes	Ipson
Ivory	Kiser	Litvack	M Brown
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Pitcher	Poulson	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Watkins	Wiley	Wilson	Wright

Absent or not voting were: Representatives

King McIff

H.B. 3, as amended, passed on the following roll call:

Yeas, 69; Nays, 5; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	Menlove
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Frank McCay Morley Ray

Sumsion

Absent or not voting was: Representative

McIff

H.B. 3 was transmitted to the Senate for its consideration.

* * *

H.B. 8, REVENUE BOND AND CAPITAL FACILITIES AMENDMENTS, *Froerer*, was read the third time by short title and placed on its final passage.

Representative Froerer proposed Amendment 1:

- 1. Page 16, Line 483:
Delete “parking structure” and insert “building”

Representative Froerer’s motion to amend passed on a voice vote.

Representative Harper commented.

H.B. 8, as amended, passed on the following roll call:

Yeas, 50; Nays, 22; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
Butterfield	Chavez–Houck	Christensen	Cox
Daw	Dee	Doughty	Draxler
Duckworth	Dunnigan	Edwards	Fisher
Frank	Froerer	Gibson	Greenwood
Grover	Handy	Hemingway	Hendrickson
Hutchings	Ipson	J Peterson	King
Kiser	Last	Litvack	M Brown
McIff	Menlove	Moss	Nielson
Noel	Pitcher	Poulson	Powell
Sagers	Sanpei	Seelig	Snow
V Peterson	Vickers	Watkins	Webb
Wilson	Lockhart		

Voting in the negative were: Representatives

Anderson	Bird	Cosgrove	Dougall
Eliason	Galvez	Harper	Herrod
Ivory	McCay	Morley	Newbold
Oda	Painter	Perry	Ray
Sandstrom	Sumsion	Wheatley	Wilcox
Wiley	Wright		

Absent or not voting were: Representatives

D Brown	Hughes	Mathis
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H.B. 8, as amended, was transmitted to the Senate for its consideration.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

March 8, 2012

The Senate passed, **H.B. 198**, GROWING OF FOOD, by Representative C. Herrod, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 233**, POLITICAL PARTY REGISTRATION AMENDMENTS, by Representative J. Nielson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 357**, GUARDIAN AD LITEM AMENDMENTS, by Representative L. Christensen, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 388**, UNEMPLOYMENT INSURANCE EXEMPTION, by Representative J. Peterson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 389**, STUDENT EDUCATION OCCUPATION PLAN AMENDMENTS, by Representative M. Newbold, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 461**, ABORTION WAITING PERIOD, by Representative S. Eliason, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 472**, INTERNATIONAL RELATIONS AND TRADE COMMISSION AMENDMENTS, by Representative E. Hutchings, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.C.R. 12**, CONCURRENT RESOLUTION URGING CONGRESS TO TRANSFER NAVAJO TRUST FUND MONEY, by Representative M. Noel, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker:

March 8, 2012

The Senate passed, as amended, **H.B. 241**, FOSTER CARE AND KINSHIP PLACEMENT AMENDMENTS, by Representative C. Watkins, and it is transmitted for further consideration; and

The Senate passed, as amended, **H.B. 339**, ELECTION BALLOT AMENDMENTS, by Representative S. Eliason, and it is transmitted for further consideration; and

The Senate substituted and passed, **Senate 2nd Sub. H.B. 367**, TRUST LANDS AMENDMENTS, by Representative M. Noel, and it is transmitted for further consideration.

Leslie McLean

Secretary of the Senate

Communication filed. The bill was placed on the Concurrence Calendar.

* * *

Madam Speaker:

March 8, 2012

The Senate concurred in the House amendments and passed **S.B. 210**, PROCESS SERVER AMENDMENTS, by Senator S. Urquhart, and it is transmitted for the signature of the Speaker; and

The Senate adopted the Joint Conference Committee Report dated March 8, 2012, and passed **1st Sub. S.B. 284**, CONCURRENT ENROLLMENT AMENDMENTS, by Senator S. Urquhart, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 290**, UTAH FUTURES PROGRAM, by Senator H. Stephenson, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.J.R. 3**, JOINT RESOLUTION – MASTER STUDY, by Senator S. Jenkins, and it is transmitted for the signature of the Speaker.

Leslie O. McLean

Secretary of the Senate

Communications filed. The bills were signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

COMMUNICATION FROM THE SENATE

Madam Speaker:

March 8, 2012

The Senate adopted the Joint Conference Committee Report dated March 8, 2012, and passed **1st Sub. H.B. 513**, EARLY INTERVENTION PROGRAM, by Representative M. Newbold, and it is transmitted for further consideration.

Leslie O. McLean
Secretary of the Senate

Communication filed.

CONFERENCE COMMITTEE REPORT

Madam Speaker:

March 8, 2012

The Joint Conference Committee comprised of Senators H. Stephenson, S. Urquhart, and K. Mayne, and Representatives M. Newbold, B. Dee, and N. Hendrickson, recommends **H.B. 513**, EARLY INTERVENTION PROGRAM, by Representative M. Newbold, be replaced and favorably recommends **1st Sub. H.B. 513**, EARLY INTERVENTION PROGRAM.

Sen. H. Stephenson
Rep. M. Newbold

Report filed. On motion of Representative Newbold, the House voted to adopt the Conference Committee Report.

1st Sub. H.B. 513 passed on the following roll call:

Yeas, 56; Nays, 14; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
Chavez–Houck	Christensen	Cosgrove	Cox
D Brown	Dee	Dougall	Draxler
Dunnigan	Edwards	Eliason	Fisher
Froerer	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Hutchings	Ipson	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McCliff
Menlove	Moss	Newbold	Noel
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Vickers	Watkins
Webb	Wheatley	Wiley	Lockhart

Voting in the negative were: Representatives

Anderson	Bird	Duckworth	Frank
Galvez	Gibson	Ivory	Morley
Nielson	Oda	Sumsion	V Peterson
Wilson	Wright		

Absent or not voting were: Representatives

Butterfield	Daw	Doughty	Painter
Wilcox			

1st Sub. H.B. 513 was transmitted to the Senate for signature of the President.

CONCURRENCE CALENDAR

On motion of Representative D. Brown, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 194, INVOLUNTARY FEEDING AND HYDRATION OF INMATES.**

2nd Sub. H.B. 194, as amended by the Senate, passed on the following roll call:

Yeas, 63; Nays, 10; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Christensen	Cosgrove
Cox	D Brown	Daw	Dee
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Frank	Froerer	Galvez
Gibson	Greenwood	Grover	Handy
Harper	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
Kiser	Last	Litvack	M Brown
Mathis	McCay	McIff	Menlove
Moss	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	V Peterson
Vickers	Watkins	Webb	Wilcox
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Anderson	Chavez-Houck	Dougall	Doughty
Hemingway	Morley	Newbold	Sumsion
Wheatley	Wiley		

Absent or not voting were: Representatives

Fisher King

2nd Sub. H.B. 194, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Galvez, the House voted to concur in the Senate amendments to **H.B. 505**, AGRICULTURAL CODE AMENDMENTS.

H.B. 505, as amended by the Senate, passed on the following roll call:

Yeas, 72; Nays, 0; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Seelig	Snow	Sumsion	V Peterson
Watkins	Webb	Wheatley	Wilcox
Wiley	Wilson	Wright	Lockhart

Absent or not voting were: Representatives

Hutchings Litvack Vickers

H.B. 505, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Watkins, the House voted to concur in the Senate amendments to **H.B. 241**, FOSTER CARE AND KINSHIP PLACEMENT AMENDMENTS.

H.B. 241, as amended by the Senate, passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
M Brown	Mathis	McIff	Menlove
Morley	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting were: Representatives

Hutchings	Litvack	McCay	Moss
Vickers			

H.B. 241, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Eliason, the House voted to concur in the Senate amendments to **H.B. 339**, ELECTION BALLOT AMENDMENTS.

H.B. 339, as amended by the Senate, passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown

Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory
J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives

Hutchings Vickers

H.B. 339, as amended by the Senate, transmitted to the Senate for signature of President.

* * *

On motion of Representative Noel, the House voted to concur in the Senate amendments to **2nd Sub. H.B. 367**, TRUST LANDS AMENDMENTS.

2nd Sub. H.B. 367, as amended by the Senate, passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Ipson	Ivory

J Peterson	King	Kiser	Last
Litvack	M Brown	Mathis	McCay
McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Seelig	Snow	Sumsion
V Peterson	Vickers	Watkins	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
Hutchings

2nd Sub. H.B. 367, as amended by the Senate, transmitted to the Senate for signature of President.

THIRD READING CALENDAR

S.B. 247, CONSERVATION DISTRICT AMENDMENTS, *Senator Hinkins*, was read the third time by short title and placed on its final passage

S.B. 247 passed on the following roll call:

Yeas, 73; Nays, 0; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Gibson	Greenwood	Grover	Handy
Harper	Hemingway	Hendrickson	Herrod
Hughes	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei

Seelig	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Absent or not voting were: Representatives
Galvez Hutchings

S.B. 247 was signed by the Speaker and returned to the Senate for signature of President.

THIRD READING CALENDAR

S.B. 285, EDUCATION CONTRIBUTION ON TAX RETURNS, *Senator Thatcher*, was read the third time by short title and placed on its final passage.

On motion of Representative Hughes, the House voted to circle **S.B. 285**.

* * *

S.B. 259, POLICE SERVICE K-9 RIGHTS, *Senator Adams*, was read the third time by short title and placed on its final passage. This bill did not have a House standing committee hearing. Representative Wilson explained the bill.

S.B. 259 passed on the following roll call:

Yeas, 74; Nays, 0; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez-Houck
Christensen	Cosgrove	Cox	D Brown
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers

Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Webb
Wheatley	Wilcox	Wiley	Wilson
Wright	Lockhart		

Absent or not voting was: Representative
Watkins

S.B. 259 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

COMMUNICATION FROM THE SENATE

Madam Speaker:

March 8, 2012

The Senate passed, **H.J.R. 21**, JOINT RESOLUTION ON STATE HEALTH INSURANCE, by Representative B. Dee, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communication filed. The bill was signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

THIRD READING CALENDAR

1st Sub. S.B. 272, PROPERTY TAX RATE AMENDMENTS, *Senator McAdams*, was read the third time by short title and placed on its final passage. Representative Hughes explained the bill.

1st Sub. S.B. 272 passed on the following roll call:

Yeas, 71; Nays, 2; Absent or not voting, 2.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack

M Brown	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
Pitcher	Poulson	Powell	Ray
Sagers	Sandstrom	Sanpei	Seelig
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wilcox	Wiley
Wilson	Wright	Lockhart	

Voting in the negative were: Representatives

Anderson Mathis

Absent or not voting were: Representatives

D Brown Wheatley

1st Sub. S.B. 272 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

MISCELLANEOUS BUSINESS

Representative Dee made a motion to lift **2nd Sub. S.C.R. 13** to the top of the Senate Third Reading Calendar and it failed on a voice vote

THIRD READING CALENDAR

S.B. 231, DISPOSAL OF SURPLUS PROPERTY BY THE LEGISLATURE, *Senator Bramble*, was read the third time by short title and placed on its final passage. Representative Dougall explained the bill.

S.B. 231 passed on the following roll call:

Yeas, 70; Nays, 2; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Anderson	Barlow	Barrus	Bird
Briscoe	Butterfield	Chavez–Houck	Christensen
Cosgrove	Daw	Dee	Dougall
Doughty	Draxler	Duckworth	Edwards
Eliason	Fisher	Frank	Froerer
Galvez	Gibson	Greenwood	Grover
Handy	Harper	Hemingway	Hendrickson
Herrod	Hughes	Hutchings	Ipson
Ivory	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis

McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Oda	Painter	Perry	Pitcher
Poulson	Powell	Ray	Sagers
Sandstrom	Sanpei	Seelig	Snow
Sumsion	V Peterson	Vickers	Watkins
Webb	Wilcox	Wiley	Wilson
Wright	Lockhart		

Voting in the negative were: Representatives

Arent Cox

Absent or not voting were: Representatives

D Brown Dunnigan Wheatley

S.B. 231 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

COMMUNICATION FROM THE SENATE

Madam Speaker:

March 8, 2012

The Senate passed, **H.B. 3**, APPROPRIATIONS ADJUSTMENTS, by Representative M. Brown, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean

Secretary of the Senate

Communication filed. The bill was signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

THIRD READING CALENDAR

1st Sub. S.B. 182, EXPUNGEMENT OF DRUG OFFENSES, *Senator Stephenson*, was read the third time by short title and placed on its final passage. Representative Hughes explained the bill.

1st Sub. S.B. 182 passed on the following roll call:

Yeas, 71; Nays, 0; Absent or not voting, 4.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	Daw

Dee	Dougall	Doughty	Draxler
Duckworth	Edwards	Eliason	Fisher
Frank	Froerer	Galvez	Gibson
Greenwood	Grover	Handy	Harper
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	J Peterson
King	Kiser	Last	Litvack
M Brown	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	Pitcher	Poulson	Powell
Ray	Sagers	Sandstrom	Sanpei
Snow	Sumsion	V Peterson	Vickers
Watkins	Webb	Wilcox	Wiley
Wilson	Wright	Lockhart	

Absent or not voting were: Representatives

D Brown	Dunnigan	Seelig	Wheatley
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1st Sub. S.B. 182 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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1st Sub. S.B. 2211, REVENUE AND TAX AMENDMENTS, *Senator Bramble*, was read the third time by short title and placed on its final passage. Representative Painter explained the bill.

1st Sub. S.B. 221 passed on the following roll call:

Yeas, 69; Nays, 5; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Barrus
Bird	Briscoe	Chavez–Houck	Christensen
Cosgrove	D Brown	Daw	Dougall
Doughty	Draxler	Duckworth	Dunnigan
Edwards	Eliason	Fisher	Frank
Froerer	Galvez	Gibson	Greenwood
Grover	Handy	Harper	Hemingway
Hendrickson	Herrod	Hughes	Hutchings
Ipson	J Peterson	King	Kiser
Last	Litvack	M Brown	Mathis

McIff	Menlove	Morley	Moss
Newbold	Nielson	Noel	Oda
Painter	Perry	Pitcher	Poulson
Powell	Ray	Sagers	Sandstrom
Sanpei	Snow	Sumsion	V Peterson
Vickers	Watkins	Webb	Wheatley
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Butterfield	Cox	Dee	Ivory
McCay			

Absent or not voting was: Representative

Seelig

1st Sub. S.B. 2211 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

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S.C.R. 7, CONCURRENT RESOLUTION APPROVING THE INTERLOCAL AGREEMENT, *Senator Osmond*, was read the third time by short title and placed on its final passage. Representative Newbold explained the bill.

S.C.R. 7 passed on the following roll call:

Yeas, 48; Nays, 26; Absent or not voting, 1.

Voting in the affirmative were: Representatives

Anderson	Arent	Barlow	Briscoe
Chavez-Houck	Cosgrove	Cox	D Brown
Daw	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Fisher
Froerer	Grover	Handy	Hemingway
Hendrickson	Hutchings	Ipson	King
Kiser	Last	Litvack	M Brown
McIff	Menlove	Moss	Newbold
Nielson	Perry	Poulson	Powell
Ray	Sagers	Sanpei	Snow
Vickers	Watkins	Webb	Wheatley
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Barrus	Bird	Butterfield	Christensen
Dee	Dougall	Frank	Galvez

Gibson	Greenwood	Harper	Herrod
Hughes	Ivory	J Peterson	Mathis
McCay	Morley	Noel	Oda
Painter	Pitcher	Sandstrom	Sumsion
V Peterson	Wilcox		

Absent or not voting was: Representative Seelig

S.C.R. 7 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: March 8, 2012

The President of the Senate has signed **H.B. 2**, NEW FISCAL YEAR SUPPLEMENTAL APPROPRIATIONS ACT, by Representative M. Brown, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 8**, REVENUE BOND AND CAPITAL FACILITIES AMENDMENTS, by Representative G. Froerer, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 9**, STATE AGENCY AND HIGHER EDUCATION COMPENSATION APPROPRIATIONS, by Representative M. Brown, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **2nd Sub. H.B. 206**, CURRICULUM OPTIONS FOR SECONDARY SCHOOL STUDENTS, by Representative D. Ipson, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **2nd Sub. H.B. 354**, ALCOHOLIC BEVERAGE AMENDMENTS, by Representative R. Wilcox, and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 395**, FIREARMS AMENDMENTS, by Representative S. Sandstrom, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 397**, CHARTER SCHOOL START-UP AMENDMENTS, by Representative B. Dee, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 400**, TRAUMATIC HEAD AND SPINAL CORD INJURY REHABILITATION FUND, by Representative E. Hutchings, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **H.B. 414**, SCHOOL BONDING FOR SEISMIC PURPOSES, by Representative G. Froerer, and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 434**, PHARMACY PRACTICE ACT MODIFICATIONS, by Representative E. Vickers, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **6th Sub. H.B. 502**, INCORPORATION AMENDMENTS, by Representative M. Brown, and it is transmitted for the signature of the Speaker; and

The President of the Senate has signed **1st Sub. H.B. 514**, PUBLIC AND HIGHER EDUCATION TECHNOLOGY AMENDMENTS, by Representative M. Newbold, and it is transmitted for the signature of the Speaker; and

The Senate passed, **2nd Sub. H.B. 44**, THEFT AMENDMENTS, by Representative P. Ray, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **2nd Sub. H.B. 76**, PHARMACY AUDIT RIGHTS, by Representative E. Vickers, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 88**, CUSTODY AMENDMENTS, by Representative R. Wilcox, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **2nd Sub. H.B. 194**, INVOLUNTARY FEEDING AND HYDRATION OF INMATES, by Representative D. Brown, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 241**, FOSTER CARE AND KINSHIP PLACEMENT AMENDMENTS, by Representative C. Watkins, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **1st Sub. H.B. 252**, PEACE OFFICER STANDARDS AND TRAINING AMENDMENTS, by Representative R. Greenwood, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **5th Sub. H.B. 272**, PILOT PROGRAM FOR AUTISM SPECTRUM DISORDERS SERVICES, by Representative R. Menlove, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 316**, DIVORCE WAITING PERIOD AMENDMENTS, by Representative V. Peterson, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **2nd Sub. H.B. 367**, TRUST LANDS AMENDMENTS, by Representative M. Noel, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 448**, CUSTODY MODIFICATIONS, by Representative G. Hughes, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 472**, INTERNATIONAL RELATIONS AND TRADE COMMISSION AMENDMENTS, by Representative E. Hutchings, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **H.B. 491**, MIDTERM VACANCY AMENDMENTS, by Representative J. Dougall, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **5th Sub. H.B. 493**, CAMPAIGN FINANCE DISCLOSURE AMENDMENTS, by Representative K. Powell, which has been signed by the President and it is transmitted for the signature of the Speaker; and

The Senate passed, **2nd Sub. H.B. 503**, CONSTRUCTION AMENDMENTS, by Representative M. Morley, which has been signed by the President and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and referred to staff for enrolling and transmission to the Governor.

* * *

Madam Speaker:

March 8, 2012

The Senate concurred in the House amendments and passed **S.B. 30**, ADMINISTRATIVE RULES REAUTHORIZATION, by Senator H. Stephenson, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **S.B. 61**, INVASIVE SPECIES AMENDMENTS, by Senator R. Okerlund, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **2nd Sub. S.B. 85**, MEDICAID COST CONTROL AMENDMENTS, by Senator A. Christensen, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **1st Sub. S.B. 217**, MATH MATERIALS ACCESS IMPROVEMENT GRANT, by Senator A. Osmond, and it is transmitted for the signature of the Speaker; and

The Senate concurred in the House amendments and passed **2nd Sub. S.B. 248**, SMART SCHOOL TECHNOLOGY ACT, by Senator J. Stevenson, and it is transmitted for the signature of the Speaker.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were signed by the Speaker and returned to the Senate for signature of the President, enrolling, and transmission to the Governor.

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Madam Speaker:

March 12, 2012

I am directed to inform the House of Representatives that the Senate on this day struck the enacting clause on the following House Bills and Resolutions:

2nd Sub. H.B. 26	Purchasing from Community Rehabilitation Programs Amendments (Rep. M. Poulson)
3rd Sub. H.B. 49	Firearms Revisions (Rep. P. Ray)
H.B. 50	Repeal of Election Campaign Fund and Related Tax Return Designation (Rep. J. Dougall)
H.B. 57	Age Difference in Sexual Offenses (Rep. R. Greenwood)
3rd Sub. H.B. 67	Storm Water Capture Amendments (Rep. F. Cox)
H.B. 70	Air Quality Task Force (Rep. P. Arent)
2nd Sub. H.B. 87	Billboard Revisions (Rep. M. Brown)
H.B. 90	Public Meetings During Party Caucuses (Rep. K. Powell)
1st Sub. H.B. 91	Utah Enabling Act Litigation (Rep. K. Sumsion)
1st Sub. H.B. 101	Tax Credits for Employing a Homeless Person (Rep. B. King)
H.B. 140	Vehicle Checkpoint Amendments (Rep. D. Butterfield)
H.B. 150	Underground Petroleum Storage Tank Financial Viability Study (Rep. S. Eliason)

- H.B. 184** Study of Regulatory Environment for Alcohol Policy
(Rep. D. Litvack)
- H.B. 215** Labor Related Amendments (Rep. M. Morley)
- 1st Sub. H.B. 224** Political Subdivisions – Report of Receipts of Federal
Money (Rep. K. Ivory)
- 1st Sub. H.B. 231** Guardianship Amendments (Rep. K. Powell)
- 1st Sub. H.B. 236** Alimony Modifications (Rep. S. Sandstrom)
- H.B. 238** Expunged Records Amendments (Rep. R. Greenwood)
- H.B. 283** State Stores Pilot Program for Days of Sale of Liquor
(Rep. P. Arent)
- 1st Sub. H.B. 284** Regents’ Scholarship Program Amendments
(Rep. J. Dougall)
- H.B. 288** Impact Fee Amendments (Rep. M. Morley)
- 1st Sub. H.B. 304** Access to Voter Date of Birth Records (Rep. R. Edwards)
- 1st Sub. H.B. 320** Utility Facility Siting (Rep. D. Sagers)
- H.B. 325** Motor Fuel Marketing Act Reauthorization
(Rep. D. Ipson)
- H.B. 336** Electronic High School Amendments (Rep. S. Sandstrom)
- H.B. 337** Open Government Amendments (Rep. J. Dougall)
- H.B. 338** Election Amendments (Rep. S. Eliason)
- 3rd Sub. H.B. 350** Payroll Deduction Amendments (Rep. B. Daw)
- H.B. 351** Opt Out of Executive Order on White House Rural
Council (Rep. K. Ivory)
- H.B. 364** School District Financial Reporting Amendments
(Rep. J. Dougall)
- H.B. 368** Abandonment or Forfeiture of Water Rights
(Rep. B. Galvez)
- H.B. 369** Adjudication of Water Rights (Rep. J. Briscoe)
- H.B. 372** Utah Code – Official Version (Rep. V. L. Snow)
- H.B. 382** Constitutional Defense Council – Posting of Public
Information (Rep. K. Ivory)
- H.B. 392** Charter School Funding Revisions (Rep. S. Sandstrom)
- H.B. 405** Jury Service Amendments (Rep. C. Watkins)
- H.B. 415** Protection of Athletes with Head Injuries Act
(Rep. P. Ray)
- H.B. 420** Parent Education Initiative (Rep. S. Eliason)
- H.B. 421** Local District Dissolution (Rep. D. McCay)
- H.B. 430** Classified School Employee Amendments (Rep. B. Last)
- H.B. 433** Expanded Uses of School District Property Tax Revenue
(Rep. K. McIff)
- 1st Sub. H.B. 452** Family Expenses Amendments (Rep. S. Sandstrom)

- H.B. 456** Traffic Violations Around School Buses (Rep. B. Wilson)
H.B. 458 Wastewater System Amendments (Rep. P. Painter)
H.B. 465 Inmate Medical Donation Act (Rep. S. Eliason)
H.B. 467 Sovereign Lands Management Account Appropriation
(Rep. M. Noel)
H.B. 478 Economic Development Through Sports Promotion
(Rep. B. Dee)
H.B. 482 Severance Tax Funding for Certain Programs
(Rep. K. Ivory)
H.B. 486 Water and Irrigation Amendments (Rep. N. Hendrickson)
1st Sub. H.B. 487 Hospice Pharmacy Dispensing of Medication
(Rep. C. Herrod)
H.B. 490 Asset Protection Trusts (Rep. D. Brown)
H.B. 492 Training of School Nurses (Rep. P. Ray)
H.B. 511 Eminent Domain of Federal Land (Rep. K. Sumsion)
H.B. 515 Upstart Amendments (Rep. M. Newbold)
H.C.R. 1 Concurrent Resolution – Letter to Federal Government
(Rep. C. Herrod)
H.C.R. 3 Concurrent Resolution on Airport Security
(Rep. K. Ivory)
H.C.R. 10 Provo Canal Title Transfer Concurrent Resolution
(Rep. S. Handy)
H.C.R. 14 Concurrent Resolution Supporting Education Regarding,
and Prevention of, Chronic Obstructive Pulmonary
Disease (Rep. E. Hutchings)
H.C.R. 15 Concurrent Resolution on Obesity (Rep. S. Barlow)
H.J.R. 2 Joint Resolution on World Class Curriculum
(Rep. M. Poulson)
H.J.R. 9 Joint Resolution on Monetary Declaration
(Rep. B. Galvez)
H.J.R. 12 Joint Resolution on Property Tax Exemption for Certain
Military Personnel (Rep. S. Sandstrom)
H.J.R. 16 Joint Resolution – Judicial Service Commendation
(Rep. K. McIff)
H.J.R. 19 Joint Resolution on Intent Language (Rep. F. Gibson)
H.J.R. 20 House Joint Resolution on Hearing Impairment
(Rep. R. Edwards)

H.J.R. 22 Joint Rules Resolution on Compensation and Expense Reimbursements (Rep. B. Dee)

Leslie O. McLean
Secretary of the Senate

Communication filed.

RULES COMMITTEE REPORTS

Madam Speaker: March 12, 2012

I am directed to inform the House of Representatives that the House Committee on Rules has struck the enacting clause on the following House Bills and Resolutions from the 2012 General Session:

2nd Sub H.B. 24	Health Insurance for Schools (Rep. J. Bird)
H.B. 30	Unemployment Insurance Amendments (Rep. J. Peterson)
1st Sub. H.B. 41	Property Taxation of Business Personal Property (Rep. P. Painter)
H.B. 54	Prescription Drug Access in Rural Areas (Rep. D. Pitcher)
1st Sub. H.B. 56	Condominium Amendments (Rep. D. Litvack)
H.B. 58	Changes to Amendments Incorporated into State Construction Code (Rep. J. Peterson)
H.B. 59	Alcoholic Beverage Control Act – Liquor Revenues for Public Education (Rep. J. Bird)
2nd Sub. H.B. 63	Mobile Home Park Residency Act Amendments (Rep. Janice Fisher)
1st Sub. H.B. 64	Amendments to Public Employee Health Care (Rep. B. Doughty)
H.B. 65	College and Career Counseling for High School Students (Rep. P. Arent)
2nd Sub. H.B. 66	Deferred Deposit Lending Amendments (Rep. B. Daw)
H.B. 69	Insurance Coverage for Autism Spectrum Disorders (Rep. R. Menlove)
H.B. 71	Vehicle Window Tint Amendments (Rep. D. Butterfield)
H.B. 77	Construction Procurement Using Construction Manager/General Contractor (Rep. S. Sandstrom)
H.B. 79	Enticing a Minor Amendments (Rep. R. C. Webb)
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- H.R. 2** House Rules Resolution on Committee Organization and
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- H.R. 4** House Rules Resolution Limiting Number of Bill Files
(Rep. C. Frank)

These bills and resolutions are returned to staff for filing.

Sandy D. Tenney
Chief Clerk

Report filed.

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Mr. President:

March 8, 2012

I am directed to inform the Utah State Senate that the House Committee on Rules has struck the enacting clause on the following Senate Bills and Resolutions:

- S.B. 10** College and Career Readiness Assessment
(Sen. M. Dayton)
- S.B. 24** Research Tax Credit Amendments (Sen. J. Valentine)
- S.B. 31** Classroom Size Amendments (Sen. K. Morgan)
- S.B. 109** Assault Amendments (Sen. A. Osmond)
- 1st Sub. S.B. 112** Multi-channel Video or Audio Service Tax Amendments
(Sen. W. Niederhauser)
- 2nd Sub. S.B. 119** Alcoholic Beverage Control Act Sampling Amendments
(Sen. R. Romero)
- S.B. 128** Wireless Telephone Use Restriction for Minors in
Vehicles (Sen. R. Romero)
- S.B. 167** Children's Justice Center Program Amendments
(Sen. R. Okerlund)
- S.B. 190** Research and Development Amendments
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- 1st Sub. S.B. 206** Warrant Process Amendments (Sen. S. Jenkins)
- S.B. 216** Digital Safety for Utah Secondary Schools
(Sen. A. Osmond)
- S.B. 227** Youth Court Amendments (Sen. J. Stevenson)
- S.B. 285** Education Contribution on Tax Returns
(Sen. D. Thatcher)

- S.B. 289** K – 3 Reading Program Technology
(Sen. J. S. Adams)
- 2nd Sub. S.C.R. 13** Concurrent Resolution on Common Core Standards
(Sen. A. Osmond)

These bills and resolutions are returned to the Senate for filing.

Sandy D. Tenney,
Chief Clerk

Report filed.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, the House voted to strike the enacting clause on all Senate and House bills and resolutions remaining on the House and Senate calendars and with the House Rules Committee.

On motion of Representative Dee, the House authorized the Speaker to appoint a committee to wait upon the Governor and inform His Excellency that the House of Representatives has finished its business and is prepared to adjourn sine die. Speaker Lockhart appointed Representatives Kiser, Newbold, and Chavez–Houck.

On motion of Representative Litvack, the House authorized the Speaker to appoint a committee to notify the Senate and inform that Honorable Body that the House of Representatives has completed its business and is prepared to adjourn sine die. Speaker Lockhart appointed Representatives Morley, Herrod, and Poulson.

Speaker Lockhart directed Sandy Tenney to read, revise and make minor corrections to the daily House Journals and be responsible for certifying the indexed and bound copy as the accurate record of the proceedings of the 2012 General Session of the Fifty–Ninth Legislature.

Senators Van Tassell, Romero, and Osmond formally notified the House of Representatives that the Senate had completed its business and was prepared to adjourn sine die.

Representative Morley informed the House of Representatives that her committee has waited upon the Senate and informed them that the House of Representatives has completed its business and is prepared to adjourn sine die.

Representative Kiser informed the House of Representatives that his committee, with a like committee from the Senate, has notified the Governor that the Legislature has completed its business and is prepared to adjourn sine die.

Governor Gary R. Herbert addressed the House of Representatives.

On motion of Representative Dee, and at 12:15 a.m., the 2012 General Session of the Fifty-ninth Legislature adjourned sine die.

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Assigned to standing committee	107
Read the second time	159
Read the third time	215
Transmitted to the Senate	216
Signed by the Speaker and transmitted to the Governor	1012

H.B. 39 — AMENDMENT TO UTAH OPTOMETRY PRACTICE ACT (<i>J. Dunnigan</i>)	
Read the first time by short title and referred to the Rules Committee.	97
Assigned to standing committee	106
Amendments	143
Read the second time	143
Read the third time	195
Circled	195
Uncircled	200
Substituted	200
Transmitted to the Senate	201
Transmitted to the Senate	373
Placed on Concurrence Calendar	368
Concurrence	372
Signed by the Speaker and transmitted to the Governor	421
H.B. 40 — GAMBLING AMENDMENTS (<i>D. Ipson</i>)	
Read the first time by short title and referred to the Rules Committee.	97
Assigned to standing committee	107
Read the second time	159
Read the third time	217
Transmitted to the Senate	217
Signed by the Speaker and transmitted to the Governor	429
H.B. 41 — PROPERTY TAXATION OF BUSINESS PERSONAL PROPERTY (<i>P. Painter</i>)	
Read the first time by short title and referred to the Rules Committee.	97
Assigned to standing committee	108
Substituted	590
Read the second time	591
Read the third time	788
Failed	1178
Transmitted to the Senate	789
Enacting Clause Stricken	1336
H.B. 42 — PERMANENT COMMUNITY IMPACT FUND BOARD GRANTS (<i>P. Painter</i>)	
Read the first time by short title and referred to the Rules Committee.	97
Assigned to standing committee	108
Read the second time	127
Read the third time	161
Transmitted to the Senate	162
Signed by the Speaker and transmitted to the Governor	274
H.B. 43 — BARBER, COSMETOLOGIST, ESTHETICIAN, ELECTROLOGIST, AND NAIL TECHNICIAN ACT AMENDMENTS (<i>J. Dunnigan</i>)	
Read the first time by short title and referred to the Rules Committee.	97
Read the second time	105
Read the third time	132
Transmitted to the Senate	132
Returned to the Senate	405
Placed on Concurrence Calendar	393
Concurrence	404
Signed by the Speaker and transmitted to the Governor	445

H.B. 44 — THEFT AMENDMENTS (*P. Ray*)

Read the first time by short title and referred to the Rules Committee	97
Assigned to standing committee	107
Read the second time	187
Read the third time	343
Circled	343
Uncircled	447
Transmitted to the Senate	448
Placed on Concurrence Calendar	1217
Refuse to Concur	1234
Conference Committee appointed	1263
Concurrence	1295
Substituted	1299
Joint Conference Committee Report	1300
Signed by the Speaker and transmitted to the Governor	1331

H.B. 45 — STATE FIRE CODE AMENDMENTS (*J. Dunnigan*)

Read the first time by short title and referred to the Rules Committee	97
Read the second time	105
Read the third time	133
Transmitted to the Senate	133, 333
Placed on Concurrence Calendar	304
Concurrence	332
Signed by the Speaker and transmitted to the Governor	367

H.B. 46 — ELECTRONIC PERSONAL MEDICAL RECORDS (*R. Menlove*)

Read the first time by short title and referred to the Rules Committee	97
Assigned to standing committee	106
Substituted	145
Amendments	145
Read the second time	145
Read the third time	197
Amendments	197
Transmitted to the Senate	200
Placed on Concurrence Calendar	1064
Concurrence	1090
Signed by the Speaker and transmitted to the Governor	1122

H.B. 47 — REPORTING ABUSE OF A VULNERABLE ADULT (*C. Moss*)

Read the first time by short title and referred to the Rules Committee	98
Read the second time	105
Read the third time	136
Circled	136
Uncircled	141
Transmitted to the Senate	142
Signed by the Speaker and transmitted to the Governor	275

H.B. 48 — COALITION OF ENERGY PRODUCING STATES (<i>R. Barrus</i>)	
Read the first time by short title and referred to the Rules Committee	98
Assigned to standing committee	107
Amendments	148
Read the second time	148
Read the third time	202
Amendments	202
Transmitted to the Senate	204
Placed on Concurrence Calendar	429
Concurrence	433
Transmitted to the Senate	433
Signed by the Speaker and transmitted to the Governor	474
H.B. 49 — FIREARMS REVISIONS (<i>P. Ray</i>)	
Read the first time by short title and referred to the Rules Committee	98
Assigned to standing committee	107
Substituted	224
Read the second time	224
Read the third time	411
Circled	411
Uncircled	625
Amendments	625
Transmitted to the Senate	627
Enacting Clause Stricken	1333
H.B. 50 — REPEAL OF ELECTION CAMPAIGN FUND AND RELATED TAX RETURN DESIGNATION (<i>J. Dougall</i>)	
Read the first time by short title and referred to the Rules Committee	98
Assigned to standing committee	108
Read the second time	127
Read the third time	164
Transmitted to the Senate	165
Enacting Clause Stricken	1333
H.B. 51 — MEDICAL SPECIALITY PRACTICE ACT AMENDMENTS (<i>E. Vickers</i>)	
Read the first time by short title and referred to the Rules Committee	98
Assigned to standing committee	106
Amendments	146
Read the second time	146
Read the third time	201
Amendments	201
Transmitted to the Senate	202
Placed on Concurrence Calendar	431
Concurrence	453
Returned to the Senate	454
Signed by the Speaker and transmitted to the Governor	504

H.B. 52 — NOTORIOUS CRIMINAL ACTIVITY AMENDMENTS (<i>R. C. Webb</i>)	
Read the first time by short title and referred to the Rules Committee.	98
Assigned to standing committee	107
Read the first time	270
Amendments	270
Read the second time	270
Substituted	270
Read the third time	513
Circled	513, 539
Uncircled	539, 551
Amendments	551
Read the third time	539
Transmitted to the Senate	554
Signed by the Speaker and transmitted to the Governor	1012
H.B. 53 — UTAH EDUCATION NETWORK AMENDMENTS (<i>R. Menlove</i>)	
Read the first time by short title and referred to the Rules Committee.	98
Assigned to standing committee	106
Substituted	145
Amendments	145
Read the second time	145
Read the third time	196
Amendments	196
Transmitted to the Senate	197
Signed by the Speaker and transmitted to the Governor	421
Action taken by the Governor	676
H.B. 54 — PRESCRIPTION DRUG ACCESS IN RURAL AREAS (<i>D. Pitcher</i>)	
Read the first time by short title and referred to the Rules Committee.	98
Assigned to standing committee	106
Returned to Rules Committee	945
Enacting Clause Stricken	1336
H.B. 55 — HEALTH CARE ASSOCIATED INFECTIONS (<i>J. Draxler</i>)	
Read the first time by short title and referred to the Rules Committee.	98
Assigned to standing committee	106
Amendments	146
Read the second time	146
Read the third time	202
Circled	202
Uncircled	220
Amendments	220
Transmitted to the Senate	221
Signed by the Speaker and transmitted to the Governor	1215
H.B. 56 — CONDOMINIUM AMENDMENTS (<i>D. Litvack</i>)	
Read the first time by short title and referred to the Rules Committee.	98
Assigned to standing committee	106
Substituted	945
Returned to Rules Committee	945
Enacting Clause Stricken	1336

H.B. 57 — AGE DIFFERENCE IN SEXUAL OFFENSES (<i>R. Greenwood</i>)	
Read the first time by short title and referred to the Rules Committee.	98
Assigned to standing committee	107
Read the second time	271
Read the third time	513
Transmitted to the Senate	514
Enacting Clause Stricken	1333
H.B. 58 — CHANGES TO AMENDMENTS INCORPORATED INTO STATE CONSTRUCTION CODE (<i>J. Peterson</i>)	
Read the first time by short title and referred to the Rules Committee.	98
Assigned to standing committee	107
Returned to Rules Committee	973
Enacting Clause Stricken	1336
H.B. 59 — ALCOHOLIC BEVERAGE CONTROL ACT – LIQUOR REVENUES FOR PUBLIC EDUCATION (<i>J. Bird</i>)	
Read the first time by short title and referred to the Rules Committee.	98
Assigned to standing committee	681
Read the second time	869
Enacting Clause Stricken	1336
H.B. 60 — PROCEEDS FROM FEDERAL GRANTS FOR MINERS' HOSPITAL (<i>C. Watkins</i>)	
Read the first time by short title and referred to the Rules Committee.	98
Assigned to standing committee	107
Read the second time	160
Read the third time	217
Transmitted to the Senate	218
Signed by the Speaker and transmitted to the Governor	421
H.B. 61 — PORTABLE ELECTRONICS INSURANCE RELATED AMENDMENTS (<i>T. Kiser</i>)	
Read the first time by short title and referred to the Rules Committee.	99
Assigned to standing committee	106
Substituted	206
Read the second time	206
Read the third time	406
Amendments	407
Transmitted to the Senate	409
Returned to the Senate	622
Placed on Concurrence Calendar	635
Concurrence	669
Signed by the Speaker and transmitted to the Governor	594 , 703
H.B. 62 — PROVISIONS REGARDING SCHOOL SUPPLIES (<i>K. Powell</i>)	
Read the first time by short title and referred to the Rules Committee.	99
Assigned to standing committee	124
Amendments	174
Read the second time	174
Read the third time	339
Amendments	340
Transmitted to the Senate	341
Placed on Concurrence Calendar	547
Concurrence	604
Signed by the Speaker and transmitted to the Governor	633

H.B. 63 — MOBILE HOME PARK RESIDENCY ACT AMENDMENTS (<i>Janice Fisher</i>)	
Read the first time by short title and referred to the Rules Committee.	99
Assigned to standing committee	171
Substituted	945
Returned to Rules Committee	945
Enacting Clause Stricken	1336
H.B. 64 — AMENDMENTS TO PUBLIC EMPLOYEE HEALTH CARE (<i>B. Doughty</i>)	
Read the first time by short title and referred to the Rules Committee.	99
Substituted	422
Assigned to standing committee	423
Returned to Rules Committee	946
Enacting Clause Stricken	1336
H.B. 65 — COLLEGE AND CAREER COUNSELING FOR HIGH SCHOOL STUDENTS (<i>P. Arent</i>)	
Read the first time by short title and referred to the Rules Committee.	99
Assigned to standing committee	124
Read the second time	206
Read the third time	409
Amendments	409
Failed	409
Filed	410
Enacting Clause Stricken	1336
H.B. 66 — DEFERRED DEPOSIT LENDING AMENDMENTS (<i>B. Daw</i>)	
Read the first time by short title and referred to the Rules Committee.	99
Assigned to standing committee	321
Substituted	946
Returned to Rules Committee	946
Enacting Clause Stricken	1336
H.B. 67 — STORMWATER CAPTURE AMENDMENTS (<i>F. Cox</i>)	
Read the first time by short title and referred to the Rules Committee.	99
Assigned to standing committee	108
Substituted	685
Read the second time	685
Placed on calendar	897
Read the third time	935
Transmitted to the Senate	936
Enacting Clause Stricken	1333
H.B. 68 — POWERSPORT VEHICLE FRANCHISE ACT AMENDMENTS (<i>D. Sagers</i>)	
Read the first time by short title and referred to the Rules Committee.	115
Assigned to standing committee	108, 125
Read the second time	226
Read the third time	448
Circled	449
Uncircled	454, 511
Circled	454
Transmitted to the Senate	512
Placed on Concurrence Calendar	919
Concurrence	987
Signed by the Speaker and transmitted to the Governor	1031

H.B. 69 — INSURANCE COVERAGE FOR AUTISM SPECTRUM DISORDERS (<i>R. Menlove</i>)	
Read the first time by short title and referred to the Rules Committee.	99
Enacting Clause Stricken	1336
H.B. 70 — AIR QUALITY TASK FORCE (<i>P. Arent</i>)	
Read the first time by short title and referred to the Rules Committee.	99
Assigned to standing committee	125
Read the second time	175
Read the third time	342
Transmitted to the Senate	343
Enacting Clause Stricken	1333
H.B. 71 — VEHICLE WINDOW TINT AMENDMENTS (<i>D. Butterfield</i>)	
Read the first time by short title and referred to the Rules Committee.	99
Assigned to standing committee	108
Returned to Rules Committee	964
Enacting Clause Stricken	1336
H.B. 72 — WASTE TIRE AMENDMENTS (<i>N. Hendrickson</i>)	
Read the first time by short title and referred to the Rules Committee.	99
Assigned to standing committee	125
Amendments	260
Read the second time	260
Read the third time	511
Circled	511
Uncircled	555
Amendments	555
Transmitted to the Senate	557
Placed on Concurrence Calendar	1152
Concurrence	1159
Signed by the Speaker and transmitted to the Governor	1177
H.B. 73 — PRENEED FUNERAL INSURANCE FILINGS (<i>S. Barlow</i>)	
Read the first time by short title and referred to the Rules Committee.	99
Assigned to standing committee	124
Read the second time	173
Read the third time	194
Transmitted to the Senate	195
Signed by the Speaker and transmitted to the Governor	367
H.B. 74 — EMINENT DOMAIN AMENDMENTS (<i>M. Noel</i>)	
Read the first time by short title and referred to the Rules Committee.	99
Assigned to standing committee	172
Substituted	363
Read the second time	363
Read the third time	565
Amendments	565
Transmitted to the Senate	567
Signed by the Speaker and transmitted to the Governor	1012
Enacting Clause Stricken	1335

H.B. 75 — PROPERTY TAXATION OF LOW-INCOME HOUSING (<i>J. Draxler</i>)	
Read the first time by short title and referred to the Rules Committee.	99
Assigned to standing committee	125
Substituted	227
Read the second time	227
Read the third time	451
Amendments	452
Transmitted to the Senate	452
Placed on Concurrence Calendar	979
Concurrence	1043
Signed by the Speaker and transmitted to the Governor	1086
H.B. 76 — PHARMACY AUDIT RIGHTS (<i>E. Vickers</i>)	
Read the first time by short title and referred to the Rules Committee.	99
Assigned to standing committee	182
Substituted	382
Read the second time	382
Read the third time	584
Circled	584
Uncircled	700
Substituted	700
Circled	700
Uncircled	719
Transmitted to the Senate	720
Placed on Concurrence Calendar	1290
Concurrence	1296
Signed by the Speaker and transmitted to the Governor	1331
H.B. 77 — CONSTRUCTION PROCUREMENT USING CONSTRUCTION MANAGER/GENERAL CONTRACTOR (<i>S. Sandstrom</i>)	
Read the first time by short title and referred to the Rules Committee.	100
Enacting Clause Stricken	1336
H.B. 78 — UTAH DIVISION OF CONSUMER PROTECTION AMENDMENTS (<i>D. Brown</i>)	
Read the first time by short title and referred to the Rules Committee.	100
Assigned to standing committee	173
Amendments	253
Read the second time	253
Read the third time	495
Transmitted to the Senate	496
Placed on Concurrence Calendar	919
Concurrence	988
Signed by the Speaker and transmitted to the Governor	1031
H.B. 79 — ENTICING A MINOR AMENDMENTS (<i>R. C. Webb</i>)	
Read the first time by short title and referred to the Rules Committee.	100
Assigned to standing committee	172
Returned to Rules	247
Enacting Clause Stricken	1336

H.B. 80 — REORGANIZATION OF ADMINISTRATIVE SUPPORT FUNCTIONS IN STATE	
AGENCIES (<i>W. Harper</i>)	
Read the first time by short title and referred to the Rules Committee.	115
Substituted	320
Assigned to standing committee	321
Amendments	414
Read the second time	414
Read the third time	628
Transmitted to the Senate	629
Placed on Concurrence Calendar	1065
Concurrence	1091
Signed by the Speaker and transmitted to the Governor	1122
H.B. 81 — CITY OR TOWN OPTION SALES AND USE TAX AMENDMENTS (<i>B. Dee</i>)	
Read the first time by short title and referred to the Rules Committee.	116
Assigned to standing committee	183
Amendments	227
Read the second time	227
Read the third time	454
Substituted	455
Circled	455
Uncircled	581
Transmitted to the Senate	582
Signed by the Speaker and transmitted to the Governor	979
H.B. 82 — ARCHITECT'S LICENSING REVISIONS (<i>J. Nielson</i>)	
Read the first time by short title and referred to the Rules Committee.	116
Assigned to standing committee	172
Read the second time	227
Read the third time	451
Circled	451
Uncircled	494
Transmitted to the Senate	495
Signed by the Speaker and transmitted to the Governor	756
H.B. 83 — REIMBURSEMENT OF LEGAL FEES AND COSTS TO OFFICERS AND EMPLOYEES ACT AMENDMENTS (<i>B. Dee</i>)	
Read the first time by short title and referred to the Rules Committee.	116
Assigned to standing committee	182
Returned to Rules Committee	973
Enacting Clause Stricken	1336
H.B. 84 — TEACHER LICENSING (<i>G. Hughes</i>)	
Read the first time by short title and referred to the Rules Committee.	116
Assigned to standing committee	182
Returned to Rules Committee	949
Enacting Clause Stricken	1336

H.B. 85 — FORENSIC PHLEBOTOMY (*V. Peterson*)

Read the first time by short title and referred to the Rules Committee.	134
Assigned to standing committee	182
Read the second time	246
Read the third time	277
Transmitted to the Senate	278
Signed by the Speaker and transmitted to the Governor	546

H.B. 86 — POSTING OF TRESPASS (*J. Mathis*)

Read the first time by short title and referred to the Rules Committee.	134
Assigned to standing committee	172
Amendments	225
Read the second time	225
Read the third time	448
Transmitted to the Senate	448
Signed by the Speaker and transmitted to the Governor	978

H.B. 87 — BILLBOARD REVISIONS (*M. Brown*)

Read the first time by short title and referred to the Rules Committee.	134
Assigned to standing committee	206
Substituted	546
Read the second time	546
Read the third time	780
Circled	781
Uncircled	812
Substituted	813
Amendments	813
Transmitted to the Senate	813
Enacting Clause Stricken	1333

H.B. 88 — CUSTODY AMENDMENTS (*R. Wilcox*)

Read the first time by short title and referred to the Rules Committee.	134
Assigned to standing committee	205
Amendments	247
Read the second time	247
Read the third time	458
Transmitted to the Senate	459
Placed on Concurrence Calendar	1290
Concurrence	1298
Signed by the Speaker and transmitted to the Governor	1331

H.B. 89 — OPEN POLITICAL CAUCUS MEETINGS (*K. Powell*)

Read the first time by short title and referred to the Rules Committee.	149
Enacting Clause Stricken	1336

H.B. 90 — PUBLIC MEETINGS DURING PARTY CAUCUSES (*K. Powell*)

Read the first time by short title and referred to the Rules Committee.	160
Assigned to standing committee	273
Amendments	315
Read the second time	315
Read the third time	554
Amendments	554
Transmitted to the Senate	555
Enacting Clause Stricken	1333

H.B. 91 — UTAH ENABLING ACT LITIGATION (*K. Sumson*)

Read the first time by short title and referred to the Rules Committee.	161
Substituted	423
Assigned to standing committee	423
Amendments	619
Read the second time	619
Read the third time	889
Circled	889
Uncircled	892
Transmitted to the Senate	893
Enacting Clause Stricken	1333

H.B. 92 — BOATING REVISIONS (*R. Greenwood*)

Read the first time by short title and referred to the Rules Committee.	161
Assigned to standing committee	223
Substituted	317
Read the second time	317
Read the third time	349
Transmitted to the Senate	350
Signed by the Speaker and transmitted to the Governor	1157

H.B. 93 — CHILD SUPPORT – HEALTH INSURANCE FOR CHILDREN WITH DISABILITIES
(*R. Edwards*)

Read the first time by short title and referred to the Rules Committee.	161
Assigned to standing committee	427
Returned to Rules Committee	946
Enacting Clause Stricken	1336

H.B. 94 — GOVERNMENT COMPETITION WITH PRIVATE ENTERPRISE (*J. Anderson*)

Read the first time by short title and referred to the Rules Committee.	161
Assigned to standing committee	302
Amendments	366
Returned to Rules Committee	366
Enacting Clause Stricken	1337

H.B. 95 — RETAIL SALE OF TOBACCO PRODUCTS (*P. Ray*)

Read the first time by short title and referred to the Rules Committee.	161
Assigned to standing committee	223
Substituted	289
Amendments	289
Read the second time	289
Read the third time	516
Amendments	516
Transmitted to the Senate	517
Placed on Concurrence Calendar	978
Concurrence	989
Signed by the Speaker and transmitted to the Governor	1031

H.B. 96 — PROHIBITION OF SALE OR USE OF CERTAIN SOFTWARE PROGRAMS (<i>P. Arent</i>)	
Read the first time by short title and referred to the Rules Committee.	176
Assigned to standing committee	249
Substituted	383
Amendments	383
Read the second time	383
Read the third time	586
Transmitted to the Senate	587
Signed by the Speaker and transmitted to the Governor	918
H.B. 97 — RACKETEERING AMENDMENT (<i>J. Seelig</i>)	
Read the first time by short title and referred to the Rules Committee.	192
Assigned to standing committee	223
Read the second time	316
Read the third time	348
Transmitted to the Senate	349
Signed by the Speaker and transmitted to the Governor	643
H.B. 98 — CONTINUOUS ELIGIBILITY FOR MEDICAID (<i>D. Sanpei</i>)	
Read the first time by short title and referred to the Rules Committee.	176
Assigned to standing committee	248
Read the second time	299
Read the third time	522
Transmitted to the Senate	523
Signed by the Speaker and transmitted to the Governor	979
H.B. 99 — BACKGROUND CHECK FEE EXEMPTION FOR FIREARM PURCHASE (<i>B. Galvez</i>)	
Read the first time by short title and referred to the Rules Committee.	176
Assigned to standing committee	248
Amendments	316
Read the second time	316
Read the third time	557
Transmitted to the Senate	557
Placed on Concurrence Calendar	1152
Concurrence	1160
Signed by the Speaker and transmitted to the Governor	1177
H.B. 100 — SOCIAL WORKER EXAMINATION AMENDMENTS (<i>D. Litvack</i>)	
Read the first time by short title and referred to the Rules Committee.	190
Assigned to standing committee	223
Read the second time	260
Read the third time	307
Transmitted to the Senate	308
Signed by the Speaker and transmitted to the Governor	594
H.B. 101 — TAX CREDITS FOR EMPLOYING A HOMELESS PERSON (<i>B. King</i>)	
Read the first time by short title and referred to the Rules Committee.	190
Assigned to standing committee	249
Amendments	293
Read the second time	293
Read the third time	518
Substituted	518
Transmitted to the Senate	519
Enacting Clause Stricken	1333

H.B. 102 — BLASTING REGULATIONS (<i>R. Edwards</i>)	
Read the first time by short title and referred to the Rules Committee.	193
Assigned to standing committee	425
Amendments	425, 962
Returned to Rules Committee	962
Enacting Clause Stricken	1337
H.B. 103 — THEFT BY DECEPTION AMENDMENT (<i>C. Oda</i>)	
Read the first time by short title and referred to the Rules Committee.	193
Assigned to standing committee	273
Read the second time	316
Read the third time	557
Transmitted to the Senate	558
Signed by the Speaker and transmitted to the Governor	918
H.B. 104 — LOCAL HIGHWAY AUTHORITY REGULATORY POWERS (<i>W. Harper</i>)	
Read the first time by short title and referred to the Rules Committee.	193
Assigned to standing committee	302
Read the second time	419
Read the third time	655
Circled	655
Uncircled	712
Substituted	712
Amendments	712
Transmitted to the Senate	715
Placed on Concurrence Calendar	1157
Concurrence	1163
Signed by the Speaker and transmitted to the Governor	1178
H.B. 105 — OFFICIAL VOTER REGISTER AMENDMENTS (<i>M. Newbold</i>)	
Read the first time by short title and referred to the Rules Committee.	208
Assigned to standing committee	302
Read the second time	366
Time Certain	372
Read the third time	452
Amendments	453
Transmitted to the Senate	453
Signed by the Speaker and transmitted to the Governor	676
H.B. 106 — LIMITATION ON COLLECTIVE BARGAINING (<i>K. Grover</i>)	
Read the first time by short title and referred to the Rules Committee.	208
Enacting Clause Stricken	1337
H.B. 107 — JOINT CUSTODY MODIFICATIONS (<i>G. Froerer</i>)	
Read the first time by short title and referred to the Rules Committee.	208
Assigned to standing committee	302
Substituted	496
Amendments	496
Read the second time	496
Read the third time	722
Transmitted to the Senate	723
Placed on Concurrence Calendar	1157
Concurrence	1164
Signed by the Speaker and transmitted to the Governor	1178

H.B. 108 — INTERNET GAMBLING (<i>S. Sandstrom</i>)	
Read the first time by short title and referred to the Rules Committee.	208
Assigned to standing committee	302
Amendments	384
Read the second time	384
Read the third time	609
Amendments	609
Transmitted to the Senate	611
Placed on Concurrence Calendar	919
Concurrence	991
Signed by the Speaker and transmitted to the Governor	1031
H.B. 109 — USE OF CONTROLLED SUBSTANCES IN RESEARCH (<i>D. Sanpei</i>)	
Read the first time by short title and referred to the Rules Committee.	208
Assigned to standing committee	248
Amendments	299
Read the second time	299
Read the third time	312
Transmitted to the Senate	313
Signed by the Speaker and transmitted to the Governor	506
H.B. 110 — UTAH FIT PREMISES ACT AMENDMENTS (<i>L. Hemingway</i>)	
Read the first time by short title and referred to the Rules Committee.	208
Assigned to standing committee	248
Returned to Rules Committee	946
Enacting Clause Stricken	1337
H.B. 111 — AMENDMENTS TO OPEN AND PUBLIC MEETINGS ACT (<i>C. Frank</i>)	
Read the first time by short title and referred to the Rules Committee.	208
Assigned to standing committee	273
Amendments	969
Returned to Rules Committee	969
Enacting Clause Stricken	1337
H.B. 112 — ADOPTION TAX CREDIT AMENDMENTS (<i>F. Gibson</i>)	
Read the first time by short title and referred to the Rules Committee.	208
Assigned to standing committee	428
Returned to Rules Committee	974
Enacting Clause Stricken	1337
H.B. 113 — HIGH RISK INSURANCE POOL AMENDMENTS (<i>J. Dunnigan</i>)	
Read the first time by short title and referred to the Rules Committee.	208
Assigned to standing committee	273
Read the second time	326
Read the third time	370
Transmitted to the Senate	371
Signed by the Speaker and transmitted to the Governor	676

H.B. 114 — MESSAGE THERAPY ACT AMENDMENTS (<i>T. Cosgrove</i>)	
Read the first time by short title and referred to the Rules Committee.	208
Assigned to standing committee	273
Amendments	326
Read the second time	326
Read the third time	402
Transmitted to the Senate	403
Signed by the Speaker and transmitted to the Governor	613
H.B. 115 — PEER ASSISTANCE AND REVIEW PILOT PROGRAM (<i>C. Moss</i>)	
Read the first time by short title and referred to the Rules Committee.	209
Assigned to standing committee	321
Read the second time	381
Read the third time	580
Transmitted to the Senate	581
Placed on Concurrence Calendar	1229
Concurrence	1238
Signed by the Speaker and transmitted to the Governor	1263
H.B. 116 — PROBATE CODE AMENDMENTS (<i>V. L. Snow</i>)	
Read the first time by short title and referred to the Rules Committee.	230
Assigned to standing committee	302
Amendments	363
Read the second time	363
Read the third time	567
Transmitted to the Senate	567
Placed on Concurrence Calendar	1152
Concurrence	1161
Signed by the Speaker and transmitted to the Governor	1178
H.B. 117 — FIREARM MODIFICATIONS (<i>K. Ivory</i>)	
Read the first time by short title and referred to the Rules Committee.	230
Assigned to standing committee	248
Read the second time	316
Read the third time	558
Transmitted to the Senate	559
Signed by the Speaker and transmitted to the Governor	1012
H.B. 118 — STORAGE OF ELECTRONIC RECORDS (<i>B. Daw</i>)	
Read the first time by short title and referred to the Rules Committee.	230
Assigned to standing committee	322
Read the second time	383
Read the third time	606
Transmitted to the Senate	607
Signed by the Speaker and transmitted to the Governor	1107

H.B. 119 — STUDY ON SIGNING PETITIONS ONLINE (<i>R. Chavez–Houck</i>)	
Read the first time by short title and referred to the Rules Committee.	231
Assigned to standing committee	322
Read the second time	417
Read the third time	632
Failed	633
Reconsideration	654
Transmitted to the Senate	654
Signed by the Speaker and transmitted to the Governor	1012
H.B. 120 — INFORMATION TECHNOLOGY COST–SAVINGS INCENTIVE (<i>L. Perry</i>)	
Read the first time by short title and referred to the Rules Committee.	231
Assigned to standing committee	400
Substituted	958
Amendments	958
Returned to Rules Committee	958
Enacting Clause Stricken	1337
H.B. 121 — DISABLED LAW ENFORCEMENT OFFICER AMENDMENTS (<i>L. Perry</i>)	
Read the first time by short title and referred to the Rules Committee.	231
Assigned to standing committee	346
Substituted	463
Amendments	463
Read the second time	463
Read the third time	528
Transmitted to the Senate	528
Signed by the Speaker and transmitted to the Governor	1012
H.B. 122 — E–PRESCRIBING AMENDMENTS (<i>E. Vickers</i>)	
Read the first time by short title and referred to the Rules Committee.	231
Assigned to standing committee	302
Substituted	382
Read the second time	382
Read the third time	584
Substituted	585
Uncircled	782
Substituted	782
Reconsideration	601
Circled	606
Transmitted to the Senate	585
Transmitted to the Senate	782
Signed by the Speaker and transmitted to the Governor	1281

H.B. 123 — EDUCATION SAVINGS ACCOUNTS (<i>J. Dougall</i>)	
Read the first time by short title and referred to the Rules Committee.	231
Assigned to standing committee	399
Substituted	763
Read the second time	763
Amendments	763
Placed on calendar	945
Read the third time	1024
Circled	1024
Uncircled	1065
Amendments	1065
Failed	1067
Enacting Clause Stricken	1337
H.B. 124 — IN-STATE TUITION FOR VETERANS (<i>C. Oda</i>)	
Read the first time by short title and referred to the Rules Committee.	256
Assigned to standing committee	399
Read the second time	472
Read the third time	701
Transmitted to the Senate	702
Signed by the Speaker and transmitted to the Governor	1215
H.B. 125 — ACCESS TO DENTAL HEALTH CARE (<i>T. Cosgrove</i>)	
Read the first time by short title and referred to the Rules Committee.	256
Assigned to standing committee	427
Amendments	471
Read the second time	471
Read the third time	700
Transmitted to the Senate	701
Signed by the Speaker and transmitted to the Governor	1151
H.B. 126 — PHYSICIAN AND OSTEOPATHIC MEDICINE AMENDMENTS (<i>S. Barlow</i>)	
Read the first time by short title and referred to the Rules Committee.	256
Assigned to standing committee	302
Substituted	381
Read the second time	381
Read the third time	433
Transmitted to the Senate	434
Signed by the Speaker and transmitted to the Governor	676
H.B. 127 — NAVAJO WATER RIGHTS NEGOTIATION ACCOUNT (<i>C. Watkins</i>)	
Read the first time by short title and referred to the Rules Committee.	256
Assigned to standing committee	345
Read the second time	386
Read the third time	623
Transmitted to the Senate	623
Signed by the Speaker and transmitted to the Governor	1197

H.B. 128 — SCHOOL COMMUNITY COUNCIL REVISIONS (<i>B. Wright</i>)	
Read the first time by short title and referred to the Rules Committee.	256
Assigned to standing committee	345
Amendments	381
Read the second time	381
Read the third time	582
Amendments	582
Transmitted to the Senate	584
Signed by the Speaker and transmitted to the Governor	1012
H.B. 129 — DEFENSE OF PROPERTY AND PERSON (<i>P. Painter</i>)	
Read the first time by short title and referred to the Rules Committee.	256
Assigned to standing committee	345
Amendments	385
Read the second time	385
Read the third time	622
Transmitted to the Senate	623
Placed on Concurrence Calendar	1013
Concurrence	1045
Signed by the Speaker and transmitted to the Governor	1086
H.B. 130 — CUSTODIAL INTERFERENCE AMENDMENTS (<i>G. Froerer</i>)	
Read the first time by short title and referred to the Rules Committee.	257
Assigned to standing committee	428
Amendments	958
Returned to Rules Committee	958
Enacting Clause Stricken	1337
H.B. 131 — LIENS FOR PRECONSTRUCTION SERVICE AND CONSTRUCTION WORK (<i>M. Morley</i>)	
Read the first time by short title and referred to the Rules Committee.	257
Assigned to standing committee	345
Amendments	380
Read the second time	380
Read the third time	576
Amendments	576
Transmitted to the Senate	579
Signed by the Speaker and transmitted to the Governor	1012
H.B. 132 — PREMARITAL EDUCATION AND COUNSELING AMENDMENTS (<i>D. Pitcher</i>)	
Read the first time by short title and referred to the Rules Committee.	257
Assigned to standing committee	462
Substituted	591
Amendments	591
Read the second time	591
Placed on calendar	1027
Read the third time	790, 1083
Circled	790
Failed	1084
Enacting Clause Stricken	1337

H.B. 133 — VEHICLE REGISTRATION AMENDMENTS (<i>J. Peterson</i>)	
Read the first time by short title and referred to the Rules Committee.	304
Substituted	679
Assigned to standing committee	679
Read the second time	780
Placed on calendar	944
Read the third time	1017
Transmitted to the Senate	1017
Placed on Concurrence Calendar	1212
Concurrence	1231
Signed by the Speaker and transmitted to the Governor	1265
H.B. 134 — PATIENT ACCESS REFORM (<i>M. Brown</i>)	
Read the first time by short title and referred to the Rules Committee.	276
Assigned to standing committee	362
Returned to Rules Committee	946
Enacting Clause Stricken	1337
H.B. 135 — FOCUS ON FRONT-LINE TEACHERS PROGRAM (<i>J. Nielson</i>)	
Read the first time by short title and referred to the Rules Committee.	276
Amendments	949
Returned to Rules Committee	949
Substituted	423
Assigned to standing committee	423
Enacting Clause Stricken	1337
H.B. 136 — BUDGET RESERVE ACCOUNTS AMENDMENTS (<i>K. Ivory</i>)	
Read the first time by short title and referred to the Rules Committee.	276
Assigned to standing committee	400
Returned to Rules Committee	975
Enacting Clause Stricken	1337
H.B. 137 — ENERGY CHANGES (<i>R. Barrus</i>)	
Read the first time by short title and referred to the Rules Committee.	276
Assigned to standing committee	345
Read the second time	386
Read the third time	627
Transmitted to the Senate	628
Signed by the Speaker and transmitted to the Governor	1012
H.B. 138 — STATE TAX COMMISSION REPORT ON TAX PROVISIONS (<i>J. Briscoe</i>)	
Read the first time by short title and referred to the Rules Committee.	276
Assigned to standing committee	346
Returned to Rules Committee	975
Enacting Clause Stricken	1337

H.B. 139 — DEPARTMENT OF COMMUNITY AND CULTURE AMENDMENTS (<i>W. Harper</i>)	
Read the first time by short title and referred to the Rules Committee.	276
Assigned to standing committee	400
Amendments	464
Read the second time	464
Read the third time	692
Amendments	692
Transmitted to the Senate	698
Signed by the Speaker and transmitted to the Governor	1109
H.B. 140 — VEHICLE CHECKPOINT AMENDMENTS (<i>D. Butterfield</i>)	
Read the first time by short title and referred to the Rules Committee.	276
Assigned to standing committee	399
Read the second time	443
Read the third time	674
Transmitted to the Senate	675
Enacting Clause Stricken	1333
H.B. 141 — STATE SOVEREIGNTY AND RIGHTS OF SET-OFF (<i>L. Christensen</i>)	
Read the first time by short title and referred to the Rules Committee.	276
Assigned to standing committee	442
Amendments	497
Read the second time	497
Read the third time	723
Amendments	723
Transmitted to the Senate	725
Signed by the Speaker and transmitted to the Governor	1058
H.B. 142 — ALCOHOL AMENDMENTS (<i>G. Froerer</i>)	
Read the first time by short title and referred to the Rules Committee.	304
Assigned to standing committee	428
Substituted	500
Read the second time	500
Read the third time	748
Circled	748
Enacting Clause Stricken	1337
H.B. 143 — ALIEN WORKERS RELATED AMENDMENTS (<i>B. Wright</i>)	
Read the first time by short title and referred to the Rules Committee.	305
Enacting Clause Stricken	1337

H.B. 144 — HEALTH SYSTEM REFORM AMENDMENTS (<i>J. Dunnigan</i>)	
Read the first time by short title and referred to the Rules Committee.	305
Assigned to standing committee	399
Substituted	472
Amendments	472
Read the second time	472
Read the third time	701
Substituted	701
Circled	701
Uncircled	720
Transmitted to the Senate	721
Placed on Concurrence Calendar	1031
Concurrence	1048
Signed by the Speaker and transmitted to the Governor	1086
H.B. 147 — ONLINE EDUCATION AMENDMENTS (<i>B. Last</i>)	
Read the first time by short title and referred to the Rules Committee.	477
Assigned to standing committee	612
Read the second time	763
Enacting Clause Stricken	1337
H.B. 148 — TRANSFER OF PUBLIC LANDS ACT AND RELATED STUDY (<i>K. Ivory</i>)	
Read the first time by short title and referred to the Rules Committee.	477
Assigned to standing committee	543
Read the second time	619
Read the third time	889
Circled	889
Uncircled	890
Transmitted to the Senate	891
Placed on Concurrence Calendar	1157
Concurrence	1164
Signed by the Speaker and transmitted to the Governor	1178
H.B. 149 — ONLINE EDUCATION SURVEY (<i>S. Eliason</i>)	
Read the first time by short title and referred to the Rules Committee.	526
Assigned to standing committee	542
Amendments	681
Read the second time	681
Read the third time	745
Transmitted to the Senate	746
Signed by the Speaker and transmitted to the Governor	1197
H.B. 150 — UNDERGROUND PETROLEUM STORAGE TANK FINANCIAL VIABILITY STUDY (<i>S. Eliason</i>)	
Read the first time by short title and referred to the Rules Committee.	450
Assigned to standing committee	543
Read the second time	688
Read the third time	746
Transmitted to the Senate	747
Enacting Clause Stricken	1333

H.B. 152 — EMISSIONS AMENDMENTS (<i>J. Dougall</i>)	
Read the first time by short title and referred to the Rules Committee.	369
Assigned to standing committee	731
Substituted	964
Returned to Rules Committee	964
Enacting Clause Stricken	1337
H.B. 153 — DIVERSION OF WATER (<i>J. Briscoe</i>)	
Read the first time by short title and referred to the Rules Committee.	348
Assigned to standing committee	362
Read the second time	443
Read the third time	690
Circled	690
Uncircled	725
Transmitted to the Senate	726
Signed by the Speaker and transmitted to the Governor	1107
H.B. 154 — CERTIFIED COURT REPORTING LICENSING ACT AMENDMENTS (<i>M. Morley</i>)	
Read the first time by short title and referred to the Rules Committee.	671
Assigned to standing committee	679
Returned to Rules Committee	946
Enacting Clause Stricken	1337
H.B. 155 — DRUG SCREENING FOR TEMPORARY ASSISTANCE FOR NEEDY FAMILIES RECIPIENTS (<i>B. Wilson</i>)	
Read the first time by short title and referred to the Rules Committee.	450
Assigned to standing committee	461
Read the second time	684
Placed on calendar	897
Read the third time	929
Transmitted to the Senate	930
Signed by the Speaker and transmitted to the Governor	1212
H.B. 156 — PUBLIC EDUCATION PROGRAM AMENDMENTS (<i>M. Newbold</i>)	
Read the first time by short title and referred to the Rules Committee.	526
Assigned to standing committee	645
Amendments	798
Read the second time	798
Placed on calendar	896
Read the third time	909
Circled	909, 911
Uncircled	910, 915
Transmitted to the Senate	916
Signed by the Speaker and transmitted to the Governor	1216

H.B. 157 — CURRENCY AMENDMENTS (<i>B. Galvez</i>)	
Read the first time by short title and referred to the Rules Committee	436
Assigned to standing committee	593
Substituted	685
Read the second time	685
Placed on calendar	944
Read the third time	996
Amendments	996
Transmitted to the Senate	998
Signed by the Speaker and transmitted to the Governor	1158
H.B. 158 — STUDENT-BASED BUDGETING (<i>D. Butterfield</i>)	
Read the first time by short title and referred to the Rules Committee	598
Assigned to standing committee	680
Returned to Rules Committee	975
Enacting Clause Stricken	1337
H.B. 159 — UNLAWFUL DETENTION AMENDMENTS (<i>R. Wilcox</i>)	
Read the first time by short title and referred to the Rules Committee	450
Assigned to standing committee	461
Substituted	543
Amendments	543
Read the second time	543
Read the third time	749
Transmitted to the Senate	750
Signed by the Speaker and transmitted to the Governor	1151
H.B. 161 — RIGHTS OF PARENTS AND CHILDREN (<i>L. Christensen</i>)	
Read the first time by short title and referred to the Rules Committee	348
Assigned to standing committee	523
Substituted	686
Amendments	686
Read the second time	686
Placed on calendar	896
Read the third time	911
Transmitted to the Senate	912
Signed by the Speaker and transmitted to the Governor	1151
H.B. 162 — VETERANS REINTEGRATION TASK FORCE (<i>T. Cosgrove</i>)	
Read the first time by short title and referred to the Rules Committee	671
Assigned to standing committee	679
Read the second time	863
Placed on calendar	1026
Read the third time	1053
Transmitted to the Senate	1054
Placed on Concurrence Calendar	1226
Concurrence	1236
Signed by the Speaker and transmitted to the Governor	1266

H.B. 164 — TRUST DEED FORECLOSURE CHANGES (<i>L. Christensen</i>)	
Read the first time by short title and referred to the Rules Committee.	325
Assigned to standing committee	399
Substituted	614
Read the second time	614
Read the third time	790
Substituted	790
Transmitted to the Senate	791
Placed on Concurrence Calendar	1216
Concurrence	1233
Signed by the Speaker and transmitted to the Governor	1262
H.B. 165 — PHARMACY PATIENT COUNSELING AMENDMENTS (<i>M. Poulson</i>)	
Read the first time by short title and referred to the Rules Committee.	348
Assigned to standing committee	428
Amendments	952
Returned to Rules Committee	952
Enacting Clause Stricken	1337
H.B. 167 — MOTOR VEHICLE INSURANCE MODIFICATIONS (<i>T. Kiser</i>)	
Read the first time by short title and referred to the Rules Committee.	662
Assigned to standing committee	679
Read the second time	762
Read the third time	827
Transmitted to the Senate	827
Signed by the Speaker and transmitted to the Governor	1281
H.B. 172 — VOTE BY MAIL AMENDMENTS (<i>S. Eliason</i>)	
Read the first time by short title and referred to the Rules Committee.	704
Assigned to standing committee	730
Read the second time	795
Placed on calendar	1027
Read the third time	1077
Transmitted to the Senate	1078
Signed by the Speaker and transmitted to the Governor	1228
H.B. 173 — TRANSPORTATION FUNDING MODIFICATIONS (<i>B. Dee</i>)	
Read the first time by short title and referred to the Rules Committee.	636
Assigned to standing committee	680
Substituted	780
Placed on Concurrence Calendar	1219
Read the second time	780
Placed on calendar	897
Read the third time	933
Amendments	933
Transmitted to the Senate	934
Concurrence	1219
Signed by the Speaker and transmitted to the Governor	1262

H.B. 174 — SALES AND USE TAX ALLOCATIONS FOR WATER RESOURCES

CONSTRUCTION FUND (*P. Painter*)

Read the first time by short title and referred to the Rules Committee. 325

Assigned to standing committee 462

Read the second time 591

Read the third time 789

Circled 789

Enacting Clause Stricken 1337

H.B. 175 — SECOND HAND ITEM TRANSACTIONS (*J. Seelig*)

Read the first time by short title and referred to the Rules Committee. 781

Assigned to standing committee 794

Substituted 920

Read the second time 920

Returned to Rules Committee 920

Placed on calendar 944

Read the third time 999

Transmitted to the Senate 1000

Placed on Concurrence Calendar 1216

Concurrence 1233

Signed by the Speaker and transmitted to the Governor 1262

H.B. 176 — COUNTY LAND USE PLANS (*M. Noel*)

Read the first time by short title and referred to the Rules Committee. 401

Assigned to standing committee 461

Substituted 545

Read the second time 545

Read the third time 752

Amendments 752

Transmitted to the Senate 753

Placed on Concurrence Calendar 1157

Concurrence 1165

Signed by the Speaker and transmitted to the Governor 1178

H.B. 180 — FOOD STAMP REFERENCE AMENDMENTS (*R. Chavez-Houck*)

Read the first time by short title and referred to the Rules Committee. 325

Assigned to standing committee 442

Read the second time 496

Read the third time 572

Transmitted to the Senate 572

Signed by the Speaker and transmitted to the Governor 979

H.B. 181 — POLITICAL SUBDIVISION GOVERNMENT AMENDMENTS (*B. Doughy*)

Read the first time by short title and referred to the Rules Committee. 762

Enacting Clause Stricken 1337

H.B. 182 — SIGNAGE HONORING FALLEN HIGHWAY PATROL OFFICERS (*B. Wilson*)

Read the first time by short title and referred to the Rules Committee. 450

Assigned to standing committee 593

Read the second time 621

Time Certain 633

Read the third time 710

Transmitted to the Senate 711

Signed by the Speaker and transmitted to the Governor 1151

H.B. 184 — STUDY OF REGULATORY ENVIRONMENT FOR ALCOHOL POLICY (<i>D. Litvack</i>)	
Read the first time by short title and referred to the Rules Committee.	401
Assigned to standing committee	543
Amendments	648
Read the second time	648
Placed on calendar	896
Read the third time	908
Transmitted to the Senate	908
Enacting Clause Stricken	1334
H.B. 186 — STATE LICENSING AMENDMENTS (<i>D. McCay</i>)	
Read the first time by short title and referred to the Rules Committee.	598
Assigned to standing committee	731
Returned to Rules Committee	977
Enacting Clause Stricken	1337
H.B. 187 — AGRICULTURAL OPERATION INTERFERENCE (<i>J. Mathis</i>)	
Read the first time by short title and referred to the Rules Committee.	369
Assigned to standing committee	442
Read the second time	499
Read the third time	726
Substituted	727
Amendments	727
Transmitted to the Senate	729
Placed on Concurrence Calendar	1152
Concurrence	1162
Signed by the Speaker and transmitted to the Governor	1178
H.B. 188 — CHILD TORTURE AMENDMENTS (<i>D. Brown</i>)	
Read the first time by short title and referred to the Rules Committee.	598
Enacting Clause Stricken	1337
H.B. 189 — ASBESTOS REQUIREMENTS (<i>L. Wiley</i>)	
Read the first time by short title and referred to the Rules Committee.	325
Assigned to standing committee	363
Amendments	501
Read the second time	501
Read the third time	573
Transmitted to the Senate	574
Signed by the Speaker and transmitted to the Governor	1012
H.B. 190 — NURSE MIDWIFE PRACTICE ACT AMENDMENTS (<i>D. Brown</i>)	
Read the first time by short title and referred to the Rules Committee.	325
Assigned to standing committee	399
Substituted	472
Read the second time	472
Read the third time	532
Transmitted to the Senate	533
Signed by the Speaker and transmitted to the Governor	809

H.B. 191 — REAL ESTATE AMENDMENTS (<i>G. Froerer</i>)	
Read the first time by short title and referred to the Rules Committee.	305
Assigned to standing committee	345
Amendments	381
Read the second time	381
Read the third time	579
Amendments	579
Transmitted to the Senate	580
Placed on Concurrence Calendar	843
Concurrence	904
Signed by the Speaker and transmitted to the Governor	978
H.B. 192 — PRIVATE PROPERTY RIGHTS (<i>B. Wilson</i>)	
Read the first time by short title and referred to the Rules Committee.	305
Assigned to standing committee	345
Read the second time	386
Placed on calendar	1027
Read the third time	628 , 1061
Placed on calendar	1061
Circled	628
Enacting Clause Stricken	1337
H.B. 193 — ALCOHOLIC BEVERAGE CONTROL COMMISSION AMENDMENTS	
<i>(B. Doughty)</i>	
Read the first time by short title and referred to the Rules Committee.	305
Assigned to standing committee	428
Amendments	735
Read the second time	734
Returned to Rules Committee	1084
Placed on calendar	1027
Enacting Clause Stricken	1337
H.B. 194 — INVOLUNTARY FEEDING AND HYDRATION OF INMATES (<i>D. Brown</i>)	
Read the first time by short title and referred to the Rules Committee.	301
Assigned to standing committee	399
Substituted	443
Amendments	443
Read the second time	443
Read the third time	689
Substituted	689
Amendments	689
Transmitted to the Senate	690
Placed on Concurrence Calendar	1308
Concurrence	1319
Signed by the Speaker and transmitted to the Governor	1331
H.B. 195 — PETROLEUM AND UNDERGROUND STORAGE TANK FEES (<i>G. Hughes</i>)	
Read the first time by short title and referred to the Rules Committee.	301
Assigned to standing committee	346
Read the second time	386
Read the third time	434
Transmitted to the Senate	435
Signed by the Speaker and transmitted to the Governor	809

H.B. 196 — ABUSIVE WORKPLACE POLICIES ACT (<i>S. Sandstrom</i>)	
Read the first time by short title and referred to the Rules Committee.	276
Assigned to standing committee	462
Substituted	977
Returned to Rules Committee	977
Enacting Clause Stricken	1337
H.B. 197 — GRANTS FOR MATH TEACHER TRAINING (<i>R. Edwards</i>)	
Read the first time by short title and referred to the Rules Committee.	277
Assigned to standing committee	399
Amendments	472
Read the second time	472
Read the third time	702
Transmitted to the Senate	703
Signed by the Speaker and transmitted to the Governor	1228
H.B. 198 — GROWING OF FOOD (<i>C. Herrod</i>)	
Read the first time by short title and referred to the Rules Committee.	277
Assigned to standing committee	362
Amendments	443
Read the second time	443
Read the third time	690
Circled	691
Uncircled	711
Transmitted to the Senate	712
Signed by the Speaker and transmitted to the Governor	1316
H.B. 199 — ELIMINATION OF DAYLIGHT SAVING TIME (<i>J. Nielson</i>)	
Read the first time by short title and referred to the Rules Committee.	100
Assigned to standing committee	273
Returned to Rules Committee	959
Enacting Clause Stricken	1337
H.B. 200 — INDIVIDUAL INCOME TAX CREDIT FOR USE TAX LIABILITY (<i>J. Nielson</i>)	
Read the first time by short title and referred to the Rules Committee.	100
Assigned to standing committee	108
Amendments	975
Returned to Rules Committee	975
Enacting Clause Stricken	1338
H.B. 201 — UTAH STATE WINTER SPORTS (<i>S. Eliason</i>)	
Read the first time by short title and referred to the Rules Committee.	100
Assigned to standing committee	108
Read the second time	127
Read the third time	183
Transmitted to the Senate	184
Signed by the Speaker and transmitted to the Governor	393

H.B. 202 — CHILD PROTECTION AMENDMENTS (<i>C. Watkins</i>)	
Read the first time by short title and referred to the Rules Committee.	100
Assigned to standing committee	106
Amendments	956
Returned to Rules Committee	956
Enacting Clause Stricken	1338
H.B. 203 — PARENTAL RIGHTS REVISIONS (<i>C. Watkins</i>)	
Read the first time by short title and referred to the Rules Committee.	100
Assigned to standing committee	106
Amendments	957
Returned to Rules Committee	957
Enacting Clause Stricken	1338
H.B. 204 — EXPEDITED JURY TRIAL ACT AMENDMENTS (<i>B. King</i>)	
Read the first time by short title and referred to the Rules Committee.	100
Assigned to standing committee	107
Read the second time	159
Read the third time	216
Transmitted to the Senate	216
Signed by the Speaker and returned to the Senate	524
H.B. 205 — CHECK CASHING AND DEFERRED DEPOSIT LENDING REGISTRATION ACT AMENDMENTS (<i>J. Nielson</i>)	
Read the first time by short title and referred to the Rules Committee.	100
Assigned to standing committee	124
Returned to Rules Committee	946
Enacting Clause Stricken	1338
H.B. 206 — CURRICULUM OPTIONS FOR SECONDARY SCHOOL STUDENTS (<i>J. Dougall</i>)	
Read the first time by short title and referred to the Rules Committee.	100
Assigned to standing committee	106
Amendments	244
Read the second time	244
Read the third time	457
Substituted	457
Transmitted to the Senate	458
Placed on Concurrence Calendar	1249
Concurrence	1254
Signed by the Speaker and transmitted to the Governor	1330
H.B. 207 — REQUIREMENTS TO CREATE SCHOOL DISTRICTS (<i>J. Dougall</i>)	
Read the first time by short title and referred to the Rules Committee.	100
Assigned to standing committee	106
Returned to Rules Committee	950
Enacting Clause Stricken	1338

H.B. 208 — LIMITS ON LANDOWNER LIABILITY FOR PUBLIC RECREATION (<i>R. Barrus</i>)	
Read the first time by short title and referred to the Rules Committee.	100
Assigned to standing committee	107
Read the second time	160
Read the third time	255
Circled	255
Uncircled	280
Transmitted to the Senate	281
Signed by the Speaker and transmitted to the Governor	546
H.B. 209 — UTAH LANDS PROTECTION ACT (<i>F. Cox</i>)	
Read the first time by short title and referred to the Rules Committee.	100
Assigned to standing committee	107
Substituted	962, 1011
Amendments	962
Read the second time	1011
Returned to Rules Committee	962, 1011, 1084
Placed on calendar	1027
Enacting Clause Stricken	1338
H.B. 210 — SEVERANCE TAX AMENDMENTS (<i>J. Nielson</i>)	
Read the first time by short title and referred to the Rules Committee.	101
Assigned to standing committee	108
Amendments	167
Read the second time	167
Read the third time	288
Substituted	288
Circled	288
Uncircled	313
Failed	314
Filed	315
Enacting Clause Stricken	1338
H.B. 211 — INSURANCE COVERAGE FOR AMINO ACID-BASED FORMULA (<i>C. Moss</i>)	
Read the first time by short title and referred to the Rules Committee.	101
Assigned to standing committee	427
Returned to Rules Committee	946
Enacting Clause Stricken	1338
H.B. 212 — DIVIDING SCHOOL DISTRICTS (<i>J. Bird</i>)	
Read the first time by short title and referred to the Rules Committee.	101
Assigned to standing committee	106
Returned to Rules Committee	950
Enacting Clause Stricken	1338

H.B. 213 — SCHOOL COMMUNITY COUNCIL MEMBER QUALIFICATIONS (<i>L. Perry</i>)	
Read the first time by short title and referred to the Rules Committee.	101
Assigned to standing committee	106
Amendments	297
Read the second time	297
Read the third time	521
Transmitted to the Senate	521
Conference Committee appointed	1085
Placed on Concurrence Calendar	1013
Substituted	1158
Refuse to Concur	1044
Placed on Concurrence Calendar	1157
Joint Conference Committee Report	1159
Signed by the Speaker and transmitted to the Governor	1178
H.B. 214 — PROFESSIONAL EMPLOYER ORGANIZATION LICENSING ACT AMENDMENTS (<i>J. Dunnigan</i>)	
Read the first time by short title and referred to the Rules Committee.	101
Assigned to standing committee	106
Read the second time	206
Read the third time	231
Transmitted to the Senate	232
Signed by the Speaker and transmitted to the Governor	421
H.B. 215 — LABOR RELATED AMENDMENTS (<i>M. Morley</i>)	
Read the first time by short title and referred to the Rules Committee.	101
Assigned to standing committee	106
Read the second time	190
Read the third time	405
Transmitted to the Senate	406
Enacting Clause Stricken	1334
H.B. 216 — POLITICAL SUBDIVISION RESIDENTIAL RENTAL AMENDMENTS (<i>K. Sumsion</i>)	
Read the first time by short title and referred to the Rules Committee.	305
Assigned to standing committee	346
Substituted	796
Read the third time	1004
Amendments	796
Read the second time	796
Placed on calendar	944
Amendments	1004
Transmitted to the Senate	1005
Returned to the Senate	1220
Placed on Concurrence Calendar	1287
Concurrence	1293
Signed by the Speaker and transmitted to the Governor	1193
H.B. 217 — GIFT CARD PROVISIONS (<i>V. Peterson</i>)	
Read the first time by short title and referred to the Rules Committee.	277
Assigned to standing committee	321
Returned to Rules Committee	946
Enacting Clause Stricken	1338

H.B. 218 — LOCAL SCHOOL BOARD BUSINESS ADMINISTRATOR (*D. McCay*)

- Read the first time by short title and referred to the Rules Committee. 231
- Assigned to standing committee 273
- Read the second time 331
- Read the third time 371
- Transmitted to the Senate 371
- Signed by the Speaker and transmitted to the Governor 594

H.B. 219 — USE OF PUBLIC BUILDINGS (*J. Nielson*)

- Read the first time by short title and referred to the Rules Committee. 193
- Assigned to standing committee 321
- Substituted 969
- Returned to Rules Committee 969
- Enacting Clause Stricken 1338

H.B. 220 — CLASSIFICATION OF COUNTIES (*R. Menlove*)

- Read the first time by short title and referred to the Rules Committee. 193
- Assigned to standing committee 249
- Amendments 291
- Read the second time 291
- Read the third time 308
- Transmitted to the Senate 309
- Failed in Senate 1014
- Enacting Clause Stricken 1338

H.B. 221 — SEXUAL TRAFFICKING (*K. Grover*)

- Read the first time by short title and referred to the Rules Committee. 193
- Assigned to standing committee 273
- Returned to Rules Committee 961
- Enacting Clause Stricken 1338

H.B. 222 — ESCORT SERVICES LICENSING AMENDMENTS (*P. Ray*)

- Read the first time by short title and referred to the Rules Committee. 193
- Assigned to standing committee 273
- Returned to Rules Committee 946
- Enacting Clause Stricken 1338

H.B. 223 — RETENTION OF EVIDENCE AMENDMENTS (*B. Wilson*)

- Read the first time by short title and referred to the Rules Committee. 193
- Assigned to standing committee 302
- Amendments 364
- Read the second time 364
- Read the third time 576
- Circled 576
- Uncircled 624
- Transmitted to the Senate 624
- Signed by the Speaker and transmitted to the Governor 1013

H.B. 224 — POLITICAL SUBDIVISIONS – REPORT OF RECEIPTS OF FEDERAL MONEY (<i>K. Ivory</i>)	
Read the first time by short title and referred to the Rules Committee.	193
Assigned to standing committee	322
Substituted	864
Read the second time	864
Placed on calendar	1027
Read the third time	1061
Transmitted to the Senate	1062
Enacting Clause Stricken	1334
H.B. 225 — CHILD AND FAMILY SERVICE PROVIDERS (<i>C. Watkins</i>)	
Read the first time by short title and referred to the Rules Committee.	193
Assigned to standing committee	273
Amendments	331
Read the second time	331
Read the third time	563
Transmitted to the Senate	564
Signed by the Speaker and transmitted to the Governor	979
H.B. 226 — CLOSED MEETING AMENDMENTS (<i>K. Powell</i>)	
Read the first time by short title and referred to the Rules Committee.	193
Enacting Clause Stricken	1338
H.B. 227 — SEX TRAFFICKING – PENALTIES (<i>K. Grover</i>)	
Read the first time by short title and referred to the Rules Committee.	193
Assigned to standing committee	273
Returned to Rules Committee	961
Enacting Clause Stricken	1338
H.B. 228 — CRIMINAL GANG AMENDMENTS (<i>C. Oda</i>)	
Read the first time by short title and referred to the Rules Committee.	209
Assigned to standing committee	302
Returned to Rules Committee	961
Enacting Clause Stricken	1338
H.B. 229 — CONSTABLES AMENDMENTS (<i>L. Perry</i>)	
Read the first time by short title and referred to the Rules Committee.	209
Assigned to standing committee	302
Substituted	326
Amendments	326
Read the second time	326
Read the third time	562
Transmitted to the Senate	563
Signed by the Speaker and transmitted to the Governor	1058

H.B. 230 — UTAH SCHOOLS FOR THE DEAF AND THE BLIND AMENDMENTS (<i>J. Seelig</i>)	
Read the first time by short title and referred to the Rules Committee.	209
Assigned to standing committee	302
Amendments	329
Read the second time	329
Read the third time	563
Transmitted to the Senate	563
Signed by the Speaker and transmitted to the Governor	1013
H.B. 231 — GUARDIANSHIP AMENDMENTS (<i>K. Powell</i>)	
Read the first time by short title and referred to the Rules Committee.	209
Assigned to standing committee	505
Substituted	766
Amendments	766
Read the second time	766
Placed on calendar	944
Read the third time	1002
Transmitted to the Senate	1003
Enacting Clause Stricken	1334
H.B. 232 — ABUSE, NEGLECT, AND DIVISION DEFINITIONS (<i>C. Watkins</i>)	
Read the first time by short title and referred to the Rules Committee.	209
Assigned to standing committee	302
Amendments	420
Read the second time	420
Read the third time	437
Transmitted to the Senate	438
Signed by the Speaker and transmitted to the Governor	918
H.B. 233 — POLITICAL PARTY REGISTRATION AMENDMENTS (<i>J. Nielson</i>)	
Read the first time by short title and referred to the Rules Committee.	209
Assigned to standing committee	248
Read the second time	288
Read the third time	515
Circled	515
Uncircled	517
Transmitted to the Senate	518
Signed by the Speaker and transmitted to the Governor	1316
H.B. 234 — CREDIT REPORTING AMENDMENTS (<i>J. Nielson</i>)	
Read the first time by short title and referred to the Rules Committee.	209
Enacting Clause Stricken	1338
H.B. 235 — OFFER OF JUDGMENT IN CIVIL CASES (<i>K. Ivory</i>)	
Read the first time by short title and referred to the Rules Committee.	209
Assigned to standing committee	302
Returned to Rules Committee	960
Enacting Clause Stricken	1338

H.B. 236 — ALIMONY MODIFICATIONS (<i>S. Sandstrom</i>)	
Read the first time by short title and referred to the Rules Committee.	209
Assigned to standing committee	302
Substituted	616
Read the second time	616
Read the third time	814
Amendments	814
Transmitted to the Senate	815
Enacting Clause Stricken	1334
H.B. 237 — CHILD WELFARE AMENDMENTS (<i>W. Harper</i>)	
Read the first time by short title and referred to the Rules Committee.	209
Assigned to standing committee	302
Substituted	331
Amendments	331
Read the second time	331
Read the third time	564
Substituted	564
Transmitted to the Senate	565
Placed on Concurrence Calendar	1014
Concurrence	1045
Signed by the Speaker and transmitted to the Governor	1086
H.B. 238 — EXPUNGED RECORDS AMENDMENTS (<i>R. Greenwood</i>)	
Read the first time by short title and referred to the Rules Committee.	209
Assigned to standing committee	321
Read the second time	364
Read the third time	567
Transmitted to the Senate	568
Enacting Clause Stricken	1334
H.B. 239 — PAWNSHOP RECORD AMENDMENTS (<i>R. Greenwood</i>)	
Read the first time by short title and referred to the Rules Committee.	209
Assigned to standing committee	321
Read the second time	364
Read the third time	576
Circled	576
Uncircled	624
Transmitted to the Senate	625
Signed by the Speaker and transmitted to the Governor	1107
H.B. 240 — MEDICAL RETAINER AGREEMENTS (<i>K. Ivory</i>)	
Read the first time by short title and referred to the Rules Committee.	231
Assigned to standing committee	273
Amendments	382
Read the second time	382
Read the third time	585
Circled	586
Uncircled	608
Transmitted to the Senate	609
Signed by the Speaker and transmitted to the Governor	1013

H.B. 241 — FOSTER CARE AND KINSHIP PLACEMENT AMENDMENTS (<i>C. Watkins</i>)	
Read the first time by short title and referred to the Rules Committee.	101
Assigned to standing committee	107
Read the second time	174
Read the third time	341
Amendments	341
Transmitted to the Senate	342
Placed on Concurrence Calendar	1317
Concurrence	1320
Signed by the Speaker and transmitted to the Governor	1331
H.B. 242 — INSURANCE BILLING FOR ATHLETIC TRAINERS (<i>P. Ray</i>)	
Read the first time by short title and referred to the Rules Committee.	101
Assigned to standing committee	106
Returned to Rules Committee	946
Enacting Clause Stricken	1338
H.B. 243 — MUNICIPAL ELECTION REVISIONS (<i>J. Dougall</i>)	
Read the first time by short title and referred to the Rules Committee.	101
Assigned to standing committee	107
Read the second time	126
Read the third time	137
Transmitted to the Senate	138
Signed by the Speaker and transmitted to the Governor	300
H.B. 244 — ALCOHOLIC BEVERAGE ENFORCEMENT AND TREATMENT RESTRICTED ACCOUNT DISTRIBUTION AMENDMENTS (<i>P. Ray</i>)	
Read the first time by short title and referred to the Rules Committee.	101
Assigned to standing committee	106
Returned to Rules Committee	969
Enacting Clause Stricken	1338
H.B. 245 — AMENDMENT TO DEFINITION OF SMOKING IN UTAH INDOOR CLEAN AIR ACT (<i>B. Last</i>)	
Read the first time by short title and referred to the Rules Committee.	101
Assigned to standing committee	106
Substituted	417
Amendments	417
Read the second time	417
Read the third time	629
Amendments	629
Transmitted to the Senate	632
Signed by the Speaker and transmitted to the Governor	1198
H.B. 246 — COUNTY CORRECTIONAL FACILITIES FUNDING AMENDMENTS (<i>M. Noel</i>)	
Read the first time by short title and referred to the Rules Committee.	101
Assigned to standing committee	107
Read the second time	165
Read the third time	286
Transmitted to the Senate	286
Signed by the Speaker and transmitted to the Governor	546

H.B. 247 — COST SHARING FOR SMOKERS ENROLLED IN MEDICAID (*P. Ray*)

- Read the first time by short title and referred to the Rules Committee. 101
- Assigned to standing committee 106
- Returned to Rules Committee 969
- Enacting Clause Stricken 1338

H.B. 248 — CONTRACT CANCELLATION OPTION ON PURCHASE OF USED VEHICLE
(*J. Bird*)

- Read the first time by short title and referred to the Rules Committee. 101
- Assigned to standing committee 108
- Substituted 977
- Returned to Rules Committee 977
- Enacting Clause Stricken 1338

H.B. 249 — SINGLE FAMILY ZONING DESIGNATION (*D. Sanpei*)

- Read the first time by short title and referred to the Rules Committee. 102
- Assigned to standing committee 107
- Substituted 126
- Read the second time 126
- Read the third time 138
- Transmitted to the Senate 139
- Signed by the Speaker and transmitted to the Governor 421

H.B. 250 — TAX CREDIT FOR DEPENDENT WITH A DISABILITY (*J. Dougall*)

- Read the first time by short title and referred to the Rules Committee. 102
- Assigned to standing committee 108
- Read the second time 127
- Read the third time 177
- Transmitted to the Senate 177
- Signed by the Speaker and transmitted to the Governor 1198

H.B. 251 — UTAH STATE PERSONNEL MANAGEMENT ACT AMENDMENTS (*B. Daw*)

- Read the first time by short title and referred to the Rules Committee. 102
- Assigned to standing committee 106
- Substituted 125
- Read the second time 125
- Read the third time 136
- Transmitted to the Senate 137
- Signed by the Speaker and transmitted to the Governor 422

H.B. 252 — POST CERTIFICATION WAIVERS (*R. Greenwood*)

- Read the first time by short title and referred to the Rules Committee. 102
- Assigned to standing committee 107
- Substituted 187
- Read the first time 187
- Read the second time 187
- Read the third time 343
- Transmitted to the Senate 344
- Signed by the Speaker and transmitted to the Governor 1331

H.B. 253 — VOTER REGISTRATION AMENDMENTS (<i>K. Powell</i>)	
Read the first time by short title and referred to the Rules Committee.	102
Assigned to standing committee	107
Amendments	126
Read the second time	126
Read the third time	139
Circled	139
Uncircled	285
Substituted	285
Transmitted to the Senate	286
Placed on Concurrence Calendar	635
Concurrence	670
Signed by the Speaker and transmitted to the Governor	703
H.B. 254 — CONTROLLED SUBSTANCES AMENDMENTS (<i>G. Froerer</i>)	
Read the first time by short title and referred to the Rules Committee.	102
Assigned to standing committee	107
Read the second time	383
Read the third time	586
Substituted	586
Transmitted to the Senate	586
Placed on Concurrence Calendar	1197
Concurrence	1230
Signed by the Speaker and transmitted to the Governor	1262
H.B. 255 — MOTOR VEHICLE BUSINESS REGULATION PENALTIES (<i>D. Ipson</i>)	
Read the first time by short title and referred to the Rules Committee.	102
Assigned to standing committee	108
Read the second time	160
Read the third time	284
Transmitted to the Senate	285
Signed by the Speaker and transmitted to the Governor	594
H.B. 256 — RETIREMENT MODIFICATIONS (<i>D. Ipson</i>)	
Read the first time by short title and referred to the Rules Committee.	102
Assigned to standing committee	108
Amendments	251
Read the second time	251
Read the third time	460, 494
Substituted	494
Circled	460
Circled	494
Uncircled	550
Substituted	550
Transmitted to the Senate	551
Transmitted to the Senate	826
Placed on Concurrence Calendar	757
Concurrence	785
Held	786
Signed by the Speaker and transmitted to the Governor	887

H.B. 257 — CONTROLLED SUBSTANCE DATABASE AMENDMENTS (<i>B. Daw</i>)	
Read the first time by short title and referred to the Rules Committee.	102
Assigned to standing committee	182
Substituted	247
Read the second time	247
Read the third time	459
Transmitted to the Senate	460
Signed by the Speaker and transmitted to the Governor	1151
H.B. 258 — EDUCATION FUNDING AMENDMENTS (<i>K. Powell</i>)	
Read the first time by short title and referred to the Rules Committee.	102
Assigned to standing committee	106
Read the second time	245
Read the third time	458
Circled	458
Enacting Clause Stricken	1338
H.B. 259 — MUNICIPAL ADMINISTRATIVE PROCEEDINGS AMENDMENTS (<i>K. Powell</i>)	
Read the first time by short title and referred to the Rules Committee.	102
Assigned to standing committee	363
Amendments	500
Read the second time	500
Read the third time	749
Circled	749
Uncircled	750
Transmitted to the Senate	750
Signed by the Speaker and transmitted to the Governor	1058
H.B. 260 — PEDESTRIANS ON HIGHWAYS (<i>L. Perry</i>)	
Read the first time by short title and referred to the Rules Committee.	102
Assigned to standing committee	125
Amendments	317
Read the second time	317
Returned to Rules Committee	1084
Placed on calendar	944
Read the third time	560, 1016
Circled	560, 1017
Enacting Clause Stricken	1338
H.B. 261 — DIVIDING OF SCHOOL DISTRICTS AMENDMENTS (<i>K. Sumsion</i>)	
Read the first time by short title and referred to the Rules Committee.	102
Assigned to standing committee	124
Read the second time	207
Read the third time	232
Transmitted to the Senate	233
Signed by the Speaker and transmitted to the Governor	429
H.B. 262 — BUILDING CODE AMENDMENTS (<i>F. Cox</i>)	
Read the first time by short title and referred to the Rules Committee.	102
Assigned to standing committee	423
Amendments	423
Returned to Rules Committee	973
Enacting Clause Stricken	1338

H.B. 263 — UNEMPLOYMENT BENEFITS FOR MILITARY SPOUSE (<i>L. Hemingway</i>)	
Read the first time by short title and referred to the Rules Committee.	102
Assigned to standing committee	108
Read the second time	168
Read the third time	339
Transmitted to the Senate	339
Signed by the Speaker and transmitted to the Governor	546
H.B. 264 — HIGH OCCUPANCY VEHICLE LANE AMENDMENTS (<i>K. Sumsion</i>)	
Read the first time by short title and referred to the Rules Committee.	103
Assigned to standing committee	125
Returned to Rules Committee	188
Enacting Clause Stricken	1338
H.B. 265 — PUBLIC EMPLOYEE'S LONG-TERM DISABILITY ACT AMENDMENTS (<i>B. King</i>)	
Read the first time by short title and referred to the Rules Committee.	103
Assigned to standing committee	172
Amendments	252
Read the second time	252
Read the third time	460
Transmitted to the Senate	461
Signed by the Speaker and transmitted to the Governor	1013
H.B. 266 — DRIVER EDUCATION AMENDMENTS (<i>B. Daw</i>)	
Read the first time by short title and referred to the Rules Committee.	103
Assigned to standing committee	125
Read the second time	188
Amendments	188
Read the third time	394
Amendments	394
Transmitted to the Senate	399
Placed on Concurrence Calendar	677
Concurrence	718
Signed by the Speaker and transmitted to the Governor	756
H.B. 267 — VINTAGE TRAVEL TRAILERS (<i>L. Perry</i>)	
Read the first time by short title and referred to the Rules Committee.	103
Assigned to standing committee	125
Read the second time	229
Read the third time	263
Transmitted to the Senate	263
Signed by the Speaker and transmitted to the Governor	594
H.B. 268 — DRIVER LICENSE AMENDMENTS (<i>V. Peterson</i>)	
Read the first time by short title and referred to the Rules Committee.	103
Assigned to standing committee	125
Amendments	189
Read the second time	189
Read the third time	405
Transmitted to the Senate	405
Signed by the Speaker and transmitted to the Governor	918

H.B. 269 — UTAH NATIONAL GUARD – OFFICER APPOINTMENT AMENDMENTS	
<i>(V. Peterson)</i>	
Read the first time by short title and referred to the Rules Committee.	103
Assigned to standing committee	107
Read the second time	160
Read the third time	270
Transmitted to the Senate	270
Signed by the Speaker and transmitted to the Governor	431
H.B. 270 — ALCOHOLIC BEVERAGE CONTROL LICENSE AMENDMENTS <i>(G. Froerer)</i>	
Read the first time by short title and referred to the Rules Committee.	103
Assigned to standing committee	124
Returned to Rules Committee	969
Enacting Clause Stricken	1338
H.B. 271 — PUBLIC SCHOOL SEISMIC SAFETY COMMITTEE <i>(L. Wiley)</i>	
Read the first time by short title and referred to the Rules Committee.	103
Assigned to standing committee	125
Returned to Rules Committee	973
Enacting Clause Stricken	1338
H.B. 272 — PILOT PROGRAM FOR INSURANCE COVERAGE FOR AUTISM SPECTRUM DISORDERS <i>(R. Menlove)</i>	
Read the first time by short title and referred to the Rules Committee.	103
Assigned to standing committee	428, 504
Returned to Rules Committee	489
Read the first time by short title	615
Amendments	615
Read the second time	615
Substituted	615
Read the third time	792
Circled	792
Uncircled	814
Substituted	814
Circled	814
Uncircled	885
Amendments	885
Transmitted to the Senate	886
Placed on Concurrence Calendar	1281
Concurrence	1292
Signed by the Speaker and transmitted to the Governor	1332
H.B. 273 — MUNICIPAL AND COUNTY DEVELOPMENT STANDARDS <i>(B. Wilson)</i>	
Read the first time by short title and referred to the Rules Committee.	103
Assigned to standing committee	125
Amendments	166
Read the second time	166
Read the third time	286
Amendments	286
Transmitted to the Senate	288
Signed by the Speaker and transmitted to the Governor	431

H.B. 274 — ADOPTION AMENDMENTS (<i>R. Chavez–Houck</i>)	
Read the first time by short title and referred to the Rules Committee.	103
Enacting Clause Stricken	1338
H.B. 275 — SEISMIC REQUIREMENTS FOR CONDOMINIUM CONVERSION PROJECTS (<i>L. Wiley</i>)	
Read the first time by short title and referred to the Rules Committee.	103
Assigned to standing committee	125
Returned to Rules Committee	973
Enacting Clause Stricken	1338
H.B. 276 — AIDING SEXUAL SOLICITATION (<i>P. Ray</i>)	
Read the first time by short title and referred to the Rules Committee.	103
Assigned to standing committee	124
Amendments	187
Read the second time	187
Read the third time	344
Circled	344
Uncircled	446
Transmitted to the Senate	447
Signed by the Speaker and transmitted to the Governor	918
H.B. 277 — GRAFFITI PARAPHERNALIA (<i>J. Nielson</i>)	
Read the first time by short title and referred to the Rules Committee.	103
Assigned to standing committee	124
Read the second time	188
Read the third time	393
Transmitted to the Senate	394
Signed by the Speaker and transmitted to the Governor	568
H.B. 278 — ARRESTED PERSONS' HEALTH INSURANCE PROVISIONS (<i>B. Daw</i>)	
Read the first time by short title and referred to the Rules Committee.	104
Substituted	423
Assigned to standing committee	423
Returned to Rules Committee	947
Enacting Clause Stricken	1339
H.B. 279 — UTAH SCHOOLS SEISMIC HAZARD INVENTORY (<i>L. Wiley</i>)	
Read the first time by short title and referred to the Rules Committee.	104
Assigned to standing committee	172
Amendments	973
Returned to Rules Committee	973
Enacting Clause Stricken	1339
H.B. 280 — FORECLOSURE NOTICE PROVISIONS ON RESIDENTIAL RENTAL PROPERTY (<i>W. Harper</i>)	
Read the first time by short title and referred to the Rules Committee.	104
Assigned to standing committee	109
Read the second time	127
Read the third time	184
Transmitted to the Senate	184
Signed by the Speaker and transmitted to the Governor	367

H.B. 281 — HUMAN SERVICES LICENSE EXTENSIONS (<i>B. Last</i>)	
Read the first time by short title and referred to the Rules Committee.	104
Assigned to standing committee	182
Read the second time	226
Read the third time	262
Transmitted to the Senate	263
H.B. 282 — CRIMINAL OFFENSE AMENDMENTS (<i>P. Ray</i>)	
Read the first time by short title and referred to the Rules Committee.	104
Assigned to standing committee	172
Read the second time	224
Read the third time	412
Amendments	412
Transmitted to the Senate	414
Returned to the Senate	652
Placed on Concurrence Calendar	661
Concurrence	708
Signed by the Speaker and transmitted to the Governor	594 , 731
H.B. 283 — STATE STORES PILOT PROGRAM FOR DAYS OF SALE OF LIQUOR (<i>P. Arent</i>)	
Read the first time by short title and referred to the Rules Committee.	104
Assigned to standing committee	428
Amendments	588
Read the second time	588
Read the third time	781
Transmitted to the Senate	781
Enacting Clause Stricken	1334
H.B. 284 — HIGHER EDUCATION GOVERNANCE (<i>J. Dougall</i>)	
Read the first time by short title and referred to the Rules Committee.	104
Assigned to standing committee	182
Returned to Rules Committee	678
Substituted	729
Read the first time by short title and referred to Rules Committee	927
Read the first time by short title	729
Assigned to standing committee	729
Read the second time	924
Returned to Rules Committee	924
Placed on calendar	1027
Read the third time	1059
Circled	1060
Uncircled	1067
Transmitted to the Senate	1068
Enacting Clause Stricken	1334
H.B. 285 — REPEAL OF HIGHER EDUCATION TUITION ASSISTANCE PROGRAM (<i>S. Eliason</i>)	
Read the first time by short title and referred to the Rules Committee.	104
Assigned to standing committee	302
Read the second time	331
Read the third time	371
Transmitted to the Senate	372
Signed by the Speaker and transmitted to the Governor	569

H.B. 286 — STATE HOUSE BOUNDARY AMENDMENTS (<i>K. Sumsion</i>)	
Read the first time by short title and referred to the Rules Committee.	116
Assigned to standing committee	124
Amendments	162
Read the second time	162
Read the third time	168
Transmitted to the Senate	169
Signed by the Speaker and transmitted to the Governor	186
H.B. 287 — STATE BOARD OF EDUCATION BOUNDARY AMENDMENTS (<i>K. Sumsion</i>)	
Read the first time by short title and referred to the Rules Committee.	116
Assigned to standing committee	124
Amendments	164
Read the second time	164
Read the third time	169
Transmitted to the Senate	170
Signed by the Speaker and transmitted to the Governor	186
H.B. 288 — IMPACT FEE AMENDMENTS (<i>M. Morley</i>)	
Read the first time by short title and referred to the Rules Committee.	116
Assigned to standing committee	182
Read the second time	243
Read the third time	455
Transmitted to the Senate	455
Enacting Clause Stricken	1334
H.B. 289 — REAUTHORIZATION OF CORRECTIONS EDUCATION PROGRAMS (<i>C. Watkins</i>)	
Read the first time by short title and referred to the Rules Committee.	116
Assigned to standing committee	172
Read the second time	224
Read the third time	261
Transmitted to the Senate	262
Placed on Concurrence Calendar	547
Concurrence	605
Signed by the Speaker and transmitted to the Governor	634
Enacting Clause Stricken	1333
H.B. 290 — DIVORCE ORIENTATION CLASS (<i>J. Nielson</i>)	
Read the first time by short title and referred to the Rules Committee.	117
Assigned to standing committee	205
Amendments	258
Read the second time	258
Read the third time	511
Circled	511
Uncircled	539
Amendments	540
Failed	541
Enacting Clause Stricken	1339

H.B. 291 — FUNDING FOR BURYING UTILITY LINES (<i>J. Briscoe</i>)	
Read the first time by short title and referred to the Rules Committee.	117
Substituted	678
Assigned to standing committee	678
Returned to Rules Committee	958
Enacting Clause Stricken	1339
H.B. 292 — TAXATION OF VARIABLE LIFE INSURANCE (<i>J. Bird</i>)	
Read the first time by short title and referred to the Rules Committee.	117
Enacting Clause Stricken	1339
H.B. 293 — AMENDMENTS TO VEHICLE OVERSIZE AND OVERWEIGHT PERMITS (<i>W. Harper</i>)	
Read the first time by short title and referred to the Rules Committee.	117
Assigned to standing committee	206
Read the second time	246
Read the third time	278
Transmitted to the Senate	278
Signed by the Speaker and returned to the Senate	716
H.B. 294 — AMENDMENTS TO MENTAL HEALTH PRACTICES LICENSING LAWS (<i>R. C. Webb</i>)	
Read the first time by short title and referred to the Rules Committee.	117
Assigned to standing committee	171
Substituted	207
Read the second time	207
Read the third time	411
Circled	411
Uncircled	439
Amendments	439
Transmitted to the Senate	440
Signed by the Speaker and returned to the Senate	717
H.B. 295 — TRADEMARK RENEWAL REVISIONS (<i>B. King</i>)	
Read the first time by short title and referred to the Rules Committee.	134
Assigned to standing committee	182
Amendments	224
Read the second time	224
Read the third time	411
Circled	411
Uncircled	411
Transmitted to the Senate	412
Signed by the Speaker and transmitted to the Governor	613
H.B. 296 — SOCIAL SERVICES – EMPLOYMENT FIRST PRIORITY (<i>V. L. Snow</i>)	
Read the first time by short title and referred to the Rules Committee.	134
Assigned to standing committee	205
Amendments	288
Read the second time	288
Read the third time	515
Transmitted to the Senate	516
Signed by the Speaker and transmitted to the Governor	1013

H.B. 297 — HIGHWAY BARRICADE AMENDMENTS (<i>L. Perry</i>)	
Read the first time by short title and referred to the Rules Committee.	134
Assigned to standing committee	249
Read the second time	317
Read the third time	350
Transmitted to the Senate	350
Signed by the Speaker and transmitted to the Governor	594
H.B. 298 — MOTOR VEHICLE SAFETY INSPECTION AMENDMENTS (<i>J. Dougall</i>)	
Read the first time by short title and referred to the Rules Committee.	193
Assigned to standing committee	303
Substituted	418
Uncircled	893
Amendments	418
Read the second time	418
Read the third time	654
Circled	655
Substituted	893
Placed on calendar	896
Read the third time	912
Circled	896, 912
Uncircled	1025
Substituted	1025
Amendments	894
Transmitted to the Senate	1026
Placed on Concurrence Calendar	1217
Concurrence	1234
Signed by the Speaker and transmitted to the Governor	1262
H.B. 299 — TAX REVISIONS (<i>J. Dougall</i>)	
Read the first time by short title and referred to the Rules Committee.	161
Assigned to standing committee	303
Amendments	301
Substituted	737
Amendments	737
Read the second time	737
Enacting Clause Stricken	1339
H.B. 300 — ILLEGAL ALIEN RELATED AMENDMENTS (<i>C. Herrod</i>)	
Read the first time by short title and referred to the Rules Committee.	177
Enacting Clause Stricken	1339
H.B. 301 — NATIONAL GUARD – NONJUDICIAL PUNISHMENT (<i>V. Peterson</i>)	
Read the first time by short title and referred to the Rules Committee.	161
Assigned to standing committee	223
Substituted	271
Amendments	271
Read the second time	271
Read the third time	514
Transmitted to the Senate	515
Signed by the Speaker and transmitted to the Governor	809

H.B. 302 — LAND USE PENALTIES (<i>M. Morley</i>)	
Read the first time by short title and referred to the Rules Committee.	161
Assigned to standing committee	182
Amendments	243
Read the second time	243
Read the third time	455
Transmitted to the Senate	456
Signed by the Speaker and transmitted to the Governor	677
H.B. 303 — INSURANCE COVERAGE FOR CHILDREN WITH HEARING IMPAIRMENTS (<i>R. Edwards</i>)	
Read the first time by short title and referred to the Rules Committee.	173
Assigned to standing committee	428
Returned to Rules Committee	947
Enacting Clause Stricken	1339
H.B. 304 — ACCESS TO VOTER DATE OF BIRTH RECORDS (<i>R. Edwards</i>)	
Read the first time by short title and referred to the Rules Committee.	173
Assigned to standing committee	223
Read the second time	463
Read the third time	691
Circled	692
Uncircled	712
Substituted	712
Circled	712
Uncircled	811
Transmitted to the Senate	812
Enacting Clause Stricken	1334
H.B. 305 — CONSTRUCTION CODE REVISIONS (<i>G. Froerer</i>)	
Read the first time by short title and referred to the Rules Committee.	190
Assigned to standing committee	222
Amendments	295
Read the second time	295
Read the third time	519
Amendments	519
Transmitted to the Senate	520
Substituted	990
Placed on Concurrence Calendar	734
Refuse to Concur	785
Conference Committee Appointed	823
Placed on Concurrence Calendar	980
Joint Conference Committee Report	990
Signed by the Speaker and transmitted to the Governor	1031
H.B. 306 — DISPOSAL OF UNUSED PRESCRIPTION DRUGS (<i>B. Daw</i>)	
Read the first time by short title and referred to the Rules Committee.	193
Assigned to standing committee	205
Amendments	244
Read the second time	244
Read the third time	456
Transmitted to the Senate	457
Signed by the Speaker and transmitted to the Governor	677

H.B. 307 — FACTUAL INNOCENCE AMENDMENTS (<i>B. Dee</i>)	
Read the first time by short title and referred to the Rules Committee.	190
Assigned to standing committee	248
Read the second time	316
Read the third time	559
Amendments	559
Circled	560
Uncircled	652
Amendments	652
Transmitted to the Senate	653
Signed by the Speaker and transmitted to the Governor	1031
H.B. 308 — PARENTAL RIGHTS OF BIOLOGICAL FATHERS (<i>C. Watkins</i>)	
Read the first time by short title and referred to the Rules Committee.	193
Assigned to standing committee	273
Substituted	957
Returned to Rules Committee	958
Enacting Clause Stricken	1339
H.B. 309 — DISTRIBUTION OF PROPERTY BY CHANCE (<i>K. Powell</i>)	
Read the first time by short title and referred to the Rules Committee.	194
Assigned to standing committee	248
Returned to Rules Committee	960
Enacting Clause Stricken	1339
H.B. 310 — STATE AND POLITICAL SUBDIVISION EMPLOYMENT AMENDMENTS (<i>D. McCay</i>)	
Read the first time by short title and referred to the Rules Committee.	231
Assigned to standing committee	321
Amendments	970
Returned to Rules Committee	970
Enacting Clause Stricken	1339
H.B. 311 — ELECTRONIC MEETINGS FOR CHARTER SCHOOL (<i>B. Daw</i>)	
Read the first time by short title and referred to the Rules Committee.	231
Assigned to standing committee	322
Read the second time	384
Read the third time	607
Transmitted to the Senate	608
Signed by the Speaker and transmitted to the Governor	1151
H.B. 312 — VETERAN EMPLOYMENT TAX CREDIT (<i>D. Ipson</i>)	
Read the first time by short title and referred to the Rules Committee.	231
Assigned to standing committee	303
Amendments	318
Read the second time	318
Read the third time	560
Transmitted to the Senate	561
Signed by the Speaker and transmitted to the Governor	1216

H.B. 313 — LOCAL HEALTH REGULATION (<i>J. Anderson</i>)	
Read the first time by short title and referred to the Rules Committee.	231
Assigned to standing committee	321
Amendments	922
Read the second time	922
Returned to Rules Committee	922
Placed on calendar	945
Read the third time	1022
Transmitted to the Senate	1023
Signed by the Speaker and transmitted to the Governor	1158
H.B. 314 — WAGE REPORTING AMENDMENTS (<i>V. Peterson</i>)	
Read the first time by short title and referred to the Rules Committee.	231
Enacting Clause Stricken	1339
H.B. 315 — DOMESTIC VIOLENCE AND DATING VIOLENCE AMENDMENTS (<i>P. Ray</i>)	
Read the first time by short title and referred to the Rules Committee.	257
Assigned to standing committee	345
Amendments	960
Returned to Rules Committee	960
Enacting Clause Stricken	1339
H.B. 316 — DIVORCE WAITING PERIOD AMENDMENTS (<i>V. Peterson</i>)	
Read the first time by short title and referred to the Rules Committee.	257
Assigned to standing committee	345
Read the second time	384
Read the third time	628
Circled	628
Uncircled	810
Transmitted to the Senate	811
Signed by the Speaker and transmitted to the Governor	1332
H.B. 317 — TRAFFIC SAFETY AMENDMENTS (<i>D. Ipson</i>)	
Read the first time by short title and referred to the Rules Committee.	257
Assigned to standing committee	346
Read the second time	393
Read the third time	435
Transmitted to the Senate	436
Signed by the Speaker and returned to the Senate	717
H.B. 318 — INDUSTRIAL ASSISTANCE ACCOUNT AMENDMENTS (<i>R. Menlove</i>)	
Read the first time by short title and referred to the Rules Committee.	257
Assigned to standing committee	274
Read the second time	318
Read the third time	351
Transmitted to the Senate	352
Signed by the Speaker and transmitted to the Governor	594

H.B. 319 — PROVISION OF INFORMATION TO PARENTS OF CHILDREN IN STATE CUSTODY (<i>C. Watkins</i>)	
Read the first time by short title and referred to the Rules Committee.	257
Assigned to standing committee	345
Read the second time	420
Read the third time	673
Transmitted to the Senate	674
Signed by the Speaker and transmitted to the Governor	1058
H.B. 320 — UTILITY FACILITY SITING (<i>D. Sagers</i>)	
Read the first time by short title and referred to the Rules Committee.	257
Assigned to standing committee	346
Substituted	924
Amendments	925
Read the second time	925
Placed on calendar	945
Read the third time	1019
Transmitted to the Senate	1019
Enacting Clause Stricken	1334
H.B. 321 — BOND LIMIT REQUIREMENTS FOR MOTOR VEHICLE DEALERS (<i>D. Butterfield</i>)	
Read the first time by short title and referred to the Rules Committee.	257
Assigned to standing committee	345
Returned to Rules Committee	762
Enacting Clause Stricken	1339
H.B. 322 — HIGHER EDUCATION TENURE (<i>C. Herrod</i>)	
Read the first time by short title and referred to the Rules Committee.	257
Assigned to standing committee	345
Substituted	950
Returned to Rules Committee	950
Enacting Clause Stricken	1339
H.B. 323 — SALES AND USE TAX COLLECTION AMENDMENTS (<i>D. Butterfield</i>)	
Read the first time by short title and referred to the Rules Committee.	257
Assigned to standing committee	346
Read the second time	418
Read the third time	436
Transmitted to the Senate	437
Placed on Concurrence Calendar	980
Concurrence	1044
Signed by the Speaker and transmitted to the Governor	1086
H.B. 324 — PROVISIONAL TEACHING MODIFICATIONS (<i>C. Herrod</i>)	
Read the first time by short title and referred to the Rules Committee.	257
Assigned to standing committee	362
Returned to Rules Committee	950
Enacting Clause Stricken	1339

H.B. 325 — MOTOR FUEL MARKETING ACT REAUTHORIZATION (<i>D. Ipson</i>)	
Read the first time by short title and referred to the Rules Committee.	277
Assigned to standing committee	345
Read the second time	614
Read the third time	791
Reconsideration	833, 875
Failed	792
Amendments	875
Transmitted to the Senate	876
Enacting Clause Stricken	1334
H.B. 326 — SERIOUS YOUTH OFFENDER AMENDMENTS (<i>P. Ray</i>)	
Read the first time by short title and referred to the Rules Committee.	277
Assigned to standing committee	321
Read the second time	364
Read the third time	575
Transmitted to the Senate	576
Signed by the Speaker and transmitted to the Governor	1107
H.B. 327 — OPERATION OF BICYCLES ON HIGHWAYS (<i>J. Anderson</i>)	
Read the first time by short title and referred to the Rules Committee.	301
Assigned to standing committee	442
Substituted	965
Amendments	965
Returned to Rules Committee	965
Enacting Clause Stricken	1339
H.B. 328 — JUDICIAL PERFORMANCE EVALUATION AMENDMENTS (<i>V. L. Snow</i>)	
Read the first time by short title and referred to the Rules Committee.	305
Assigned to standing committee	399
Returned to Rules Committee	960
Enacting Clause Stricken	1339
H.B. 329 — BOATING AMENDMENTS (<i>L. Perry</i>)	
Read the first time by short title and referred to the Rules Committee.	305
Assigned to standing committee	400
Returned to Rules Committee	968
Enacting Clause Stricken	1339
H.B. 331 — SCHOOL BOARD ELECTION PROVISIONS (<i>J. Nielson</i>)	
Read the first time by short title and referred to the Rules Committee.	732
Assigned to standing committee	761
Returned to Rules Committee	950
Enacting Clause Stricken	1339
H.B. 335 — PROFESSIONAL LICENSING AMENDMENTS (<i>J. Dougall</i>)	
Read the first time by short title and referred to the Rules Committee.	636
Assigned to standing committee	794
Returned to Rules Committee	947
Enacting Clause Stricken	1339

H.B. 336 — ELECTRONIC HIGH SCHOOL AMENDMENTS (<i>S. Sandstrom</i>)	
Read the first time by short title and referred to the Rules Committee.	451
Assigned to standing committee	612
Read the second time	763
Placed on calendar	944
Read the third time	1005
Transmitted to the Senate	1006
Enacting Clause Stricken	1334
H.B. 337 — OPEN GOVERNMENT AMENDMENTS (<i>J. Dougall</i>)	
Read the first time by short title and referred to the Rules Committee.	636
Assigned to standing committee	761
Amendments	864
Read the second time	864
Placed on calendar	945
Read the third time	1018
Circled	1018
Uncircled	1028
Transmitted to the Senate	1029
Enacting Clause Stricken	1334
H.B. 338 — ELECTION AMENDMENTS (<i>S. Eliason</i>)	
Read the first time by short title and referred to the Rules Committee.	636
Assigned to standing committee	730
Read the second time	796
Read the third time	899
Transmitted to the Senate	899
Enacting Clause Stricken	1334
H.B. 339 — ELECTION BALLOT AMENDMENTS (<i>S. Eliason</i>)	
Read the first time by short title and referred to the Rules Committee.	636
Assigned to standing committee	730
Read the second time	795
Placed on calendar	1027
Read the third time	1055
Transmitted to the Senate	1056
Placed on Concurrence Calendar	1317
Concurrence	1321
Signed by the Speaker and transmitted to the Governor	1290
H.B. 341 — FINANCIAL DISCLOSURES BY LOCAL CANDIDATES (<i>K. Sumsion</i>)	
Read the first time by short title and referred to the Rules Committee.	548
Assigned to standing committee	645
Returned to Rules Committee	972
Enacting Clause Stricken	1339
H.B. 342 — CAMPAIGN FINANCE REPORTING IN LOCAL ELECTIONS (<i>K. Sumsion</i>)	
Read the first time by short title and referred to the Rules Committee.	548
Assigned to standing committee	730
Returned to Rules Committee	974
Enacting Clause Stricken	1339

H.B. 343 — UNDERGROUND STORAGE TANK AMENDMENTS (<i>K. McIff</i>)	
Read the first time by short title and referred to the Rules Committee.	348
Assigned to standing committee	399
Amendments	499
Read the second time	499
Read the third time	747
Amendments	747
Transmitted to the Senate	748
Signed by the Speaker and transmitted to the Governor	1151
H.B. 346 — AMENDMENTS REGARDING COMPETENCY TO STAND TRIAL (<i>L. Christensen</i>)	
Read the first time by short title and referred to the Rules Committee.	575
Assigned to standing committee	592
Amendments	766
Read the second time	766
Placed on calendar	945
Read the third time	1019
Transmitted to the Senate	1020
Signed by the Speaker and transmitted to the Governor	1228
H.B. 348 — HAZARDOUS WASTE AMENDMENTS (<i>R. Menlove</i>)	
Read the first time by short title and referred to the Rules Committee.	325
Assigned to standing committee	362
Read the second time	444
Read the third time	691
Substituted	691
Transmitted to the Senate	691
Signed by the Speaker and transmitted to the Governor	1013
H.B. 350 — PAYROLL DEDUCTION AMENDMENTS (<i>B. Daw</i>)	
Read the first time by short title and referred to the Rules Committee.	451
Substituted	611
Assigned to standing committee	611
Substituted	681
Read the second time	681
Placed on calendar	896
Read the third time	927
Substituted	927
Transmitted to the Senate	928
Enacting Clause Stricken	1334
H.B. 351 — OPT OUT OF EXECUTIVE ORDER ON WHITE HOUSE RURAL COUNCIL (<i>K. Ivory</i>)	
Read the first time by short title and referred to the Rules Committee.	402
Assigned to standing committee	505
Read the second time	778
Placed on calendar	944
Read the third time	1000
Transmitted to the Senate	1001
Enacting Clause Stricken	1334

H.B. 354 — ALCOHOLIC BEVERAGE AMENDMENTS (<i>R. Wilcox</i>)	
Read the first time by short title and referred to the Rules Committee.	660
Assigned to standing committee	680
Substituted	798
Read the second time	798
Placed on calendar	896
Read the third time	908
Transmitted to the Senate	909
Placed on Concurrence Calendar	1253
Concurrence	1267
Signed by the Speaker and transmitted to the Governor	1330
H.B. 357 — GUARDIAN AD LITEM AMENDMENTS (<i>L. Christensen</i>)	
Read the first time by short title and referred to the Rules Committee.	451
Assigned to standing committee	592
Amendments	616
Read the second time	616
Read the third time	792
Transmitted to the Senate	793
Signed by the Speaker and transmitted to the Governor	1316
H.B. 362 — FOOD HANDLER TRAINING AMENDMENTS (<i>J. Anderson</i>)	
Read the first time by short title and referred to the Rules Committee.	507
Assigned to standing committee	644
Substituted	947
Amendments	947
Returned to Rules Committee	947
Enacting Clause Stricken	1339
H.B. 363 — HEALTH EDUCATION AMENDMENTS (<i>B. Wright</i>)	
Read the first time by short title and referred to the Rules Committee.	348
Assigned to standing committee	362
Amendments	419
Read the second time	419
Corrected committee report	462
Amendments	462
Read the third time	655
Amendments	655
Transmitted to the Senate	660
Signed by the Speaker and transmitted to the Governor	1138
H.B. 364 — SCHOOL DISTRICT FINANCIAL REPORTING AMENDMENTS (<i>J. Dougall</i>)	
Read the first time by short title and referred to the Rules Committee.	507
Assigned to standing committee	612
Read the second time	922
Read the third time	1037
Transmitted to the Senate	1038
Enacting Clause Stricken	1334

H.B. 365 — REVISIONS TO TAX (<i>J. Dougall</i>)	
Read the first time by short title and referred to the Rules Committee.	526
Assigned to standing committee	612
Amendments	647
Read the second time	647
Placed on calendar	896
Read the third time	907
Circled	908
Uncircled	936
Transmitted to the Senate	937
Signed by the Speaker and transmitted to the Governor	1222
H.B. 366 — RECEIPT OF WELFARE BENEFITS AMENDMENTS (<i>J. Dougall</i>)	
Read the first time by short title and referred to the Rules Committee.	325
Assigned to standing committee	428
Read the second time	473
Read the third time	535
Transmitted to the Senate	536
Signed by the Speaker and transmitted to the Governor	1013
H.B. 367 — TRUST LANDS AMENDMENTS (<i>M. Noel</i>)	
Read the first time by short title and referred to the Rules Committee.	571
Assigned to standing committee	680
Amendments	778
Read the second time	778
Placed on calendar	944
Read the third time	1001
Transmitted to the Senate	1001
Placed on Concurrence Calendar	1317
Concurrence	1322
Signed by the Speaker and transmitted to the Governor	1332
H.B. 368 — ABANDONMENT OR FORFEITURE OF WATER RIGHTS (<i>B. Galvez</i>)	
Read the first time by short title and referred to the Rules Committee.	507
Assigned to standing committee	543
Read the second time	688
Read the third time	743
Transmitted to the Senate	744
Enacting Clause Stricken	1334
H.B. 369 — ADJUDICATION OF WATER RIGHTS (<i>J. Briscoe</i>)	
Read the first time by short title and referred to the Rules Committee.	705
Assigned to standing committee	783
Read the second time	845
Read the third time	981
Transmitted to the Senate	982
Enacting Clause Stricken	1334
H.B. 370 — EDUCATION ON FREE ENTERPRISE SYSTEM (<i>K. Grover</i>)	
Read the first time by short title and referred to the Rules Committee.	431
Assigned to standing committee	592
Returned to Rules Committee	951
Enacting Clause Stricken	1339

H.B. 372 — UTAH CODE – OFFICIAL VERSION (<i>V. L. Snow</i>)	
Read the first time by short title and referred to the Rules Committee.	402
Assigned to standing committee	442
Read the second time	590
Read the third time	786
Transmitted to the Senate	787
Enacting Clause Stricken	1334
H.B. 379 — OCCUPATIONAL LICENSING AMENDMENTS (<i>J. Peterson</i>)	
Read the first time by short title and referred to the Rules Committee.	402
Assigned to standing committee	428
Returned to Rules Committee	948
Enacting Clause Stricken	1339
H.B. 381 — PUBLIC EDUCATION – ASSESSMENT AMENDMENTS (<i>B. Daw</i>)	
Read the first time by short title and referred to the Rules Committee.	571
Assigned to standing committee	645
Returned to Rules Committee	951
Enacting Clause Stricken	1339
H.B. 382 — CONSTITUTIONAL DEFENSE COUNCIL – POSTING OF PUBLIC INFORMATION (<i>K. Ivory</i>)	
Read the first time by short title and referred to the Rules Committee.	571
Assigned to standing committee	612
Read the second time	796
Read the third time	898
Transmitted to the Senate	899
Enacting Clause Stricken	1334
H.B. 383 — INTERNATIONAL RESIDENTIAL CODE AMENDMENTS (<i>J. Peterson</i>)	
Read the first time by short title and referred to the Rules Committee.	348
Assigned to standing committee	363
Placed on calendar	526
Substituted	504
Read the second time	504
Read the third time	549
Transmitted to the Senate	550
Signed by the Speaker and transmitted to the Governor	809
H.B. 384 — SALES AND USE TAX SELLER NEXUS AMENDMENTS (<i>W. Harper</i>)	
Read the first time by short title and referred to the Rules Committee.	599
Assigned to standing committee	612
Amendments	685
Read the second time	685
Placed on calendar	896
Read the third time	915
Substituted	915
Placed on Concurrence Calendar	1213
Concurrence	1232
Signed by the Speaker and transmitted to the Governor	1262

H.B. 385 — SALES AND USE TAX – SELLER NOTICE REQUIREMENTS (<i>W. Harper</i>)	
Read the first time by short title and referred to the Rules Committee.	325
Assigned to standing committee	400
Amendments	975
Returned to Rules Committee	975
Enacting Clause Stricken	1339
H.B. 387 — PROPERTY TAX MODIFICATIONS (<i>J. Dougall</i>)	
Read the first time by short title and referred to the Rules Committee.	762
Assigned to standing committee	783
Substituted	867
Transmitted to the Senate	935
Read the second time	867
Placed on calendar	897
Read the third time	934
Amendments	934
Signed by the Speaker and transmitted to the Governor	1281
H.B. 388 — UNEMPLOYMENT INSURANCE EXEMPTION (<i>J. Peterson</i>)	
Read the first time by short title and referred to the Rules Committee.	599
Assigned to standing committee	730
Read the second time	920
Read the third time	1033
Transmitted to the Senate	1034
Signed by the Speaker and transmitted to the Governor	1316
H.B. 389 — STUDENT EDUCATION OCCUPATION PLAN AMENDMENTS (<i>M. Newbold</i>)	
Read the first time by short title and referred to the Rules Committee.	705
Assigned to standing committee	761
Read the second time	922
Read the third time	1039
Transmitted to the Senate	1039
Signed by the Speaker and transmitted to the Governor	1316
H.B. 392 — CHARTER SCHOOL FUNDING REVISIONS (<i>S. Sandstrom</i>)	
Read the first time by short title and referred to the Rules Committee.	599
Assigned to standing committee	645
Amendments	800, 817
Read the second time	800, 817
Placed on calendar	1026
Read the third time	1054
Transmitted to the Senate	1055
Enacting Clause Stricken	1334
H.B. 393 — JUVENILE COMPETENCY AMENDMENTS (<i>K. McIff</i>)	
Read the first time by short title and referred to the Rules Committee.	402
Assigned to standing committee	523
Read the second time	543
Read the third time	749
Circled	749
Uncircled	751
Substituted	751
Transmitted to the Senate	751
Signed by the Speaker and transmitted to the Governor	1239

H.B. 395 — FIREARMS AMENDMENTS (*S. Sandstrom*)

Read the first time by short title and referred to the Rules Committee.	325
Assigned to standing committee	442
Substituted	544
Amendments	544
Read the second time	544
Read the third time	751
Circled	752
Uncircled	753
Amendments	753
Transmitted to the Senate	754
Signed by the Speaker and transmitted to the Governor	1330

H.B. 397 — CHARTER SCHOOL START-UP AMENDMENTS (*B. Dee*)

Read the first time by short title and referred to the Rules Committee.	671
Assigned to standing committee	679
Read the second time	763
Amendments	763
Placed on calendar	896
Read the third time	913
Transmitted to the Senate	914
Placed on Concurrence Calendar	1250
Concurrence	1255
Signed by the Speaker and transmitted to the Governor	1330

H.B. 398 — ALLOCATION OF SCHOOL TRUST LANDS FUNDS (*C. Herrod*)

Read the first time by short title and referred to the Rules Committee.	526
Assigned to standing committee	645
Amendments	951
Returned to Rules Committee	951
Enacting Clause Stricken	1339

H.B. 399 — PHYSICIAN AND OSTEOPATHIC LICENSING AMENDMENTS (*S. Sandstrom*)

Read the first time by short title and referred to the Rules Committee.	477
Assigned to standing committee	542
Amendments	615
Read the second time	614
Read the third time	663
Transmitted to the Senate	664
Placed on Concurrence Calendar	1014
Concurrence	1046
Signed by the Speaker and transmitted to the Governor	1086

H.B. 400 — TRAUMATIC HEAD AND SPINAL CORD INJURY REHABILITATION TRUST FUND (<i>E. Hutchings</i>)	
Read the first time by short title and referred to the Rules Committee.	599
Assigned to standing committee	612
Read the second time	684
Placed on calendar	897
Read the third time	939
Circled	939
Uncircled	941
Amendments	941
Transmitted to the Senate	943
Placed on Concurrence Calendar	1239
Concurrence	1266
Signed by the Speaker and transmitted to the Governor	1331
H.B. 401 — OFF-HIGHWAY VEHICLE REVISIONS (<i>P. Painter</i>)	
Read the first time by short title and referred to the Rules Committee.	402
Assigned to standing committee	505
Read the second time	591
Read the third time	789
Transmitted to the Senate	790
Signed by the Speaker and transmitted to the Governor	1290
H.B. 402 — SHARED PARENTING (<i>K. Powell</i>)	
Read the first time by short title and referred to the Rules Committee.	369
Assigned to standing committee	505
Returned to Rules Committee	765
Enacting Clause Stricken	1339
H.B. 404 — CONVENTION FOR PROPOSING AMENDMENTS (<i>B. Daw</i>)	
Read the first time by short title and referred to the Rules Committee.	1107
Enacting Clause Stricken	1339
H.B. 405 — JURY SERVICE AMENDMENTS (<i>C. Watkins</i>)	
Read the first time by short title and referred to the Rules Committee.	369
Assigned to standing committee	442
Read the second time	499
Read the third time	726
Transmitted to the Senate	726
Enacting Clause Stricken	1334
H.B. 406 — HOMEOWNER ASSOCIATION REGISTRATION AMENDMENTS (<i>D. Ipson</i>)	
Read the first time by short title and referred to the Rules Committee.	325
Assigned to standing committee	399
Read the second time	464
Read the third time	528
Transmitted to the Senate	529
Signed by the Speaker and transmitted to the Governor	756

H.B. 407 — NEW CAR SAFETY AND EMISSIONS INSPECTION (<i>D. Ipson</i>)	
Read the first time by short title and referred to the Rules Committee.	717
Assigned to standing committee	731
Read the second time	780
Placed on calendar	896
Read the third time	928
Amendments	928
Transmitted to the Senate	929
Signed by the Speaker and transmitted to the Governor	1152
H.B. 410 — INFORMED CONSENT IN DOMESTIC CASES (<i>G. Froerer</i>)	
Read the first time by short title and referred to the Rules Committee.	717
Enacting Clause Stricken	1340
H.B. 413 — PRODUCT LIABILITY AMENDMENTS (<i>D. Brown</i>)	
Read the first time by short title and referred to the Rules Committee.	369
Assigned to standing committee	442
Amendments	923
Read the second time	923
Returned to Rules Committee	923
Placed on calendar	1027
Circled	1059
Uncircled	1069
Amendments	1069
Transmitted to the Senate	1072
Enacting Clause Stricken	1340
H.B. 414 — SCHOOL BONDING FOR SEISMIC PURPOSES (<i>G. Froerer</i>)	
Read the first time by short title and referred to the Rules Committee.	636
Assigned to standing committee	783
Read the second time	866
Placed on calendar	897
Read the third time	937
Amendments	937
Transmitted to the Senate	939
Placed on Concurrence Calendar	1253
Concurrence	1268
Signed by the Speaker and transmitted to the Governor	1331
H.B. 415 — PROTECTION OF ATHLETES WITH HEAD INJURIES ACT (<i>P. Ray</i>)	
Read the first time by short title and referred to the Rules Committee.	636
Assigned to standing committee	680
Amendments	765
Read the second time	765
Placed on calendar	897
Read the third time	992
Amendments	992
Transmitted to the Senate	993
Enacting Clause Stricken	1334

H.B. 416 — GUARDIAN AD LITEM OFFICE REFERENCES (<i>V. L. Snow</i>)	
Read the first time by short title and referred to the Rules Committee.	325
Assigned to standing committee	399
Read the second time	463
Read the third time	527
Transmitted to the Senate	527
Signed by the Speaker and transmitted to the Governor	1108
H.B. 417 — EDUCATION ON PROCESS FOR ELECTING PUBLIC OFFICIALS (<i>S. Barlow</i>)	
Read the first time by short title and referred to the Rules Committee.	526
Assigned to standing committee	783
Substituted	866
Read the second time	866
Placed on calendar	945
Read the third time	1020
Amendments	1020
Failed	1021
Enacting Clause Stricken	1340
H.B. 418 — CHARTER SCHOOL REPORTING REQUIREMENTS (<i>D. McCay</i>)	
Read the first time by short title and referred to the Rules Committee.	662
Assigned to standing committee	784
Returned to Rules Committee	978
Enacting Clause Stricken	1340
H.B. 420 — PARENT EDUCATION INITIATIVE (<i>S. Eliason</i>)	
Read the first time by short title and referred to the Rules Committee.	689
Assigned to standing committee	730
Placed on calendar	896
Read the third time	916
Amendments	916
Transmitted to the Senate	918
Placed on Concurrence Calendar	1157
Conference Committee appointed.	1193
Concurrence	1166
Refuse to Concur	1167
Enacting Clause Stricken	1334
H.B. 421 — LOCAL DISTRICT DISSOLUTION (<i>D. McCay</i>)	
Read the first time by short title and referred to the Rules Committee.	810
Assigned to standing committee	824
Amendments	925
Read the second time	925
Read the third time	1041
Transmitted to the Senate	1042
Enacting Clause Stricken	1334
H.B. 423 — DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL PRIVATIZATION TASK FORCE (<i>C. Frank</i>)	
Read the first time by short title and referred to the Rules Committee.	599
Assigned to standing committee	679
Returned to Rules Committee	948
Enacting Clause Stricken	1340

H.B. 424 — MUSEUM APPROPRIATION AMENDMENTS (<i>T. Kiser</i>)	
Read the first time by short title and referred to the Rules Committee.	716
Assigned to standing committee	731
Read the second time	798
Placed on calendar	1027
Read the third time	1062
Amendments	1062
Failed	1063
Enacting Clause Stricken	1340
H.B. 427 — TAX LAW MODIFICATIONS (<i>R. Wilcox</i>)	
Read the first time by short title and referred to the Rules Committee.	689
Assigned to standing committee	731
Read the second time	798
Returned to Rules Committee	1084
Placed on calendar	945
Read the third time	1023
Circled	1023
Enacting Clause Stricken	1340
H.B. 429 — PROPERTY RIGHTS MODIFICATIONS (<i>G. Froerer</i>)	
Read the first time by short title and referred to the Rules Committee.	526
Assigned to standing committee	645
Substituted	737
Amendments	737
Read the second time	737
Returned to Rules Committee	1084
Placed on calendar	1026
Read the third time	1053
Circled	1053
Enacting Clause Stricken	1340
H.B. 430 — CLASSIFIED SCHOOL EMPLOYEE AMENDMENTS (<i>B. Last</i>)	
Read the first time by short title and referred to the Rules Committee.	599
Assigned to standing committee	612
Read the second time	686
Placed on calendar	1027
Read the third time	1077
Circled	1077
Uncircled	1078
Transmitted to the Senate	1079
Enacting Clause Stricken	1334
H.B. 432 — BUREAU OF CRIMINAL IDENTIFICATION AMENDMENTS (<i>J. Seelig</i>)	
Read the first time by short title and referred to the Rules Committee.	451
Assigned to standing committee	592
Substituted	618
Read the second time	618
Read the third time	664
Transmitted to the Senate	665
Placed on Concurrence Calendar	1014
Concurrence	1047
Signed by the Speaker and transmitted to the Governor	1086

H.B. 433 — EXPANDED USES OF SCHOOL DISTRICT PROPERTY TAX REVENUE (<i>K. McIff</i>)	
Read the first time by short title and referred to the Rules Committee.	689
Assigned to standing committee	730
Read the second time	844
Placed on calendar	1027
Read the third time	1082
Transmitted to the Senate	1083
Enacting Clause Stricken	1334
H.B. 434 — PHARMACY PRACTICE ACT MODIFICATIONS (<i>E. Vickers</i>)	
Read the first time by short title and referred to the Rules Committee.	507
Assigned to standing committee	592
Amendments	684
Read the second time	684
Read the third time	741
Transmitted to the Senate	742
Signed by the Speaker and transmitted to the Governor	1331
H.B. 435 — RECLASSIFICATION OF TRAFFIC OFFENSES (<i>K. Powell</i>)	
Read the first time by short title and referred to the Rules Committee.	733
Enacting Clause Stricken	1340
H.B. 437 — PUBLIC EMPLOYEE HEALTH CARE BENEFITS (<i>B. Daw</i>)	
Read the first time by short title and referred to the Rules Committee.	432
Assigned to standing committee	680
Substituted	739
Amendments	739
Read the second time	739
Placed on calendar	944
Read the third time	1006
Amendments	1006
Transmitted to the Senate	1008
Signed by the Speaker and transmitted to the Governor	1239
H.B. 439 — CONGRESSIONAL DISTRICT RESIDENCY (<i>P. Ray</i>)	
Read the first time by short title and referred to the Rules Committee.	740
Enacting Clause Stricken	1340
H.B. 440 — SURVEYOR LICENSING AMENDMENTS (<i>V. Peterson</i>)	
Read the first time by short title and referred to the Rules Committee.	599
Assigned to standing committee	611
Amendments	948
Returned to Rules Committee	948
Enacting Clause Stricken	1340

H.B. 441 — CHARTER SCHOOL ENROLLMENT AMENDMENTS (<i>D. McCay</i>)	
Read the first time by short title and referred to the Rules Committee.	662
Assigned to standing committee	784
Amendments	869
Read the second time	869
Placed on calendar	897
Read the third time	937
Circled	937, 939
Uncircled	939, 1016
Amendments	939
Substituted	1016
Transmitted to the Senate	1016
Signed by the Speaker and transmitted to the Governor	1158
H.B. 442 — COUNTY CORRECTIONAL FUNDING AMENDMENTS (<i>M. Noel</i>)	
Read the first time by short title and referred to the Rules Committee.	599
Assigned to standing committee	680
Read the second time	778
Placed on calendar	897
Read the third time	939
Transmitted to the Senate	940
Signed by the Speaker and transmitted to the Governor	1252
H.B. 443 — CORRECTIONS ISSUES TASK FORCE (<i>E. Hutchings</i>)	
Read the first time by short title and referred to the Rules Committee.	785
Assigned to standing committee	795
Read the second time	925
Returned to Rules Committee	925
Placed on calendar	1026
Read the third time	1053
Returned to Rules Committee	1053
Enacting Clause Stricken	1340
H.B. 445 — CLUBS IN PUBLIC SCHOOLS (<i>S. Sandstrom</i>)	
Read the first time by short title and referred to the Rules Committee.	662
Assigned to standing committee	794
Returned to Rules Committee	951
Enacting Clause Stricken	1340
H.B. 448 — CUSTODY MODIFICATIONS (<i>G. Hughes</i>)	
Read the first time by short title and referred to the Rules Committee.	451
Assigned to standing committee	593
Amendments	618
Read the second time	618
Read the third time	888
Amendments	888
Transmitted to the Senate	889
Placed on Concurrence Calendar	1290
Concurrence	1297
Signed by the Speaker and transmitted to the Governor	1332

H.B. 449 — PUBLIC EMPLOYEE STATUS MODIFICATIONS (<i>B. Dee</i>)	
Read the first time by short title and referred to the Rules Committee.	650
Assigned to standing committee	730
Read the second time	797
Placed on calendar	945
Read the third time	1017
Circled	1017
Uncircled	1072
Amendments	1072
Transmitted to the Senate	1074
Signed by the Speaker and transmitted to the Governor	1281
H.B. 452 — FAMILY EXPENSES AMENDMENTS (<i>S. Sandstrom</i>)	
Read the first time by short title and referred to the Rules Committee.	451
Assigned to standing committee	542
Amendments	777
Read the second time	777
Placed on calendar	897
Read the third time	940
Substituted	940
Circled	940
Uncircled	1029
Amendments	1029
Transmitted to the Senate	1030
Enacting Clause Stricken	1334
H.B. 453 — CITATION AMENDMENTS (<i>D. Ipson</i>)	
Read the first time by short title and referred to the Rules Committee.	432
Assigned to standing committee	524
Read the second time	618
Read the third time	665
Transmitted to the Senate	666
Signed by the Speaker and transmitted to the Governor	1179
H.B. 454 — OPEN ENROLLMENT AMENDMENTS (<i>D. Brown</i>)	
Read the first time by short title and referred to the Rules Committee.	636
Assigned to standing committee	730
Read the second time	797
Read the third time	899
Transmitted to the Senate	900
Signed by the Speaker and transmitted to the Governor	1152
H.B. 455 — FINANCING MOTOR VEHICLE PURCHASES (<i>G. Froerer</i>)	
Read the first time by short title and referred to the Rules Committee.	599
Assigned to standing committee	646
Returned to Rules Committee	968
Enacting Clause Stricken	1340

H.B. 456 — TRAFFIC VIOLATIONS AROUND SCHOOL BUSES (<i>B. Wilson</i>)	
Read the first time by short title and referred to the Rules Committee.	526
Assigned to standing committee	645
Amendments	844
Read the second time	844
Placed on calendar	944
Read the third time	1015
Circled	1015
Uncircled	1021
Amendments	1021
Transmitted to the Senate	1022
Enacting Clause Stricken	1335
H.B. 457 — EMINENT DOMAIN REVISIONS (<i>B. Last</i>)	
Read the first time by short title and referred to the Rules Committee.	662
Assigned to standing committee	730
Amendments	960
Returned to Rules Committee	960
Enacting Clause Stricken	1340
H.B. 458 — WASTEWATER SYSTEM AMENDMENTS (<i>P. Painter</i>)	
Read the first time by short title and referred to the Rules Committee.	402
Assigned to standing committee	505
Read the second time	688
Read the third time	744
Held	744
Transmitted to the Senate	787
Enacting Clause Stricken	1335
H.B. 459 — AMENDMENTS TO DEFERRED DEPOSIT LENDING (<i>J. Dunningan</i>)	
Read the first time by short title and referred to the Rules Committee.	451
Assigned to standing committee	461
Substituted	489
Amendments	489, 721
Read the second time	489
Read the third time	721
Transmitted to the Senate	722
Signed by the Speaker and transmitted to the Governor	1058
H.B. 461 — ABORTION WAITING PERIOD (<i>S. Eliason</i>)	
Read the first time by short title and referred to the Rules Committee.	402
Assigned to standing committee	505
Read the second time	765
Placed on calendar	1027
Read the third time	1080
Amendments	1080
Transmitted to the Senate	1082
Signed by the Speaker and transmitted to the Governor	1316

H.B. 462 — CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS (<i>J. Briscoe</i>)	
Read the first time by short title and referred to the Rules Committee.	526
Assigned to standing committee	593
Read the second time	685
Placed on calendar	897
Read the third time	993
Transmitted to the Senate	994
Signed by the Speaker and transmitted to the Governor	1307
H.B. 463 — MEDICAID INSPECTOR GENERAL (<i>B. Wright</i>)	
Read the first time by short title and referred to the Rules Committee.	704
Assigned to standing committee	730
Returned to Rules Committee	962
Enacting Clause Stricken	1340
H.B. 464 — COUNTY LAND USE AMENDMENTS (<i>B. Wright</i>)	
Read the first time by short title and referred to the Rules Committee.	717
Assigned to standing committee	761
Amendments	974
Returned to Rules Committee	974
Enacting Clause Stricken	1340
H.B. 465 — INMATE MEDICAL DONATION ACT (<i>S. Eliason</i>)	
Read the first time by short title and referred to the Rules Committee.	718
Assigned to standing committee	783
Read the second time	845
Read the third time	980
Transmitted to the Senate	981
Enacting Clause Stricken	1335
H.B. 466 — FORUM REQUIREMENTS (<i>B. Doughty</i>)	
Read the first time by short title and referred to the Rules Committee.	436
Assigned to standing committee	542
Returned to Rules Committee	948
Enacting Clause Stricken	1340
H.B. 467 — SOVEREIGN LANDS MANAGEMENT ACCOUNT APPROPRIATION (<i>M. Noel</i>)	
Read the first time by short title and referred to the Rules Committee.	792
Assigned to standing committee	795
Read the second time	925
Returned to Rules Committee	925
Placed on calendar	1026
Read the third time	1051
Transmitted to the Senate	1052
Enacting Clause Stricken	1335

H.B. 472 — INTERNATIONAL RELATIONS AND TRADE COMMISSION AMENDMENTS (<i>E. Hutchings</i>)	
Read the first time by short title and referred to the Rules Committee.	740
Assigned to standing committee	794
Read the second time	920, 1316
Read the third time	1034
Transmitted to the Senate	1034
Signed by the Speaker and transmitted to the Governor	1332
H.B. 473 — UTAH STATE INTERNATIONAL TRADE PROMOTION (<i>E. Hutchings</i>)	
Read the first time by short title and referred to the Rules Committee.	887
Enacting Clause Stricken	1340
H.B. 476 — AMENDMENTS TO GOVERNMENT (<i>D. Ipson</i>)	
Read the first time by short title and referred to the Rules Committee.	704
Assigned to standing committee	731
Read the second time	797
Read the third time	900
Transmitted to the Senate	901
Signed by the Speaker and transmitted to the Governor	1307
H.B. 477 — EMPLOYMENT AND VERIFICATION REQUIREMENTS (<i>S. Sandstrom</i>)	
Read the first time by short title and referred to the Rules Committee.	507
Enacting Clause Stricken	1340
H.B. 478 — ECONOMIC DEVELOPMENT THROUGH SPORTS PROMOTION (<i>B. Dee</i>)	
Read the first time by short title and referred to the Rules Committee.	762
Assigned to standing committee	784
Read the second time	870
Placed on calendar	944
Read the third time	1002
Circled	1002
Uncircled	1027
Transmitted to the Senate	1028
Enacting Clause Stricken	1335
H.B. 481 — LICENSING RELATED REVISIONS (<i>S. Sandstrom</i>)	
Read the first time by short title and referred to the Rules Committee.	571
Assigned to standing committee	612
Returned to Rules Committee	974
Enacting Clause Stricken	1340
H.B. 482 — SEVERANCE TAX FUNDING FOR CERTAIN PROGRAMS (<i>K. Ivory</i>)	
Read the first time by short title and referred to the Rules Committee.	705
Assigned to standing committee	731
Read the second time	798
Placed on calendar	1027
Read the third time	1079
Transmitted to the Senate	1079
Enacting Clause Stricken	1333

H.B. 483 — LAND EXCHANGE DISTRIBUTION ACCOUNT AMENDMENTS (<i>K. Sumsion</i>)	
Read the first time by short title and referred to the Rules Committee.	662
Enacting Clause Stricken	1340
H.B. 485 — CHANGE APPLICATION AMENDMENTS (<i>R. Wilcox</i>)	
Read the first time by short title and referred to the Rules Committee.	436
Assigned to standing committee	442
Substituted	500
Read the second time	500
Read the third time	572
Transmitted to the Senate	573
Signed by the Speaker and transmitted to the Governor	809
H.B. 486 — WATER AND IRRIGATION AMENDMENTS (<i>N. Hendrickson</i>)	
Read the first time by short title and referred to the Rules Committee.	477
Assigned to standing committee	524
Amendments	688
Read the second time	688
Read the third time	744
Transmitted to the Senate	745
Enacting Clause Stricken	1335
H.B. 487 — HOSPICE PHARMACY DISPENSING OF MEDICATION (<i>C. Herrod</i>)	
Read the first time by short title and referred to the Rules Committee.	451
Assigned to standing committee	542
Substituted	765
Read the second time	765
Read the third time	830
Transmitted to the Senate	830
Enacting Clause Stricken	1335
H.B. 488 — WORDING ON ELECTION BALLOTS (<i>E. Vickers</i>)	
Read the first time by short title and referred to the Rules Committee.	369
Assigned to standing committee	505
Read the second time	590
Read the third time	603
Transmitted to the Senate	603
Signed by the Speaker and transmitted to the Governor	918
H.B. 490 — ASSET PROTECTION TRUSTS (<i>D. Brown</i>)	
Read the first time by short title and referred to the Rules Committee.	436
Assigned to standing committee	592
Read the second time	687
Placed on calendar	896
Read the third time	909
Amendments	909
Transmitted to the Senate	910
Enacting Clause Stricken	1335

H.B. 491 — MIDTERM VACANCY AMENDMENTS (<i>J. Dougall</i>)	
Read the first time by short title and referred to the Rules Committee.	599
Assigned to standing committee	645
Read the second time	737
Placed on calendar	897
Read the third time	995
Transmitted to the Senate	996
Placed on Concurrence Calendar	1290
Concurrence	1297
Signed by the Speaker and transmitted to the Governor	1332
H.B. 492 — TRAINING OF SCHOOL NURSES (<i>P. Ray</i>)	
Read the first time by short title and referred to the Rules Committee.	451
Assigned to standing committee	592
Read the second time	684
Placed on calendar	944
Substituted	795
Read the third time	1003
Transmitted to the Senate	1004
Enacting Clause Stricken	1335
H.B. 493 — CAMPAIGN FINANCE DISCLOSURE AMENDMENTS (<i>K. Powell</i>)	
Read the first time by short title and referred to the Rules Committee.	636
Assigned to standing committee	679
Amendments	795
Read the second time	795
Placed on calendar	897
Read the third time	993
Substituted	993
Amendments	993
Circled	993
Uncircled	1009
Substituted	1009
Transmitted to the Senate	1010
Placed on Concurrence Calendar	1288
Concurrence	1294
Signed by the Speaker and transmitted to the Governor	1332
H.B. 494 — CAMPAIGN FINANCE AMENDMENTS (<i>S. Barlow</i>)	
Read the first time by short title and referred to the Rules Committee.	369
Assigned to standing committee	428
Read the second time	474
Read the third time	536
Transmitted to the Senate	537
Signed by the Speaker and returned to the Senate	717
H.B. 495 — PROPERTY TAX – APPRAISER AMENDMENTS (<i>J. Draxler</i>)	
Read the first time by short title and referred to the Rules Committee.	326
Assigned to standing committee	399
Read the second time	464
Read the third time	529
Transmitted to the Senate	530
Signed by the Speaker and transmitted to the Governor	809

H.B. 496 — MENTAL HEALTH PRACTICE ACT REVISIONS (<i>P. Ray</i>)	
Read the first time by short title and referred to the Rules Committee.	599
Assigned to standing committee	730
Read the second time	924
Returned to Rules Committee	924
Placed on calendar	1027
Read the third time	1060
Transmitted to the Senate	1061
Signed by the Speaker and transmitted to the Governor	1287
H.B. 497 — CLEARANCE FOR DIRECT PATIENT ACCESS (<i>B. Last</i>)	
Read the first time by short title and referred to the Rules Committee.	571
Assigned to standing committee	612
Read the second time	684
Placed on calendar	945
Substituted	1024
Read the third time	1023, 1024
Circled	1023
Transmitted to the Senate	1025
Signed by the Speaker and transmitted to the Governor	1250
H.B. 499 — BALLOT AMENDMENTS (<i>B. Doughty</i>)	
Read the first time by short title and referred to the Rules Committee.	689
Enacting Clause Stricken	1340
H.B. 500 — EDUCATION REPORTING EFFICIENCY AMENDMENTS (<i>R. Wilcox</i>)	
Read the first time by short title and referred to the Rules Committee.	636
Assigned to standing committee	645
Read the second time	765
Read the third time	829
Transmitted to the Senate	829
Signed by the Speaker and transmitted to the Governor	1198
H.B. 501 — YOUTH SUICIDE PREVENTION (<i>E. Hutchings</i>)	
Read the first time by short title and referred to the Rules Committee.	599
Assigned to standing committee	645
Read the second time	681
Placed on calendar	944
Read the third time	1010
Substituted	1010
Transmitted to the Senate	1011
Signed by the Speaker and transmitted to the Governor	1152

H.B. 502 — INCORPORATION AMENDMENTS (*M. Brown*)

- Read the first time by short title and referred to the Rules Committee. 432
- Assigned to standing committee 504
- Substituted 863
- Amendments 863
- Read the second time 863
- Placed on calendar 944
- Read the third time 1001
- Circled 1002
- Uncircled 1075
- Substituted 1075
- Amendments 1075
- Transmitted to the Senate 1077
- Placed on Concurrence Calendar 1252
- Concurrence 1255
- Signed by the Speaker and transmitted to the Governor 1331

H.B. 503 — CONSTRUCTION AMENDMENTS (*M. Morley*)

- Read the first time by short title and referred to the Rules Committee. 636
- Assigned to standing committee 679
- Substituted 762
- Read the second time 762
- Read the third time 827 , 876
- Amendments 876
- Placed on calendar 827
- Transmitted to the Senate 884
- Placed on Concurrence Calendar 1273
- Concurrence 1291
- Signed by the Speaker and transmitted to the Governor 1332

H.B. 504 — CAMPUS SAFETY AMENDMENTS (*D. Ipson*)

- Read the first time by short title and referred to the Rules Committee. . . . 622 , 636
- Enacting Clause Stricken 1340

H.B. 505 — AGRICULTURAL CODE AMENDMENTS (*B. Galvez*)

- Read the first time by short title and referred to the Rules Committee. 636
- Assigned to standing committee 680 , 779
- Placed on calendar 897
- Read the third time 930
- Amendments 930
- Transmitted to the Senate 932
- Placed on Concurrence Calendar 1308
- Concurrence 1320

H.B. 506 — MARTIN LUTHER KING, JR. SPECIAL GROUP LICENSE PLATE (<i>R. Chavez–Houck</i>)	
Read the first time by short title and referred to the Rules Committee.	599
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Read the third time	310
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S.B. 33 — TRESPASSING ON STATE LANDS (<i>M. Dayton</i>)	
Read the first time by short title and referred to Rules Committee	192
Assigned to standing committee	205
Read the second time	272
Read the third time	356
Signed by the Speaker and returned to the Senate	356
S.B. 35 — NEW MOTOR VEHICLE WARRANTIES ACT AMENDMENTS (<i>K. Mayne</i>)	
Read the first time by short title and referred to Rules Committee	450
Assigned to standing committee	462
Read the second time	546
Read the third time	640
Signed by the Speaker and returned to the Senate	640
S.B. 36 — UTAH REVISED BUSINESS CORPORATION ACT AMENDMENTS RELATED TO TRANSFER OF CORPORATIONS (<i>G. Davis</i>)	
Read the first time by short title and referred to Rules Committee	204
Assigned to standing committee	223
Read the second time	258
Read the third time	305
Signed by the Speaker and returned to the Senate	306
S.B. 37 — INTERGENERATIONAL POVERTY PROVISIONS (<i>S. Reid</i>)	
Read the first time by short title and referred to Rules Committee	204
Assigned to standing committee	223
Read the second time	295
Read the third time	358
Signed by the Speaker and returned to the Senate	359
S.B. 38 — WILDLAND FIRE AMENDMENTS (<i>M. Dayton</i>)	
Read the first time by short title and referred to Rules Committee	204
Assigned to standing committee	223
Read the second time	272
Read the third time	356
Signed by the Speaker and returned to the Senate	357
S.B. 39 — GUBERNATORIAL AUTHORITY OVER HIGHER EDUCATION OFFICIALS (<i>S. Reid</i>)	
Read the first time by short title and referred to the Rules Committee	187
Assigned to standing committee	205
Read the second time	245
Read the third time	264
Signed by the Speaker and returned to the Senate	265

S.B. 40 — COSMETIC MEDICAL PROCEDURES (<i>P. Knudson</i>)	
Read the first time by short title and referred to Rules Committee	1089
Read the second time	1139
Read the third time	1172
Circled	1173
Uncircled	1201
Substituted	1201
Amendments	1201
Returned to the Senate	1202
Signed by the Speaker and returned to the Senate	1271
S.B. 41 — REGULATION OF TANNING FACILITIES (<i>P. Jones</i>)	
Read the first time by short title and referred to Rules Committee	661
Assigned to standing committee	680
Read the second time	766
Read the third time	842
Signed by the Speaker and returned to the Senate	843
S.B. 42 — LIMITATION ON ACTION TO RECOVER DEFICIENCY FOLLOWING SHORT SALE (<i>W. Niederhauser</i>)	
Read the second time	471
Read the third time	493
Reconsideration	1094
Amendments	1094
Returned to the Senate	1095
Recalled	1043
Placed on calendar	1059
Signed by the Speaker and returned to the Senate	494, 1141
Read the first time by short title and referred to Rules Committee	401
Assigned to standing committee	429
S.B. 48 — MISSION OF PUBLIC EDUCATION (<i>P. Jones</i>)	
Read the first time by short title and referred to Rules Committee	524
Assigned to standing committee	542
Amendments	682
Read the second time	682
Read the third time	740
Returned to the Senate	741
Signed by the Speaker and returned to the Senate	809, 843
S.B. 49 — MILITARY INSTALLATION DEVELOPMENT AUTHORITY AMENDMENTS (<i>J. Stevenson</i>)	
Read the first time by short title and referred to Rules Committee	569
Assigned to standing committee	593
Read the second time	686
Read the third time	837
Signed by the Speaker and returned to the Senate	838

S.B. 50 — MOTOR VEHICLE IMPOUNDMENT AMENDMENTS (<i>M. Waddoups</i>)	
Read the first time by short title and referred to Rules Committee	524
Assigned to standing committee	542
Read the second time	618
Read the third time	666
Signed by the Speaker and returned to the Senate	667
S.B. 52 — WORKERS' COMPENSATION ACT AMENDMENTS (<i>S. Urquhart</i>)	
Read the first time by short title and referred to Rules Committee	595
Assigned to standing committee	612
Read the second time	681
Read the third time	836
Signed by the Speaker and returned to the Senate	836
S.B. 53 — RECREATIONAL THERAPY PRACTICE ACT AMENDMENTS (<i>G. Davis</i>)	
Read the first time by short title and referred to Rules Committee	595
Assigned to standing committee	613
Read the second time	738
Read the third time	841
Signed by the Speaker and returned to the Senate	841
S.B. 55 — AMENDMENTS TO ADOPTION CODE (<i>T. Weiler</i>)	
Read the first time by short title and referred to Rules Committee	595
Assigned to standing committee	645
Read the second time	844
Read the third time	904
Signed by the Speaker and returned to the Senate	905
S.B. 56 — HOMEOWNER ASSOCIATION RESERVE ACCOUNT AMENDMENTS (<i>S. Urquhart</i>)	
Read the first time by short title and referred to Rules Committee	474
Assigned to standing committee	543
Read the second time	649
Read the third time	706
Signed by the Speaker and returned to the Senate	707
S.B. 57 — ISSUANCE OF BLASTING PERMITS (<i>R. Okerlund</i>)	
Read the first time by short title and referred to Rules Committee	569
Assigned to standing committee	592
Read the second time	646
Read the third time	705
Signed by the Speaker and returned to the Senate	706
S.B. 58 — PROPERTY TAX VALUATION AMENDMENTS (<i>W. Niederhauser</i>)	
Read the first time by short title and referred to Rules Committee	445
Assigned to standing committee	462
Read the second time	647
Read the third time	671
Signed by the Speaker and returned to the Senate	672

S.B. 60 — TRAFFIC ACCIDENT EMERGENCY RESPONSE FEES (<i>J. S. Adams</i>)	
Read the first time by short title and referred to Rules Committee	644
Assigned to standing committee	680
Read the second time	780
Read the third time	871
Signed by the Speaker and returned to the Senate	872
S.B. 61 — INVASIVE SPECIES AMENDMENTS (<i>R. Okerlund</i>)	
Read the first time by short title and referred to Rules Committee	595
Assigned to standing committee	612
Read the second time	688 , 1191
Returned to Rules Committee	688
Read the third time	1223
Circled	1223
Uncircled	1310
Amendments	1311
Returned to the Senate	1311
Signed by the Speaker and returned to the Senate	1333
S.B. 62 — CIGARETTE TAX RESTRICTED ACCOUNT REVISIONS (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	569
Assigned to standing committee	593
Read the second time	647 , 1191
Returned to Rules Committee	647
Read the third time	1260
Circled	1260
Uncircled	1285
Signed by the Speaker and returned to the Senate	1285
S.B. 64 — PUBLIC EDUCATION EMPLOYMENT REFORM (<i>A. Osmond</i>)	
Read the first time by short title and referred to Rules Committee	887
Placed on calendar	1085
Read the second time	1093
Read the third time	1105
Amendments	1105
Returned to the Senate	1107
Signed by the Speaker and returned to the Senate	1141
S.B. 65 — ALTERNATIVE ENERGY DEVELOPMENT TAX INCENTIVES (<i>J. S. Adams</i>)	
Read the first time by short title and referred to Rules Committee	843
Read the second time	1191
Read the third time	1250
Amendments	1250
Returned to the Senate	1252
Signed by the Speaker and returned to the Senate	1274

S.B. 66 — ALCOHOLIC BEVERAGE CONTROL RELATED AMENDMENTS (<i>J. Valentine</i>)	
Read the first time by short title and referred to Rules Committee	919
Read the second time	1190
Read the third time	1203
Uncircled	1244
Amendments	1244
Returned to the Senate	1248
Signed by the Speaker and returned to the Senate	1274
S.B. 68 — NEW AUTOMOBILE FRANCHISE ACT AMENDMENTS (<i>S. Jenkins</i>)	
Signed by the Speaker and returned to the Senate	1141
Read the first time by short title and referred to Rules Committee	783
Assigned to standing committee	794
Amendments	920
Read the second time	920
Returned to Rules Committee	920
Read the third time	1095
Amendments	1095
Returned to the Senate	1096
S.B. 77 — SURFACE OWNER PROTECTION ACT (<i>K. Van Tassell</i>)	
Read the first time by short title and referred to Rules Committee	1087
Read the second time	1139
Read the third time	1168
Signed by the Speaker and returned to the Senate	1169
S.B. 78 — WATER CONSERVANCY DISTRICT AMENDMENTS (<i>J. Valentine</i>)	
Read the first time by short title and referred to Rules Committee	732
Assigned to standing committee	761
Read the second time	845
Read the third time	905, 932
Circled	905
Signed by the Speaker and returned to the Senate	933
S.B. 81 — PARAEDUCATOR FUNDING (<i>K. Mayne</i>)	
Read the first time by short title and referred to Rules Committee	807
Read the second time	1190
Read the third time	1203
Amendments	1203
Returned to the Senate	1204
Signed by the Speaker and returned to the Senate	1272
S.B. 82 — EQUAL ACCESS FOR EDUCATION EMPLOYEE ASSOCIATION AMENDMENTS (<i>M. Madsen</i>)	
Read the first time by short title and referred to Rules Committee	807
Placed on calendar	1085
Read the second time	1093
Read the third time	1143
Circled	1144
Uncircled	1153
Amendments	1153
Failed	1157
Returned to the Senate	1157

S.B. 83 — UINTAH BASIN ENERGY ZONES (<i>K. Van Tassell</i>)	
Read the first time by short title and referred to Rules Committee	678
Assigned to standing committee	730
Amendments	845
Read the second time	845
Read the third time	905
Returned to the Senate	906
Signed by the Speaker and returned to the Senate	1014
S.B. 84 — WATER SKIING AMENDMENTS (<i>C. Anderson</i>)	
Read the first time by short title and referred to Rules Committee	661
Assigned to standing committee	680
Read the second time	780
Read the third time	872
Circled	872
Uncircled	872
Signed by the Speaker and returned to the Senate	873
S.B. 85 — MEDICAID COST CONTROL AMENDMENTS (<i>A. Christensen</i>)	
Read the first time by short title and referred to Rules Committee	887
Read the second time	1227
Read the third time	1308
Amendments	1308
Returned to the Senate	1309
Signed by the Speaker and returned to the Senate	1333
S.B. 87 — PREDATOR CONTROL FUNDING (<i>D. Hinkins</i>)	
Uncircled	1274
Signed by the Speaker and returned to the Senate	1275
Read the first time by short title and referred to Rules Committee	807
Read the second time	1227
Read the third time	1266
Circled	1266
S.B. 88 — PHARMACY DISTRIBUTION AMENDMENTS (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	662
Assigned to standing committee	679
Read the second time	921, 1190
Returned to Rules Committee	921
Read the third time	1207
Amendments	1207
Returned to the Senate	1209
Signed by the Speaker and returned to the Senate	1272
S.B. 89 — MUNICIPAL ELECTION AMENDMENTS (<i>M. Dayton</i>)	
Read the first time by short title and referred to Rules Committee	204
Assigned to standing committee	223
Read the second time	293
Read the third time	309
Signed by the Speaker and returned to the Senate	310

S.B. 90 — SECURITIES FRAUD REPORTING PROGRAM ACT AMENDMENTS (<i>B. McAdams</i>)	
Read the first time by short title and referred to Rules Committee	204
Assigned to standing committee	223
Amendments	296
Read the second time	296
Read the third time	361
Returned to the Senate	362
Signed by the Speaker and returned to the Senate	422
S.B. 91 — UTAH UNIFORM SECURITIES ACT AMENDMENTS AND CIVIL ACTIONS (<i>B. McAdams</i>)	
Read the first time by short title and referred to Rules Committee	230
Assigned to standing committee	248
Amendments	296
Read the second time	296
Read the third time	374
Circled	374
Uncircled	375
Returned to the Senate	376
Receded from amendments	475
Signed by the Speaker and returned to the Senate	475
S.B. 92 — DEPARTMENT OF COMMERCE LICENSE RELATED AMENDMENTS (<i>K. Mayne</i>)	
Read the first time by short title and referred to Rules Committee	204
Assigned to standing committee	223
Read the second time	258
Read the third time	354
Signed by the Speaker and returned to the Senate	355
S.B. 93 — SCHOOL CONSTRUCTION REVISIONS (<i>S. Jenkins</i>)	
Read the first time by short title and referred to Rules Committee	192
Assigned to standing committee	205
Substituted	245
Read the first time	245
Amendments	245
Read the second time	245, 523
Returned to Rules Committee	245
Read the third time	537
Circled	537
Uncircled	538
Amendments	538
Returned to the Senate	539
Signed by the Speaker and returned to the Senate	595, 614
S.B. 94 — ELECTRIC POWER FACILITIES AMENDMENTS (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	732
Assigned to standing committee	761
Returned to Rules Committee	958
Placed on calendar	1085
Read the second time	1093
Read the third time	1108
Signed by the Speaker and returned to the Senate	1109
Intent Language	1109

S.B. 97 — GRANTS FOR ONLINE TESTING (<i>A. Osmond</i>)	
Read the first time by short title and referred to Rules Committee	230
Assigned to standing committee	248
Amendments	298
Read the second time	298, 299, 1191
Returned to Rules Committee	299
Read the third time	1213
Amendments	1213, 1223
Circled	1214
Uncircled	1223
Returned to the Senate	1225
Signed by the Speaker and returned to the Senate	1263
S.B. 98 — AMENDMENTS TO PROHIBITION ON USING A HANDHELD WIRELESS COMMUNICATION DEVICE WHILE OPERATING A VEHICLE (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	810
Placed on calendar	1085
Read the second time	1093
Read the third time	1103
Signed by the Speaker and returned to the Senate	1104
S.B. 99 — EMPLOYMENT AMENDMENTS (<i>M. Madsen</i>)	
Read the first time by short title and referred to Rules Committee	757
Assigned to standing committee	795
Read the second time	926
Returned to Rules Committee	926
Read the third time	1097
Signed by the Speaker and returned to the Senate	1098
S.B. 100 — LAW LIBRARY SELF-HELP CENTER (<i>S. Urquhart</i>)	
Read the first time by short title and referred to Rules Committee	569
Assigned to standing committee	592
Read the second time	687, 1191
Returned to Rules Committee	687
Read the third time	1211
Signed by the Speaker and returned to the Senate	1212
S.B. 101 — ACUPUNCTURE LICENSING ACT AMENDMENTS (<i>D. Hinkins</i>)	
Read the first time by short title and referred to Rules Committee	644
Assigned to standing committee	679
Read the second time	921
Read the third time	1035
Signed by the Speaker and returned to the Senate	1036
S.B. 102 — AMENDMENTS TO OFF-HIGHWAY VEHICLE PROVISIONS (<i>S. Jenkins</i>)	
Read the first time by short title and referred to Rules Committee	595
Assigned to standing committee	613
Read the second time	689
Read the third time	840
Signed by the Speaker and returned to the Senate	841

S.B. 104 — REVISOR'S STATUTE (<i>S. Jenkins</i>)	
Read the first time by short title and referred to Rules Committee	158
Assigned to standing committee	172
Read the second time	224
Read the third time	238
Signed by the Speaker and returned to the Senate	239
S.B. 105 — UTAH FALLEN HEROES COMMEMORATION (<i>W. Niederhauser</i>)	
Read the first time by short title and referred to Rules Committee	192
Assigned to standing committee	206
Read the second time	254
Read the third time	269
Circled	270
Uncircled	359
Signed by the Speaker and returned to the Senate	360
S.B. 106 — TOBACCO SETTLEMENT ACCOUNT AMENDMENTS (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	192
Assigned to standing committee	205
Read the second time	245
Read the third time	265
Signed by the Speaker and returned to the Senate	265
S.B. 108 — FINANCIAL INSTITUTION AMENDMENTS (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	205
Assigned to standing committee	223
Read the second time	258
Read the third time	306
Signed by the Speaker and returned to the Senate	307
S.B. 109 — ASSAULT AMENDMENTS (<i>A. Osmond</i>)	
Read the first time by short title and referred to Rules Committee	256
Assigned to standing committee	274
Read the second time	364
Returned to Rules Committee	364
Enacting Clause Stricken	1341
S.B. 112 — MULTI-CHANNEL VIDEO OR AUDIO SERVICE TAX AMENDMENTS (<i>W. Niederhauser</i>)	
Read the first time by short title and referred to Rules Committee	525
Assigned to standing committee	543
Returned to Rules Committee	977
Enacting Clause Stricken	1341
S.B. 114 — CONTESTING PUBLIC PROCUREMENTS (<i>W. Niederhauser</i>)	
Read the first time by short title and referred to Rules Committee	662
Assigned to standing committee	679
Read the second time	863
Read the third time	906, 914
Circled	906
Signed by the Speaker and returned to the Senate	915

S.B. 115 — HISTORICAL DISTRICT CREATION REQUIREMENTS (<i>W. Niederhauser</i>)	
Read the first time by short title and referred to Rules Committee	324
Assigned to standing committee	428
Read the second time	590
Read the third time	640
Signed by the Speaker and returned to the Senate	641
S.B. 116 — ARMED FORCES PROPERTY TAX EXEMPTION (<i>L. Robles</i>)	
Read the first time by short title and referred to Rules Committee	506
Assigned to standing committee	524
Read the second time	647
Read the third time	672
Signed by the Speaker and returned to the Senate	673
S.B. 118 — TRANSFERABLE DEVELOPMENT RIGHTS AMENDMENTS (<i>W. Niederhauser</i>)	
Read the first time by short title and referred to Rules Committee	192
Assigned to standing committee	206
Read the second time	251
Read the third time	268
Amendments	268
Returned to the Senate	269
Signed by the Speaker and returned to the Senate	347
S.B. 119 — ALCOHOLIC BEVERAGE CONTROL ACT SAMPLING AMENDMENTS (<i>R. Romero</i>)	
Read the first time by short title and referred to Rules Committee	1087
Enacting Clause Stricken	1341
S.B. 120 — OFF-DUTY PEACE OFFICERS' EMPLOYMENT (<i>M. Dayton</i>)	
Read the first time by short title and referred to Rules Committee	474
Assigned to standing committee	542
Read the second time	619
Read the third time	667
Reconsideration	760
Recalled	740
Signed by the Speaker and returned to the Senate	668
S.B. 121 — WORKERS' COMPENSATION WAIVER AMENDMENTS (<i>K. Mayne</i>)	
Read the first time by short title and referred to Rules Committee	205
Assigned to standing committee	224
Read the second time	295
Read the third time	360
Signed by the Speaker and returned to the Senate	361

S.B. 122 — URBAN FARMING ASSESSMENT ACT (<i>W. Niederhauser</i>)	
Read the first time by short title and referred to Rules Committee	506
Assigned to standing committee	524
Read the second time	646
Read the third time	671
Circled	671
Uncircled	698
Amendments	698
Returned to the Senate	700
Receded	757
Signed by the Speaker and returned to the Senate	758
S.B. 123 — PHARMACY PRACTICE ACT AMENDMENTS (<i>P. Knudson</i>)	
Read the first time by short title and referred to Rules Committee	222
Assigned to standing committee	248
Read the second time	300
Read the third time	374
Circled	374
Uncircled	379
Signed by the Speaker and returned to the Senate	380
S.B. 124 — COUNTY AMENDMENTS (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	304
Assigned to standing committee	322
Read the second time	418
Read the third time	490
Substituted	490
Circled	490
Uncircled	548
Returned to the Senate	549
Signed by the Speaker and returned to the Senate	571
S.B. 125 — STATE SENATE BOUNDARY AMENDMENTS (<i>R. Okerlund</i>)	
Read the first time by short title and referred to Rules Committee	176
Read the second time	181
Read the third time	181
Signed by the Speaker and returned to the Senate	182
S.B. 127 — CONTROLLED SUBSTANCES PRESCRIBER TRAINING (<i>P. Jones</i>)	
Read the first time by short title and referred to Rules Committee	644
Assigned to standing committee	680
Placed on calendar	1085
Read the second time	1093
Read the third time	1118
Substituted	1119
Returned to the Senate	1119
Signed by the Speaker and returned to the Senate	1141

S.B. 128 — WIRELESS TELEPHONE USE RESTRICTION FOR MINORS IN VEHICLES (<i>R. Romero</i>)	
Read the first time by short title and referred to Rules Committee	347
Assigned to standing committee	593
Read the second time	1292
Returned to Rules Committee	969
Enacting Clause Stricken	1341
S.B. 129 — UNEMPLOYMENT INSURANCE MODIFICATIONS (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	230
Assigned to standing committee	248
Read the second time	297
Read the third time	311
Signed by the Speaker and returned to the Senate	312
S.B. 131 — REAUTHORIZATION OF UTAH COMMISSION ON AGING (<i>P. Jones</i>)	
Read the first time by short title and referred to Rules Committee	300
Assigned to standing committee	322
Read the second time	367
Read the third time	376
Signed by the Speaker and returned to the Senate	377
S.B. 132 — REAUTHORIZATION OF RADIATION CONTROL ACT (<i>P. Knudson</i>)	
Read the first time by short title and referred to Rules Committee	324
Assigned to standing committee	362
Read the second time	444
Read the third time	507
Signed by the Speaker and returned to the Senate	508
S.B. 133 — REAUTHORIZATION OF MERCURY SWITCH REMOVAL ACT (<i>P. Knudson</i>)	
Read the first time by short title and referred to Rules Committee	324
Assigned to standing committee	362
Read the second time	444
Read the third time	508
Signed by the Speaker and returned to the Senate	509
S.B. 134 — STATE WATER DEVELOPMENT COMMISSION AMENDMENTS (<i>M. Dayton</i>)	
Read the first time by short title and referred to Rules Committee	445
Assigned to standing committee	524
Read the second time	688
Read the third time	839
Signed by the Speaker and returned to the Senate	840
S.B. 135 — SUNSET REAUTHORIZATION—HUMAN SERVICES (<i>A. Christensen</i>)	
Read the first time by short title and referred to Rules Committee	300
Assigned to standing committee	322
Read the second time	367
Read the third time	377
Signed by the Speaker and returned to the Senate	378

S.B. 137 — FINANCIAL TRANSPARENCY WEBSITE (<i>W. Niederhauser</i>)	
Read the first time by short title and referred to Rules Committee	347
Assigned to standing committee	363
Read the second time	464, 1191
Referred to Rules Committee due to fiscal impact	464
Read the third time	1214
Signed by the Speaker and returned to the Senate	1215
S.B. 138 — HEALTH INSURANCE MANDATE ACCOUNTABILITY AMENDMENTS (<i>T. Weiler</i>)	
Read the first time by short title and referred to Rules Committee	450
Read the second time	1191
Read the third time	1300
Signed by the Speaker and returned to the Senate	1301
S.B. 140 — LIQUIFIED PETROLEUM GAS AMENDMENTS (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	324
Assigned to standing committee	363
Amendments	421
Read the second time	421
Read the third time	438
Signed by the Speaker and returned to the Senate	438, 507
S.B. 141 — REAUTHORIZATION OF PROHIBITIONS ON PRACTICING LAW WITHOUT A LICENSE (<i>S. Jenkins</i>)	
Read the first time by short title and referred to Rules Committee	569
Assigned to standing committee	592
Read the second time	687
Read the third time	742
Signed by the Speaker and returned to the Senate	743
S.B. 142 — TRAFFIC MANAGEMENT COMMITTEE REPEAL (<i>T. Weiler</i>)	
Read the first time by short title and referred to Rules Committee	324
Assigned to standing committee	363
Read the second time	445
Read the third time	491
Signed by the Speaker and returned to the Senate	492
S.B. 143 — INCOME TAX – PASS–THROUGH ENTITIES (<i>W. Niederhauser</i>)	
Read the first time by short title and referred to Rules Committee	368
Assigned to standing committee	400
Read the second time	464, 542
Referred to Rules Committee due to fiscal impact	464
Read the third time	638
Signed by the Speaker and returned to the Senate	639
S.B. 144 — IMMIGRATION CONSULTANTS (<i>L. Robles</i>)	
Read the first time by short title and referred to Rules Committee	1015
Placed on calendar	1085
Read the second time	1093
Read the third time	1120
Signed by the Speaker and returned to the Senate	1121

S.B. 145 — STATE BUILDING BOARD AMENDMENTS (<i>J. S. Adams</i>)	
Read the first time by short title and referred to Rules Committee	324
Assigned to standing committee	362
Read the second time	463
Read the third time	527, 537
Placed on calendar	527
Signed by the Speaker and returned to the Senate	538
S.B. 147 — EMERGENCY VEHICLE AMENDMENTS (<i>D. Thatcher</i>)	
Read the first time by short title and referred to Rules Committee	324
Assigned to standing committee	399
Read the second time	443
Read the third time	490
Signed by the Speaker and returned to the Senate	491
S.B. 148 — TRANSPORTATION MAINTENANCE FACILITIES (<i>J. S. Adams</i>)	
Read the first time by short title and referred to Rules Committee	368
Assigned to standing committee	400
Read the second time	445
Read the third time	492
Signed by the Speaker and returned to the Senate	493
S.B. 149 — DIVISION OF CHILD AND FAMILY SERVICES AMENDMENTS (<i>A. Christensen</i>)	
Read the first time by short title and referred to Rules Committee	506
Assigned to standing committee	542
Read the second time	684
Read the third time	836
Signed by the Speaker and returned to the Senate	837
S.B. 150 — LOCAL AND SPECIAL SERVICE DISTRICT AMENDMENTS (<i>J. Stevenson</i>)	
Read the first time by short title and referred to Rules Committee	569
Assigned to standing committee	593
Read the second time	686
Read the third time	838
Signed by the Speaker and returned to the Senate	839
S.B. 151 — STUDENTS AT RISK OF ACADEMIC FAILURE STUDY (<i>H. Stephenson</i>)	
Read the first time by short title and referred to Rules Committee	732
Assigned to standing committee	761
Returned to Rules Committee	952
Read the second time	1139
Read the third time	1145
Circled	1145
Uncircled	1210
Signed by the Speaker and returned to the Senate	1211

S.B. 152 — CHARTER SCHOOL FINANCING (<i>J. Valentine</i>)	
Read the first time by short title and referred to Rules Committee	506
Assigned to standing committee	542
Read the second time	682, 1191
Returned to Rules Committee	682
Read the third time	1222
Signed by the Speaker and returned to the Senate	1223
S.B. 153 — PROCUREMENT AMENDMENTS (<i>W. Niederhauser</i>)	
Read the first time by short title and referred to Rules Committee	1059
Read the second time	1139
Read the third time	1174
Circled	1174
Uncircled	1185
Amendments	1186
Returned to the Senate	1186
Signed by the Speaker and returned to the Senate	1217
S.B. 154 — JUDICIARY AMENDMENTS (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	506
Assigned to standing committee	542
Read the second time	617
Read the third time	664
Signed by the Speaker and returned to the Senate	664
S.B. 155 — TRANSITION FOR REPEALED NAVAJO TRUST FUND ACT (<i>D. Hinkins</i>)	
Read the first time by short title and referred to Rules Committee	422
Assigned to standing committee	442
Read the second time	589
Read the third time	601
Signed by the Speaker and returned to the Senate	602
S.B. 156 — ELECTED OFFICIAL RETIREMENT BENEFITS AMENDMENTS (<i>J. Valentine</i>)	
Read the first time by short title and referred to Rules Committee	569
Read the second time	1190
Read the third time	1205
Circled	1205
Uncircled	1248
Signed by the Speaker and returned to the Senate	1249
S.B. 159 — STATE FAIR PARK RISK MANAGEMENT (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	446
Assigned to standing committee	461
Read the second time	590
Read the third time	602
Signed by the Speaker and returned to the Senate	603
Action taken by the Governor	1064

S.B. 161 — PHARMACY PRACTICE ACT REVISIONS (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	598
Assigned to standing committee	612
Substituted	924
Read the second time	924
Returned to Rules Committee	924
Placed on calendar	1085
Read the second time	1093
Read the third time	1120
Uncircled	1134
Amendments	1134
Returned to the Senate	1137
Signed by the Speaker and returned to the Senate	1168
S.B. 164 — TRANSPORTATION FUNDING AMENDMENTS (<i>J. Stevenson</i>)	
Read the first time by short title and referred to Rules Committee	887
Read the second time	1139
Read the third time	1174
Circled	1174
Uncircled	1240
Amendments	1241
Returned to the Senate	1244
Signed by the Speaker and returned to the Senate	1274
S.B. 165 — REDEVELOPMENT AGENCY AMENDMENTS (<i>T. Weiler</i>)	
Read the first time by short title and referred to Rules Committee	732
Assigned to standing committee	761
Read the second time	866
Read the third time	906
Signed by the Speaker and returned to the Senate	907
S.B. 166 — STATUTORY CONSTRUCTION – COMPUTATION OF TIME (<i>J. Valentine</i>)	
Read the first time by short title and referred to Rules Committee	569
Assigned to standing committee	593
Read the second time	649
Read the third time	707
Signed by the Speaker and returned to the Senate	708
S.B. 167 — CHILDREN’S JUSTICE CENTER PROGRAM AMENDMENTS (<i>R. Okerlund</i>)	
Read the first time by short title and referred to Rules Committee	570
Assigned to standing committee	593
Read the second time	646, 1190
Returned to Rules Committee	646
Read the third time	1207
Circled	1207
Enacting Clause Stricken	1341

S.B. 168 — UNIFORM DISPOSITION OF COMMUNITY PROPERTY RIGHTS AT DEATH ACT (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	474
Assigned to standing committee	505
Amendments	617
Read the second time	617
Read the third time	642
Circled	643
Uncircled	834
Returned to the Senate	835
Signed by the Speaker and returned to the Senate	919
S.B. 169 — JUDICIAL CONDUCT COMMISSION AMENDMENTS (<i>K. Mayne</i>)	
Read the first time by short title and referred to Rules Committee	595
Read the second time	926
Assigned to standing committee	795
Amendments	926
Returned to Rules Committee	926
Read the third time	1098
Returned to the Senate	1099
Signed by the Speaker and returned to the Senate	1141
S.B. 172 — SUCCESSOR CORPORATION ASBESTOS-RELATED LIABILITY ACT (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	650
Assigned to standing committee	679
Read the second time	763
Read the third time	828
Signed by the Speaker and returned to the Senate	828
S.B. 173 — UTAH FIT PREMISES MODIFICATIONS (<i>B. McAdams</i>)	
Read the first time by short title and referred to Rules Committee	678
Assigned to standing committee	730
Read the second time	921
Returned to Rules Committee	921
Read the third time	1096
Substituted	1096
Amendments	1096
Returned to the Senate	1097
Signed by the Speaker and returned to the Senate	1141
S.B. 174 — LAND USE AUTHORITY AMENDMENTS (<i>W. Niederhauser</i>)	
Read the first time by short title and referred to Rules Committee	1087
Read the second time	1139
Read the third time	1176
Amendments	1176
Returned to the Senate	1177
Signed by the Speaker and returned to the Senate	1198

S.B. 175 — SCHOOL GRADING AMENDMENTS (<i>W. Niederhauser</i>)	
Read the first time by short title and referred to Rules Committee	732
Assigned to standing committee	761
Read the second time	922
Read the third time	1038
Signed by the Speaker and returned to the Senate	1038
S.B. 177 — GOVERNMENT RECORDS ACCESS AND MANAGEMENT ACT AMENDMENTS (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	732
Assigned to standing committee	761
Read the second time	863, 1191
Returned to Rules Committee	863
Read the third time	1218
Signed by the Speaker and returned to the Senate	1218
S.B. 178 — STATEWIDE ONLINE EDUCATION PROGRAM AMENDMENTS (<i>H. Stephenson</i>)	
Read the first time by short title and referred to Rules Committee	980
Placed on calendar	1085
Read the second time	1093
Read the third time	1120
Circled	1120
Uncircled	1124
Amendments	1124
Returned to the Senate	1134
Signed by the Speaker and returned to the Senate	1168
S.B. 179 — HOSPITAL TAX ASSESSMENT (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	1014
Placed on calendar	1085
Read the second time	1094
Read the third time	1145
Circled	1145
Uncircled	1145
Signed by the Speaker and returned to the Senate	1146
S.B. 180 — POLITICAL SUBDIVISION ETHICS AMENDMENTS (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	808
Placed on calendar	1085
Read the second time	1093
Read the third time	1100
Amendments	1100
Returned to the Senate	1101
Signed by the Speaker and returned to the Senate	1142
S.B. 182 — EXPUNGEMENT OF DRUG OFFENSES (<i>H. Stephenson</i>)	
Read the first time by short title and referred to Rules Committee	1087
Read the second time	1192
Read the third time	1327
Signed by the Speaker and returned to the Senate	1328

S.B. 190 — RESEARCH AND DEVELOPMENT AMENDMENTS (<i>J. Valentine</i>)	
Read the first time by short title and referred to Rules Committee	808
Enacting Clause Stricken	1341
S.B. 191 — ACCOUNTABILITY FOR SCHOOL ATTENDANCE (<i>J. Stevenson</i>)	
Read the first time by short title and referred to Rules Committee	980
Read the second time	1140
Read the third time	1189
Signed by the Speaker and returned to the Senate	1190
S.B. 192 — BOND VALIDATION ACT AMENDMENTS (<i>B. McAdams</i>)	
Read the first time by short title and referred to Rules Committee	595
Assigned to standing committee	645
Read the second time	1139
Returned to Rules Committee	948
Read the third time	1173
Signed by the Speaker and returned to the Senate	1174
S.B. 193 — LOCAL GOVERNMENT BONDING ACT AMENDMENTS (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	650
Assigned to standing committee	680
Read the second time	797
Read the third time	903
Signed by the Speaker and returned to the Senate	903
S.B. 195 — TRANSPORTATION SAFETY REVISIONS (<i>K. Mayne</i>)	
Read the first time by short title and referred to Rules Committee	1087
Read the second time	1139
Read the third time	1173
Circled	1173 , 1174 , 1182
Uncircled	1174 , 1182 , 1186
Returned to the Senate	1187
Signed by the Speaker and returned to the Senate	1216
S.B. 196 — SOFTWARE FOR SPECIAL NEEDS CHILDREN (<i>W. Niederhauser</i>)	
Read the first time by short title and referred to Rules Committee	662
Assigned to standing committee	679
Read the second time	1190
Returned to Rules Committee	952
Read the third time	1202
Circled	1203
Uncircled	1257
Amendments	1257
Returned to the Senate	1259
Signed by the Speaker and returned to the Senate	1282
S.B. 197 — ATTORNEY GENERAL AMENDMENTS (<i>J. Stevenson</i>)	
Read the first time by short title and referred to Rules Committee	644
Assigned to standing committee	679
Read the second time	863
Read the third time	982
Signed by the Speaker and returned to the Senate	983

S.B. 199 — MOTOR VEHICLE SELLING AND TITLING REQUIREMENTS (<i>S. Urquhart</i>)	
Read the first time by short title and referred to Rules Committee	808
Placed on calendar	1085
Read the second time	1093
Read the third time	1101
Signed by the Speaker and returned to the Senate	1102
S.B. 200 — JUSTICE COURT AMENDMENTS (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	843
Read the second time	1139
Read the third time	1145
Circled	1145
Uncircled	1146
Signed by the Speaker and returned to the Senate	1147
S.B. 201 — EXPUNGEMENT AMENDMENTS (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	662
Assigned to standing committee	680
Read the second time	780
Read the third time	872
Circled	872
Uncircled	874
Signed by the Speaker and returned to the Senate	875
S.B. 202 — DENTIST PRACTICE ACT AMENDMENTS (<i>J. S. Adams</i>)	
Read the first time by short title and referred to Rules Committee	1087
Read the second time	1140
Read the third time	1200
Signed by the Speaker and returned to the Senate	1201
S.B. 203 — AUDIT PROCESS AMENDMENTS (<i>S. Reid</i>)	
Read the first time by short title and referred to Rules Committee	808
Read the second time	1139
Read the third time	1148
Signed by the Speaker and returned to the Senate	1149
S.B. 205 — RECORDS ACCESS DISCOVERY AMENDMENTS (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	506
Assigned to standing committee	542
Read the second time	619
Read the third time	668
Signed by the Speaker and returned to the Senate	668
S.B. 206 — WARRANT PROCESS AMENDMENTS (<i>S. Jenkins</i>)	
Read the first time by short title and referred to Rules Committee	1087
Enacting Clause Stricken	1341

S.B. 208 — HEALTHCARE COMPACT (*J. S. Adams*)

- Read the first time by short title and referred to Rules Committee 1065
- Read the second time 1139
- Read the third time 1174
- Circled 1174
- Uncircled 1179
- Amendments 1179
- Returned to the Senate 1182
- Refuse to Recede 1213
- Conference Committee appointed 1213
- Substituted 1240
- Joint Conference Committee Report 1240
- Signed by the Speaker and returned to the Senate 1254

1st Sub. S.B. 209 — RETENTION OF OUTSIDE COUNSEL, EXPERT WITNESSES, AND LITIGATION SUPPORT SERVICES (*J. S. Adams*)

- Read the first time by short title and referred to Rules Committee 808
- Read the second time 1191
- Read the third time 1304
- Signed by the Speaker and returned to the Senate 1304

S.B. 210 — PROCESS SERVER AMENDMENTS (*S. Urquhart*)

- Read the first time by short title and referred to Rules Committee 1015
- Read the second time 1192
- Read the third time 1288
- Amendments 1288
- Returned to the Senate 1290
- Signed by the Speaker and returned to the Senate 1317

S.B. 213 — CHARTER SCHOOL ENROLLMENT (*H. Stephenson*)

- Read the first time by short title and referred to Rules Committee 1059
- Read the second time 1139
- Read the third time 1175
- Signed by the Speaker and returned to the Senate 1176

S.B. 214 — JUSTICE COURT PROCESS AMENDMENTS (*C. Bramble*)

- Read the first time by short title and referred to Rules Committee 734
- Assigned to standing committee 761
- Returned to Rules Committee 961
- Read the third time 1195
- Signed by the Speaker and returned to the Senate 1196
- Read the second time 1140

S.B. 216 — DIGITAL SAFETY FOR UTAH SECONDARY SCHOOLS (*A. Osmond*)

- Read the first time by short title and referred to Rules Committee 1087
- Signed by the President and transmitted to the Governor 1341

S.B. 217 — MATH MATERIALS ACCESS IMPROVEMENT GRANT (<i>A. Osmond</i>)	
Read the first time by short title and referred to Rules Committee	1087
Read the second time	1227
Read the third time	1265
Circled	1265
Uncircled	1301
Substituted	1301
Returned to the Senate	1302, 1310
Reconsideration	1309
Amendments	1309
Signed by the Speaker and returned to the Senate	1333
S.B. 221 — REVENUE AND TAX AMENDMENTS (<i>C. Bramble</i>)	
Read the third time	1328
Signed by the Speaker and returned to the Senate	1329
Read the first time by short title and referred to Rules Committee	843
Read the second time	1192
S.B. 223 — PLEDGE OF ALLEGIANCE AMENDMENTS (<i>A. Osmond</i>)	
Read the first time by short title and referred to Rules Committee	808
Placed on calendar	1085
Read the second time	1093
Read the third time	1121
Circled	1121
Uncircled	1123
Signed by the Speaker and returned to the Senate	1124
S.B. 225 — TRANSPORTATION REVISIONS (<i>J. S. Adams</i>)	
Read the first time by short title and referred to Rules Committee	919
Placed on calendar	1085
Read the second time	1093
Read the third time	1110
Signed by the Speaker and returned to the Senate	1111
S.B. 227 — YOUTH COURT AMENDMENTS (<i>J. Stevenson</i>)	
Read the first time by short title and referred to Rules Committee	808
Enacting Clause Stricken	1341
S.B. 229 — TELECOMMUNICATIONS REGULATORY AMENDMENTS (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	887
Read the second time	1139
Read the third time	1170
Circled	1170
Uncircled	1188
Signed by the Speaker and returned to the Senate	1188
S.B. 231 — DISPOSAL OF SURPLUS PROPERTY BY THE LEGISLATURE (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	843
Read the second time	1192
Read the third time	1326
Signed by the Speaker and returned to the Senate	1327

S.B. 233 — NAME CHANGE FOR APPROPRIATIONS SUBCOMMITTEES (<i>L. Hillyard</i>)	
Read the first time by short title and referred to the Rules Committee	547
Assigned to standing committee	593
Read the second time	649
Read the third time	708
Signed by the Speaker and returned to the Senate	708
S.B. 234 — CRIMINAL PROCEDURE AMENDMENTS (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	919
Read the second time	1139
Read the third time	1171
Signed by the Speaker and returned to the Senate	1172
S.B. 235 — CLARIFICATION OF STALKING INJUNCTIONS AND PROTECTIVE ORDERS (<i>T. Weiler</i>)	
Read the first time by short title and referred to Rules Committee	844
Read the second time	1139
Read the third time	1172
Circled	1172
Uncircled	1182
Amendments	1182
Returned to the Senate	1184
Signed by the Speaker and returned to the Senate	1212
S.B. 236 — GPS TRACKING AUTHORITY (<i>T. Weiler</i>)	
Read the first time by short title and referred to Rules Committee	614
Assigned to standing committee	645
Read the second time	778
Read the third time	831
Signed by the Speaker and returned to the Senate	832
S.B. 240 — GENERAL REPEALER (<i>J. Valentine</i>)	
Read the first time by short title and referred to Rules Committee	1087
Read the second time	1139
Read the third time	1147
Signed by the Speaker and returned to the Senate	1148
S.B. 242 — FLEEING A CONSERVATION OFFICER AMENDMENTS (<i>D. Thatcher</i>)	
Read the first time by short title and referred to Rules Committee	1015
Placed on calendar	1085
Read the second time	1094
Read the third time	1144
Signed by the Speaker and returned to the Senate	1145
S.B. 243 — REPEAL OF ILLEGAL DRUG STAMP TAX ACT (<i>D. Thatcher</i>)	
Read the first time by short title and referred to Rules Committee	757
Assigned to standing committee	794
Read the second time	921
Placed on calendar	945
Returned to Rules Committee	921
Read the third time	1042
Signed by the Speaker and returned to the Senate	1043

S.B. 244 — REPORTING OPTIONS FOR AUTO INSURANCE (<i>K. Van Tassell</i>)	
Read the first time by short title and referred to Rules Committee	980
Placed on calendar	1085
Read the second time	1093
Read the third time	1099
Signed by the Speaker and returned to the Senate	1100
S.B. 245 — MULE DEER PROTECTION ACT (<i>R. Okerlund</i>)	
Read the first time by short title and referred to Rules Committee	1087
Read the second time	1190
Read the third time	1205
Circled	1205
Uncircled	1272
Signed by the Speaker and returned to the Senate	1273
S.B. 246 — SHARE CERTIFICATES IN LAND COMPANIES (<i>R. Okerlund</i>)	
Read the first time by short title and referred to Rules Committee	1088
Read the second time	1139
Read the third time	1175
Circled	1175
Uncircled	1275
Signed by the Speaker and returned to the Senate	1276
S.B. 247 — CONSERVATION DISTRICT AMENDMENTS (<i>D. Hinkins</i>)	
Read the first time by short title and referred to Rules Committee	1015
Read the second time	1227
Concurrence	1323
S.B. 248 — SMART SCHOOL TECHNOLOGY ACT (<i>J. Stevenson</i>)	
Read the first time by short title and referred to Rules Committee	1089
Read the second time	1191
Read the third time	1306
Substituted	1306
Returned to the Senate	1307
Signed by the Speaker and returned to the Senate	1333
S.B. 252 — AMENDMENTS TO DENTIST PRACTICE ACT (<i>D. Hinkins</i>)	
Read the first time by short title and referred to Rules Committee	732
Assigned to standing committee	760
Read the second time	921
Read the third time	1036
Signed by the Speaker and returned to the Senate	1037
S.B. 255 — VEHICLE SALVAGE AMENDMENTS (<i>C. Bramble</i>)	
Read the first time by short title and referred to Rules Committee	920
Read the second time	1192
Read the third time	1304
Signed by the Speaker and returned to the Senate	1305

S.B. 256 — UNINCORPORATED BUSINESS ENTITIES ACT AMENDMENTS (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	614
Assigned to standing committee	646
Read the second time	738
Read the third time	825
Signed by the Speaker and returned to the Senate	826
S.B. 258 — UNDERAGE DRINKING PREVENTION CAMPAIGN (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	757
Assigned to standing committee	795
Read the second time	924, 1191
Returned to Rules Committee	924
Read the third time	1259
Amendments	1259
Circled	1260
Uncircled	1282
Returned to the Senate	1283
Signed by the Speaker and returned to the Senate	1291
S.B. 259 — POLICE SERVICE K-9 RIGHTS (<i>J. S. Adams</i>)	
Read the first time by short title and referred to Rules Committee	808
Read the second time	1191
Read the third time	1324
Signed by the Speaker and returned to the Senate	1325
S.B. 260 — AUTOMOBILE SALVAGE AMENDMENTS (<i>S. Urquhart</i>)	
Read the first time by short title and referred to Rules Committee	1089
Read the second time	1191
Read the third time	1305
Signed by the Speaker and returned to the Senate	1306
S.B. 261 — CHARTER SCHOOL REVISIONS (<i>J. S. Adams</i>)	
Read the first time by short title and referred to Rules Committee	844
Read the second time	1139
Read the third time	1189
Circled	1189
Uncircled	1209
Signed by the Speaker and returned to the Senate	1210
S.B. 263 — EDUCATION REQUIREMENTS FOR NURSING LICENSURE AMENDMENTS (<i>G. Davis</i>)	
Read the first time by short title and referred to Rules Committee	810
Placed on calendar	1085
Read the second time	1093
Substituted	1104
Read the third time	1104
Returned to the Senate	1105
Signed by the Speaker and returned to the Senate	1142
S.B. 264 — JUDICIAL CODE AMENDMENTS (<i>G. Davis</i>)	
Read the first time by short title and referred to Rules Committee	920
Returned to the Senate	944

S.B. 267 — TRIBAL HEALTH INFORMATION (<i>K. Van Tassell</i>)	
Read the first time by short title and referred to Rules Committee	757
Assigned to standing committee	795
Read the second time	924
Read the third time	1039
Signed by the Speaker and returned to the Senate	1040
S.B. 272 — PROPERTY TAX RATE AMENDMENTS (<i>B. McAdams</i>)	
Read the first time by short title and referred to Rules Committee	1088
Read the second time	1191
Read the third time	1325
Signed by the Speaker and returned to the Senate	1326
S.B. 273 — SURPLUS PROPERTY AMENDMENTS (<i>B. McAdams</i>)	
Read the first time by short title and referred to Rules Committee	644
Assigned to standing committee	680
Read the second time	863
Read the third time	983
Signed by the Speaker and returned to the Senate	983
S.B. 274 — LEGISLATIVE COMMITTEE AMENDMENTS (<i>S. Reid</i>)	
Read the first time by short title and referred to Rules Committee	717
Assigned to standing committee	761
Read the second time	863
Read the third time	984
Signed by the Speaker and returned to the Senate	984
S.B. 275 — MUNICIPAL GOVERNMENT REVISIONS (<i>B. McAdams</i>)	
Read the first time by short title and referred to Rules Committee	844
Placed on calendar	1085
Read the second time	1093
Read the third time	1102
Signed by the Speaker and returned to the Senate	1103
S.B. 277 — MUNICIPAL GOVERNMENT AUTHORITY (<i>J. S. Adams</i>)	
Read the first time by short title and referred to Rules Committee	808
Read the second time	1139
Read the third time	1149
Amendments	1149
Returned to the Senate	1151
Signed by the Speaker and returned to the Senate	1168
S.B. 280 — BUDGET RESERVE ACCOUNT AMENDMENTS (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	844
Placed on calendar	1085
Read the second time	1093
Read the third time	1144
Circled	1144
Uncircled	1184
Signed by the Speaker and returned to the Senate	1185

S.B. 281 — MORTGAGE AND FINANCIAL FRAUD INVESTIGATIONS (<i>B. McAdams</i>)	
Read the first time by short title and referred to Rules Committee	1088
Read the second time	1190
Read the third time	1206
Signed by the Speaker and returned to the Senate	1207
Intent Language	1207
S.B. 282 — CREDIT FOR VETERAN TRAINING (<i>T. Weiler</i>)	
Read the first time by short title and referred to Rules Committee	1059
Read the second time	1227
Read the third time	1264
Amendments	1264
Returned to the Senate	1265
Signed by the Speaker and returned to the Senate	1291
S.B. 284 — CONCURRENT ENROLLMENT AMENDMENTS (<i>S. Urquhart</i>)	
Read the first time by short title and referred to Rules Committee	1109
Read the second time	1140
Read the third time	1196
Substituted	1196
Returned to the Senate	1197
Refuse to Recede	1272
Conference Committee appointed	1281
Joint Conference Committee Report	1286
Amendments	1286
Signed by the Speaker and returned to the Senate	1317
S.B. 285 — EDUCATION CONTRIBUTION ON TAX RETURNS (<i>D. Thatcher</i>)	
Read the first time by short title and referred to Rules Committee	1088
Read the second time	1191
Circled	1324
Signed by the Speaker and returned to the Senate	1324
Enacting Clause Stricken	1341
S.B. 286 — COLLEGE READINESS ASSESSMENT (<i>S. Urquhart</i>)	
Read the first time by short title and referred to Rules Committee	1088
Read the second time	1190
Read the third time	1205
Signed by the Speaker and returned to the Senate	1206
S.B. 287 — CORE CURRICULUM STANDARDS AMENDMENTS (<i>M. Dayton</i>)	
Read the first time by short title and referred to Rules Committee	1088
Read the second time	1139
Read the third time	1170
Signed by the Speaker and returned to the Senate	1171
S.B. 289 — K – 3 READING PROGRAM TECHNOLOGY (<i>J. S. Adams</i>)	
Read the first time by short title and referred to Rules Committee	1088
Read the second time	1190
Read the third time	1204
Circled	1204
Enacting Clause Stricken	1342

S.B. 290 — UTAH FUTURES PROGRAM (*H. Stephenson*)

Read the first time by short title and referred to Rules Committee	1088
Read the second time	1190
Substituted	1283
Read the third time	1204
Circled	1205
Uncircled	1283
Amendments	1283
Returned to the Senate	1285
Signed by the Speaker and returned to the Senate	1317

S.C.R. 1 — CONCURRENT RESOLUTION SUPPORTING ESTABLISHMENT OF A FUND FOR ASSISTANCE TO FAMILIES OF FALLEN OFFICERS (<i>K. Van Tassell</i>)	
Read the first time by short title and referred to Rules Committee	301
Assigned to standing committee	321
Read the second time	364
Read the third time	374
Signed by the Speaker and returned to the Senate	375
Action taken by the Governor	1064
S.C.R. 2 — CONCURRENT RESOLUTION ENCOURAGING ADVANCE HEALTH CARE DIRECTIVES (<i>P. Jones</i>)	
Read the first time by short title and referred to Rules Committee	368
Assigned to standing committee	428
Read the second time	473
Read the third time	533
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Assigned to standing committee 731

Read the second time 807

Read the third time 902

Signed by the Speaker and returned to the Senate 903

S.C.R. 10 — CONCURRENT RESOLUTION SUPPORTING UTAH’S INTERCONNECTED SKI AND SNOWBOARD INDUSTRY (*W. Niederhauser*)

Read the first time by short title and referred to Rules Committee 1059

Placed on calendar 1085

Read the second time 1093

Read the third time 1137

Signed by the Speaker and returned to the Senate 1138

S.C.R. 11 — CONCURRENT RESOLUTION ON THE NATIONAL DEFENSE AUTHORIZATION ACT (*T. Weiler*)

Read the first time by short title and referred to Rules Committee 1031

Placed on calendar 1085

Read the second time 1094

Read the third time 1145

Circled 1145

Conference Committee appointed 1200

Substituted 1169

Uncircled 1169

Refuse to Recede 1199

Conference Committee appointed 1214

Returned to the Senate 1170

Conference Committee may meet 1217

Substituted 1229

Joint Conference Committee Report 1229

Signed by the Speaker and returned to the Senate 1264

S.C.R. 12 — CONCURRENT RESOLUTION URGING CONGRESS TO CLEARLY DELEGATE RESPONSIBILITY FOR REGULATING HYDRAULIC FRACTURING TO THE STATES (*K. Van Tassell*)

Read the first time by short title and referred to Rules Committee 1088

Read the second time 1140

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Signed by the Speaker and returned to the Senate 1199

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HB 3	Appropriations Adjustments Governor Signed on 3/27/2012 Effective Date: 3/27/2012	M. Brown
HB 4	Higher Education Base Budget Governor Signed on 2/13/2012 Effective Date: 7/1/2012	M. Morley
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HB 47	Reporting Abuse of a Vulnerable Adult Governor Signed on 3/19/2012 Effective Date: 5/8/2012	C. Moss
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HB 51	Medical Specialty Practice Act Amendments Governor Signed on 3/22/2012 Effective Date: 5/8/2012	E. Vickers
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- HB 85 **Forensic Phlebotomy** V. Peterson
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HB 99	Background Check Fee Exemption for Firearm Purchase Governor Signed on 3/22/2012 Effective Date: 5/8/2012	B. Galvez
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- HB 167 **Motor Vehicle Insurance Modifications** T. Kiser
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- HB 168 **Curriculum to Address Teen Dating Violence** C. Watkins
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- HB 169 **Privatization Study for State-Owned Golf Courses** J. Mathis
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- HB 170 **Water Rights Amendments** K. McIff
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- HB 171 **Necessarily Existent Small School
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- HB 172 **Vote by Mail Amendments** S. Eliason
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- HB 173 **Transportation Funding Modifications** B. Dee
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- HB 175 **Second Hand Item Transactions** J. Seelig
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- HB 176 **County Land Use Plans** M. Noel
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- HB 177 **Custody and Visitation Modifications** J. Fisher
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- HB 178 **Government Law Modifications** B. Galvez
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HB 202	Child Protection Amendments House/ filed on 3/8/2012	C. Watkins
HB 203	Parental Rights Revisions House/ filed on 3/8/2012	C. Watkins
HB 204	Expedited Jury Trial Act Amendments Governor Signed on 3/19/2012 Effective Date: 5/8/2012	B. King
HB 205	Check Cashing and Deferred Deposit Lending Registration Act Amendments House/ filed on 3/8/2012	J. Nielson
HB 206	Curriculum Options for Secondary School Students Governor Signed on 3/22/2012 Effective Date: 5/8/2012	D. Ipson
HB 207	Requirements to Create School Districts House/ filed on 3/8/2012	J. Dougall
HB 208	Limits on Landowner Liability for Public Recreation Governor Signed on 3/15/2012 Effective Date: 5/8/2012	R. Barrus
HB 209	Utah Lands Protection Act House/ filed on 3/8/2012	F. Cox
HB 210	Severance Tax Amendments House/ filed on 2/6/2012	J. Nielson
HB 211	Insurance Coverage for Amino Acid-based Formula House/ filed on 3/8/2012	C. Moss
HB 212	Dividing School Districts House/ filed on 3/8/2012	J. Bird

HB 213	School Community Council Member Qualifications Governor Signed on 3/19/2012 Effective Date: 5/8/2012	L. Perry
HB 214	Professional Employer Organization Licensing Act Amendments Governor Signed on 3/19/2012 Effective Date: 5/8/2012	J. Dunnigan
HB 215	Labor Related Amendments House/ filed on 3/8/2012	M. Morley
HB 216	Political Subdivision Residential Rental Amendments Governor Signed on 3/22/2012 Effective Date: 5/8/2012	K. Sumsion
HB 217	Gift Card Provisions House/ filed on 3/8/2012	V. Peterson
HB 218	Local School Board Business Administrator Governor Signed on 3/15/2012 Effective Date: 5/8/2012	D. McCay
HB 219	Use of Public Buildings House/ filed on 3/8/2012	J. Nielson
HB 220	Classification of Counties House/ filed on 3/2/2012	R. Menlove
HB 221	Sexual Trafficking House/ filed on 3/8/2012	K. Grover
HB 222	Escort Services Licensing Amendments House/ filed on 3/8/2012	P. Ray
HB 223	Retention of Evidence Amendments Governor Signed on 3/15/2012 Effective Date: 5/8/2012	B. Wilson

HB 224	Political Subdivisions – Report of Receipts of Federal Money House/ filed on 3/8/2012	K. Ivory
HB 225	Child and Family Service Providers Governor Signed on 3/22/2012 Effective Date: 5/8/2012	C. Watkins
HB 226	Closed Meeting Amendments House/ filed on 3/8/2012	K. Powell
HB 227	Sex Trafficking – Penalties House/ filed on 3/8/2012	K. Grover
HB 228	Criminal Gang Amendments House/ filed on 3/8/2012	C. Oda
HB 229	Constables Amendments Governor Signed on 3/15/2012 Effective Date: 5/8/2012	L. Perry
HB 230	Utah Schools for the Deaf and the Blind Amendments Governor Signed on 3/22/2012 Effective Date: 5/8/2012	J. Seelig
HB 231	Guardianship Amendments House/ filed on 3/8/2012	K. Powell
HB 232	Abuse, Neglect, and Division Definitions Governor Signed on 3/15/2012 Effective Date: 5/8/2012	C. Watkins
HB 233	Political Party Registration Amendments Governor Signed on 3/22/2012 Effective Date: 5/8/2012	J. Nielson
HB 234	Credit Reporting Amendments House/ filed on 3/8/2012	J. Nielson
HB 235	Offer of Judgment in Civil Cases House/ filed on 3/8/2012	K. Ivory

HB 236	Alimony Modifications House/ filed on 3/8/2012	S. Sandstrom
HB 237	Child Welfare Amendments Governor Signed on 3/22/2012 Effective Date: 5/8/2012	W. Harper
HB 238	Expunged Records Amendments House/ filed on 3/8/2012	R. Greenwood
HB 239	Pawnshop Record Amendments Governor Signed on 3/19/2012 Effective Date: 5/8/2012	R. Greenwood
HB 240	Medical Retainer Agreements Governor Signed on 3/15/2012 Effective Date: 5/8/2012	K. Ivory
HB 241	Foster Care and Kinship Placement Amendments Governor Signed on 3/20/2012 Effective Date: 5/8/2012	C. Watkins
HB 242	Insurance Billing for Athletic Trainers House/ filed on 3/8/2012	P. Ray
HB 243	Municipal Election Revisions Governor Signed on 3/22/2012 Effective Date: 5/8/2012	J. Dougall
HB 244	Alcoholic Beverage Enforcement and Treatment Restricted Account Distribution Amendments House/ filed on 3/8/2012	P. Ray
HB 245	Amendment to Definition of Smoking in Utah Indoor Clean Air Act Governor Signed on 3/19/2012 Effective Date: 5/8/2012	B. Last
HB 246	County Correctional Facilities Funding Amendments Governor Signed on 3/15/2012 Effective Date: 5/8/2012	M. Noel

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HB 247	Cost Sharing for Smokers Enrolled in Medicaid House/ filed on 3/8/2012	P. Ray
HB 248	Contract Cancellation Option on Purchase of Used Vehicle House/ filed on 3/8/2012	J. Bird
HB 249	Single Family Zoning Designation Governor Signed on 3/19/2012 Effective Date: 5/8/2012	D. Sanpei
HB 250	Tax Credit for Dependent with a Disability Governor Signed on 3/22/2012 Effective Date: 5/8/2012	J. Dougall
HB 251	Utah State Personnel Management Act Amendments Governor Signed on 3/19/2012 Effective Date: 5/8/2012	B. Daw
HB 252	Peace Officer Standards and Training Amendments Governor Signed on 3/22/2012 Effective Date: 5/8/2012	R. Greenwood
HB 253	Voter Registration Amendments Governor Signed on 3/15/2012 Effective Date: 5/8/2012	K. Powell
HB 254	Controlled Substances Amendments Governor Signed on 3/22/2012 Effective Date: 5/8/2012	G. Froerer
HB 255	Motor Vehicle Business Regulation Penalties Governor Signed on 3/15/2012 Effective Date: 5/8/2012	D. Ipson
HB 256	Retirement Modifications Governor Signed on 3/22/2012 Effective Date: 5/8/2012	D. Ipson
HB 257	Controlled Substance Database Amendments Governor Signed on 3/19/2012 Effective Date: 5/8/2012	B. Daw

HB 258	Education Funding Amendments House/ filed on 3/8/2012	K. Powell
HB 259	Municipal Administrative Proceedings Amendments Governor Signed on 3/19/2012 Effective Date: 5/8/2012	K. Powell
HB 260	Pedestrians on Highways House/ filed on 3/8/2012	L. Perry
HB 261	Dividing of School Districts Amendments Governor Signed on 3/16/2012 Effective Date: 5/8/2012	K. Sumsion
HB 262	Building Code Amendments House/ filed on 3/8/2012	F. Cox
HB 263	Unemployment Benefits for Military Spouse Governor Signed on 3/15/2012 Effective Date: 5/8/2012	L. Hemingway
HB 264	High Occupancy Vehicle Lane Amendments House/ filed on 3/8/2012	K. Sumsion
HB 265	Public Employees' Long-Term Disability Act Amendments Governor Signed on 3/15/2012 Effective Date: 5/8/2012	B. King
HB 266	Driver Education Amendments Governor Signed on 3/19/2012 Effective Date: 7/1/2012	B. Daw
HB 267	Vintage Travel Trailers Governor Signed on 3/22/2012 Effective Date: 7/1/2012	L. Perry
HB 268	Driver License Amendments Governor Signed on 3/19/2012 Effective Date: 7/1/2012	V. Peterson

HB 269	Utah National Guard – Officer Appointment Amendments Governor Signed on 3/20/2012 Effective Date: 5/8/2012	V. Peterson
HB 270	Alcoholic Beverage Control License Amendments House/ filed on 3/8/2012	G. Froerer
HB 271	Public School Seismic Safety Committee House/ filed on 3/8/2012	L. Wiley
HB 272	Pilot Program for Autism Spectrum Disorders Services Governor Signed on 3/26/2012 Effective Date: 5/8/2012	R. Menlove
HB 273	Municipal and County Development Standards Governor Signed on 3/20/2012 Effective Date: 5/8/2012	B. Wilson
HB 274	Adoption Amendments House/ filed on 3/8/2012	R. Chavez–Houck
HB 275	Seismic Requirements for Condominium Conversion Projects House/ filed on 3/8/2012	L. Wiley
HB 276	Aiding Sexual Solicitation Governor Signed on 3/15/2012 Effective Date: 5/8/2012	P. Ray
HB 277	Graffiti Paraphernalia Governor Signed on 3/22/2012 Effective Date: 5/8/2012	J. Nielson
HB 278	Arrested Persons’ Health Insurance Provisions House/ filed on 3/8/2012	B. Daw
HB 279	Utah Schools Seismic Hazard Inventory House/ filed on 3/8/2012	L. Wiley

HB 280	Foreclosure Notice Provisions on Residential Rental Property Governor Signed on 3/22/2012 Effective Date: 5/8/2012	W. Harper
HB 281	Human Services License Extensions Governor Signed on 3/22/2012 Effective Date: 5/8/2012	B. Last
HB 282	Criminal Offense Amendments Governor Signed on 3/22/2012 Effective Date: 5/8/2012	P. Ray
HB 283	State Stores Pilot Program for Days of Sale of Liquor House/ filed on 3/8/2012	P. Arent
HB 284	Regents' Scholarship Program Amendments House/ filed on 3/8/2012	J. Dougall
HB 285	Repeal of Higher Education Tuition Assistance Program Governor Signed on 3/20/2012 Effective Date: 7/1/2012	S. Eliason
HB 286	State House Boundary Amendments Governor Signed on 1/30/2012 Effective Date: 1/30/2012	K. Sumsion
HB 287	State Board of Education Boundary Amendments Governor Signed on 1/30/2012 Effective Date: 1/30/2012	K. Sumsion
HB 288	Impact Fee Amendments House/ filed on 3/8/2012	M. Morley
HB 289	Reauthorization of Corrections Education Programs Governor Signed on 3/15/2012 Effective Date: 5/8/2012	C. Watkins
HB 290	Divorce Orientation Class House/ filed on 2/16/2012	J. Nielson

HB 291	Funding for Burying Utility Lines House/ filed on 3/8/2012	J. Briscoe
HB 292	Taxation of Variable Life Insurance House/ filed on 3/8/2012	J. Bird
HB 293	Amendments to Vehicle Oversize and Overweight Permits Governor Signed on 3/22/2012 Effective Date: 5/8/2012	W. Harper
HB 294	Biofeedback Licensing Amendments Governor Signed on 3/16/2012 Effective Date: 5/8/2012	R. Webb
HB 295	Trademark Renewal Revisions Governor Signed on 3/15/2012 Effective Date: 5/8/2012	B. King
HB 296	Social Services – Employment First Priority Governor Signed on 3/22/2012 Effective Date: 5/8/2012	V. Snow
HB 297	Highway Barricade Amendments Governor Signed on 3/15/2012 Effective Date: 5/8/2012	L. Perry
HB 298	Motor Vehicle Safety Inspection Amendments Governor Signed on 3/23/2012 Effective Date: 7/1/2012	J. Dougall
HB 299	Tax Revisions House/ filed on 3/8/2012	J. Dougall
HB 300	Illegal Alien Related Amendments House/ filed on 3/8/2012	C. Herrod
HB 301	National Guard – Nonjudicial Punishment Governor Signed on 3/15/2012 Effective Date: 5/8/2012	V. Peterson

HB 302	Land Use Penalties Governor Signed on 3/20/2012 Effective Date: 5/8/2012	M. Morley
HB 303	Insurance Coverage for Children with Hearing Impairments House/ filed on 3/8/2012	R. Edwards
HB 304	Access to Voter Date of Birth Records House/ filed on 3/8/2012	R. Edwards
HB 305	Construction Code Revisions Governor Signed on 3/20/2012 Effective Date: 5/8/2012	G. Froerer
HB 306	Disposal of Unused Prescription Drugs Governor Signed on 3/15/2012 Effective Date: 5/8/2012	B. Daw
HB 307	Factual Innocence Amendments Governor Signed on 3/20/2012 Effective Date: 5/8/2012	B. Dee
HB 308	Parental Rights of Biological Fathers House/ filed on 3/8/2012	C. Watkins
HB 309	Distribution of Property by Chance House/ filed on 3/8/2012	K. Powell
HB 310	State and Political Subdivision Employment Amendments House/ filed on 3/8/2012	D. McCay
HB 311	Electronic Meetings for Charter School Governor Signed on 3/26/2012 Effective Date: 5/8/2012	B. Daw
HB 312	Veteran Employment Tax Credit Governor Signed on 3/22/2012 Effective Date: 5/8/2012	D. Ipson

HB 313	Local Health Regulation Governor Signed on 3/22/2012 Effective Date: 5/8/2012	J. Anderson
HB 314	Wage Reporting Amendments House/ filed on 3/8/2012	V. Peterson
HB 315	Domestic Violence and Dating Violence Amendments House/ filed on 3/8/2012	P. Ray
HB 316	Divorce Waiting Period Amendments Governor Signed on 3/26/2012 Effective Date: 5/8/2012	V. Peterson
HB 317	Traffic Safety Amendments Governor Signed on 3/22/2012 Effective Date: 5/8/2012	D. Ipson
HB 318	Industrial Assistance Account Amendments Governor Signed on 3/1/2012 Effective Date: 7/1/2012	R. Menlove
HB 319	Provision of Information to Parents of Children in State Custody Governor Signed on 3/20/2012 Effective Date: 7/1/2012	C. Watkins
HB 320	Utility Facility Siting House/ filed on 3/8/2012	D. Sagers
HB 321	Bond Limit Requirements for Motor Vehicle Dealers House/ filed on 3/8/2012	D. Butterfield
HB 322	Higher Education Tenure House/ filed on 3/8/2012	C. Herrod
HB 323	Sales and Use Tax Collection Amendments Governor Signed on 3/19/2012 Effective Date: 7/1/2012	D. Butterfield

HB 324	Provisional Teaching Modifications House/ filed on 3/8/2012	C. Herrod
HB 325	Motor Fuel Marketing Act Reauthorization House/ filed on 3/8/2012	D. Ipson
HB 326	Serious Youth Offender Amendments Governor Signed on 3/16/2012 Effective Date: 5/8/2012	P. Ray
HB 327	Operation of Bicycles on Highways House/ filed on 3/8/2012	J. Anderson
HB 328	Judicial Performance Evaluation Amendments House/ filed on 3/8/2012	V. Snow
HB 329	Boating Amendments House/ filed on 3/8/2012	L. Perry
HB 330	Subsurface Geothermal Energy Amendments Bill Numbered by Title Without any Substance on 2/4/2012	M. Noel
HB 331	School Board Election Provisions House/ filed on 3/8/2012	J. Nielson
HB 332	Transportation Amendments Bill Numbered by Title Without any Substance on 2/4/2012	W. Harper
HB 333	Tax Amendments Bill Numbered by Title Without any Substance on 2/4/2012	W. Harper
HB 334	Local Election Amendments Bill Numbered by Title Without any Substance on 2/4/2012	J. Dougall
HB 335	Professional Licensing Amendments House/ filed on 3/8/2012	J. Dougall
HB 336	Electronic High School Amendments House/ filed on 3/8/2012	S. Sandstrom

HB 337	Open Government Amendments House/ filed on 3/8/2012	J. Dougall
HB 338	Election Amendments House/ filed on 3/8/2012	S. Eliason
HB 339	Election Ballot Amendments Governor Signed on 3/22/2012 Effective Date: 5/8/2012	S. Eliason
HB 340	State Land Use Planning Bill Numbered by Title Without any Substance on 2/4/2012	C. Herrod
HB 341	Financial Disclosures by Local Candidates House/ filed on 3/8/2012	K. Sumsion
HB 342	Campaign Finance Reporting in Local Elections House/ filed on 3/8/2012	K. Sumsion
HB 343	Underground Storage Tank Amendments Governor Signed on 3/22/2012 Effective Date: 5/8/2012	K. McIff
HB 344	Disposal of Livestock Bill Numbered by Title Without any Substance on 2/4/2012	J. Mathis
HB 345	Emergency Response Provisions Bill Numbered by Title Without any Substance on 2/4/2012	R. Greenwood
HB 346	Amendments Regarding Competency to Stand Trial Governor Signed on 3/22/2012 Effective Date: 5/8/2012	L. Christensen
HB 347	Utah State Parks Management Amendments Bill Numbered by Title Without any Substance on 2/4/2012	D. Ipson
HB 348	Hazardous Waste Amendments Governor Signed on 3/20/2012 Effective Date: 5/8/2012	R. Menlove

- HB 349 **Alcoholic Beverage Control Act and Package Agencies** D. Ipson
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 350 **Payroll Deduction Amendments** B. Daw
House/ filed on 3/8/2012
- HB 351 **Opt Out of Executive Order on White House Rural Council** K. Ivory
House/ filed on 3/8/2012
- HB 352 **City Library Budget Amendments** S. Eliason
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 353 **Charter School Funding Amendments** M. Newbold
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 354 **Alcoholic Beverage Amendments** R. Wilcox
Governor Signed on 3/23/2012
Effective Date: 7/1/2012
- HB 355 **Public Transit District Conflict of Interest Amendments** J. Fisher
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 356 **Higher Education Deregulation Amendments** J. Dougall
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 357 **Guardian Ad Litem Amendments** L. Christensen
Governor Signed on 3/20/2012
Effective Date: 5/8/2012
- HB 358 **Driver Privilege Card Amendments** S. Eliason
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 359 **Driver Education on Driving Under the Influence of Alcohol or Drugs** S. Eliason
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 360 **Criminal Defamation Amendments** D. Sanpei
Bill Numbered by Title Without any Substance on 2/4/2012

- HB 361 **Assisted Outpatient Treatment for Patients with a History of Noncompliance** S. Duckworth
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 362 **Food Handler Training Amendments** J. Anderson
House/ filed on 3/8/2012
- HB 363 **Health Education Amendments** B. Wright
Governor Vetoed on 3/16/2012
- HB 364 **School District Financial Reporting Amendments** J. Dougall
House/ filed on 3/8/2012
- HB 365 **Revisions to Tax** J. Dougall
Governor Signed on 3/26/2012
Effective Date: 5/8/2012
- HB 366 **Receipt of Welfare Benefits Amendments** J. Dougall
Governor Signed on 3/16/2012
Effective Date: 7/1/2012
- HB 367 **Trust Lands Amendments** M. Noel
Governor Signed on 3/20/2012
Effective Date: 5/8/2012
- HB 368 **Abandonment or Forfeiture of Water Rights** B. Galvez
House/ filed on 3/8/2012
- HB 369 **Adjudication of Water Rights** J. Briscoe
House/ filed on 3/8/2012
- HB 370 **Education on Free Enterprise System** K. Grover
House/ filed on 3/8/2012
- HB 371 **Tuition Reimbursement for Private Education** K. Grover
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 372 **Utah Code – Official Version** V. Snow
House/ filed on 3/8/2012

HB 373	Teacher Professional Days Bill Numbered by Title Without any Substance on 2/4/2012	J. Briscoe
HB 374	School Grade Level Amendments Bill Numbered by Title Without any Substance on 2/4/2012	K. Grover
HB 375	Improving Student Academic Learning in Schools Bill Numbered by Title Without any Substance on 2/4/2012	M. Newbold
HB 376	Performance Based Retention of Teachers Bill Numbered by Title Without any Substance on 2/4/2012	K. Grover
HB 377	Local School Board Amendments Bill Numbered by Title Without any Substance on 2/4/2012	J. Dougall
HB 378	Cigarette Tax Restricted Account Amendments Bill Numbered by Title Without any Substance on 2/4/2012	P. Ray
HB 379	Occupational Licensing Amendments House/ filed on 3/8/2012	J. Peterson
HB 380	Off-Highway Vehicle Changes Bill Numbered by Title Without any Substance on 2/4/2012	M. Noel
HB 381	Public Education – Assessment Amendments House/ filed on 3/8/2012	B. Daw
HB 382	Constitutional Defense Council – Posting of Public Information House/ filed on 3/8/2012	K. Ivory
HB 383	International Residential Code Amendments Governor Signed on 3/15/2012 Effective Date: 5/8/2012	J. Peterson
HB 384	Sales and Use Tax Seller Nexus Amendments Governor Signed on 3/22/2012 Effective Date: 7/1/2012	W. Harper
HB 385	Sales and Use Tax – Seller Notice Requirements House/ filed on 3/8/2012	W. Harper

- HB 398 **Allocation of School Trust Lands Funds** C. Herrod
House/ filed on 3/8/2012
- HB 399 **Physician and Osteopathic Licensing Amendments** S. Sandstrom
Governor Signed on 3/20/2012
Effective Date: 5/8/2012
- HB 400 **Traumatic Head and Spinal Cord Injury
Rehabilitation Fund** E. Hutchings
Governor Signed on 3/20/2012
Effective Date: 5/8/2012
- HB 401 **Off-Highway Vehicle Revisions** P. Painter
Governor Signed on 3/22/2012
Effective Date: 5/8/2012
- HB 402 **Shared Parenting** K. Powell
House/ filed on 3/8/2012
- HB 403 **Penalties for Patent and Trademark Violations** S. Sandstrom
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 404 **Convention for Proposing Amendments** B. Daw
House/ filed on 3/8/2012
- HB 405 **Jury Service Amendments** C. Watkins
House/ filed on 3/8/2012
- HB 406 **Homeowner Association Registration Amendments** D. Ipson
Governor Signed on 3/15/2012
Effective Date: 5/8/2012
- HB 407 **New Car Safety and Emissions Inspection** D. Ipson
Governor Signed on 3/15/2012
Effective Date: 10/1/2012
- HB 408 **Use of Optical Scan Machines** G. Hughes
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 409 **Health Care Cost Control Commission** M. Brown
Bill Numbered by Title Without any Substance on 2/4/2012

HB 410	Informed Consent in Domestic Cases House/ filed on 3/8/2012	G. Froerer
HB 411	State Symbol Amendments Bill Numbered by Title Without any Substance on 2/4/2012	S. Eliason
HB 412	Voting Shares Assessments Bill Numbered by Title Without any Substance on 2/4/2012	P. Painter
HB 413	Product Liability Amendments House/ filed on 3/8/2012	D. Brown
HB 414	School Bonding for Seismic Purposes Governor Vetoed on 3/28/2012	G. Froerer
HB 415	Protection of Athletes with Head Injuries Act House/ filed on 3/8/2012	P. Ray
HB 416	Guardian Ad Litem Office References Governor Signed on 3/16/2012 Effective Date: 5/8/2012	V. Snow
HB 417	Education on Process for Electing Public Officials House/ filed on 3/2/2012	S. Barlow
HB 418	Charter School Reporting Requirements House/ filed on 3/8/2012	D. McCay
HB 419	Character Requirements for Licensing Bill Numbered by Title Without any Substance on 2/4/2012	D. McCay
HB 420	Parent Education Initiative House/ filed on 3/8/2012	S. Eliason
HB 421	Local District Dissolution House/ filed on 3/8/2012	D. McCay
HB 422	Dissolution of Active Local Districts Bill Numbered by Title Without any Substance on 2/4/2012	D. McCay

- HB 423 **Department of Alcoholic Beverage Control
Privatization Task Force** C. Frank
House/ filed on 3/8/2012
- HB 424 **Museum Appropriation Amendments** T. Kiser
House/ filed on 3/5/2012
- HB 425 **Education Development Incentives** E. Hutchings
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 426 **Hospital Insurance Billing** R. Greenwood
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 427 **Tax Law Modifications** R. Wilcox
House/ filed on 3/8/2012
- HB 428 **Education Program Funding Amendments** J. Bird
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 429 **Property Rights Modifications** G. Froerer
House/ filed on 3/8/2012
- HB 430 **Classified School Employee Amendments** B. Last
House/ filed on 3/8/2012
- HB 431 **Long-term Disability for Local Peace Officers
Injured in the Line-of-Duty** L. Perry
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 432 **Bureau of Criminal Identification Amendments** J. Seelig
Governor Signed on 3/15/2012
Effective Date: 3/15/2012
- HB 433 **Expanded Uses of School District
Property Tax Revenue** K. McIff
House/ filed on 3/8/2012
- HB 434 **Pharmacy Practice Act Modifications** E. Vickers
Governor Signed on 3/22/2012
Effective Date: 5/8/2012

HB 448	Custody Modifications Governor Signed on 3/20/2012 Effective Date: 5/8/2012	G. Hughes
HB 449	Public Employee Status Modifications Governor Signed on 3/22/2012 Effective Date: 5/8/2012	B. Dee
HB 450	Health Insurance Amendments Bill Numbered by Title Without any Substance on 2/4/2012	B. Dee
HB 451	Health Care Revisions Bill Numbered by Title Without any Substance on 2/4/2012	D. Sanpei
HB 452	Family Expenses Amendments House/ filed on 3/8/2012	S. Sandstrom
HB 453	Citation Amendments Governor Signed on 3/22/2012 Effective Date: 5/8/2012	D. Ipson
HB 454	Open Enrollment Amendments Governor Signed on 3/15/2012 Effective Date: 5/8/2012	D. Brown
HB 455	Financing Motor Vehicle Purchases House/ filed on 3/8/2012	G. Froerer
HB 456	Traffic Violations Around School Buses House/ filed on 3/8/2012	B. Wilson
HB 457	Eminent Domain Revisions House/ filed on 3/8/2012	B. Last
HB 458	Wastewater System Amendments House/ filed on 3/8/2012	P. Painter
HB 459	Amendments to Deferred Deposit Lending Governor Signed on 3/22/2012 Effective Date: 5/8/2012	J. Dunnigan

HB 460	Post–Employment Retirement Benefits Bill Numbered by Title Without any Substance on 2/4/2012	S. Eliason
HB 461	Abortion Waiting Period Governor Signed on 3/20/2012 Effective Date: 5/8/2012	S. Eliason
HB 462	Constitutional Defense Council Amendments Governor Signed on 3/22/2012 Effective Date: 5/8/2012	J. Briscoe
HB 463	Medicaid Inspector General House/ filed on 3/8/2012	B. Wright
HB 464	County Land Use Amendments House/ filed on 3/8/2012	B. Wright
HB 465	Inmate Medical Donation Act House/ filed on 3/8/2012	S. Eliason
HB 466	Forum Requirements House/ filed on 3/8/2012	B. Doughty
HB 467	Sovereign Lands Management Account Appropriation House/ filed on 3/8/2012	M. Noel
HB 468	Abortion Revisions Bill Numbered by Title Without any Substance on 2/4/2012	S. Sandstrom
HB 469	Eviction Amendments Bill Numbered by Title Without any Substance on 2/4/2012	V. Snow
HB 470	Economic Loss Amendments Bill Numbered by Title Without any Substance on 2/4/2012	V. Snow
HB 471	Driver License Modifications Bill Numbered by Title Without any Substance on 2/4/2012	B. Wilson
HB 472	International Relations and Trade Commission Amendments Governor Signed on 3/22/2012 Effective Date: 5/8/2012	E. Hutchings

- HB 473 **Utah State International Trade Promotion** E. Hutchings
House/ filed on 3/8/2012
- HB 474 **Community Council Amendments** P. Ray
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 475 **Medicaid Amendments** P. Ray
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 476 **Amendments to Government** D. Ipson
Governor Signed on 3/22/2012
Effective Date: 7/1/2012
- HB 477 **Employment and Verification Requirements** S. Sandstrom
House/ filed on 3/8/2012
- HB 478 **Economic Development Through Sports Promotion** B. Dee
House/ filed on 3/8/2012
- HB 479 **Object Principle of Justice** G. Hughes
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 480 **Electric Utility Modifications** K. Powell
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 481 **Licensing Related Revisions** S. Sandstrom
House/ filed on 3/8/2012
- HB 482 **Severance Tax Funding for Certain Programs** K. Ivory
House/ filed on 3/8/2012
- HB 483 **Land Exchange Distribution Account Amendments** K. Sumsion
House/ filed on 3/8/2012
- HB 484 **Income Tax Penalties and Interest** T. Cosgrove
Bill Numbered by Title Without any Substance on 2/4/2012
- HB 485 **Change Application Amendments** R. Wilcox
Governor Signed on 3/20/2012
Effective Date: 5/8/2012

HB 486	Water and Irrigation Amendments House/ filed on 3/8/2012	N. Hendrickson
HB 487	Hospice Pharmacy Dispensing of Medication House/ filed on 3/8/2012	C. Herrod
HB 488	Wording on Election Ballots Governor Signed on 3/15/2012 Effective Date: 5/8/2012	E. Vickers
HB 489	Safe Drinking Water Disclosure Act Bill Numbered by Title Without any Substance on 2/4/2012	R. Barrus
HB 490	Asset Protection Trusts House/ filed on 3/8/2012	D. Brown
HB 491	Midterm Vacancy Amendments Governor Signed on 3/22/2012 Effective Date: 5/8/2012	J. Dougall
HB 492	Training of School Nurses House/ filed on 3/8/2012	P. Ray
HB 493	Campaign Finance Disclosure Amendments Governor Signed on 3/20/2012 Effective Date: 3/20/2012	K. Powell
HB 494	Campaign Finance Amendments Governor Signed on 3/15/2012 Effective Date: 5/8/2012	S. Barlow
HB 495	Property Tax – Appraiser Amendments Governor Signed on 3/15/2012 Effective Date: 5/8/2012	J. Draxler
HB 496	Mental Health Practice Act Revisions Governor Signed on 3/19/2012 Effective Date: 7/1/2012	P. Ray
HB 497	Clearance for Direct Patient Access Governor Signed on 3/22/2012 Effective Date: 5/8/2012	B. Last

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HB 501	Youth Suicide Prevention Governor Signed on 3/26/2012 Effective Date: 5/8/2012	E. Hutchings
HB 502	Incorporation Amendments Governor Signed on 3/23/2012 Effective Date: 5/8/2012	M. Brown
HB 503	Construction Amendments Governor Signed on 3/22/2012 Effective Date: 5/8/2012	M. Morley
HB 504	Campus Safety Amendments House/ filed on 3/8/2012	D. Ipson
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HB 508	Boating Insurance House/ filed on 3/8/2012	L. Perry

HB 509	Presidential Electors Amendments House/ filed on 3/8/2012	K. Powell
HB 510	Indigent Defense Act Amendments Governor Signed on 3/19/2012 Effective Date: 5/8/2012	G. Hughes
HB 511	Eminent Domain of Federal Land House/ filed on 3/8/2012	K. Sumsion
HB 512	Rural County Health Care Special Service District Retirement Grant Program Governor Signed on 3/26/2012 Effective Date: 7/1/2012	D. Ipson
HB 513	Early Intervention Program Governor Signed on 3/27/2012 Effective Date: 5/8/2012	M. Newbold
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HB 515	Upstart Amendments House/ filed on 3/8/2012	M. Newbold
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HCR 3	Concurrent Resolution on Airport Security House/ filed on 3/8/2012	K. Ivory

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- HCR 5 **Concurrent Resolution Designating February 18, 2012 Congressional Gold Medal Day for Certain Veterans** C. Oda
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- HCR 6 **Navajo Electrification Demonstration Project Concurrent Resolution** C. Watkins
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- HCR 7 **Concurrent Resolution Designating Veterans Memorial Highway** C. Herrod
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- HCR 8 **Concurrent Resolution Recognizing the 100th Anniversary of the Girl Scouts of the USA** R. Chavez–Houck
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- HCR 9 **Concurrent Resolution Recognizing 75th Anniversary of Ducks Unlimited** C. Oda
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- HCR 10 **Provo Canal Title Transfer Concurrent Resolution** S. Handy
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- HCR 11 **Concurrent Resolution Recognizing the Sesquicentennial of the City of St. George** D. Ipson
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- HCR 12 **Concurrent Resolution Urging Congress to Transfer Navajo Trust Fund Money** M. Noel
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- HCR 13 **Concurrent Resolution recognizing the Olympic Legacy in Utah** E. Hutchings
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- HCR 14 **Concurrent Resolution Supporting Education Regarding, and Prevention of, Chronic Obstructive Pulmonary Disease** E. Hutchings
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- HCR 15 **Concurrent Resolution on Obesity** S. Barlow
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- HJR 2 **Joint Resolution on World Class Curriculum** M. Poulson
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- HJR 3 **Joint Resolution on Federal Transfer of Public Lands** R. Barrus
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Economic Development Incentives Amendments, Bramble, C. . . .	SB 289 (F)
Economic Development Through Education / Career Alignment, Stephenson, H.	SB 305 (P)
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Bullying and Cyber Bullying Standards for School Districts Joint Resolution, Okerlund, R.	SJR 27 (F)
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Civics Education Amendments, Morley, M.	HB 220 (P)
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- Commission on Civic and Character
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- Compulsory Education Amendments, Briscoe, J. HB 151 (F)
- Concurrent Enrollment Transcripts, Menlove, R. HB 288 (P)
- Concurrent Resolution Supporting Public Policies That
 Promote Outdoor Activities for Children, Draxler, J. HCR 7 (P)
- Current School Year Supplemental Public Education Budget
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- Debt Service Obligations of a Divided School District,
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- Divided School District Assets and Liabilities, Sumsion, K. HB 262 (P)
- Dixie State College Concurrent Resolution, Urquhart, S. SCR 11 (P)
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- Education Interpretation Services for Deaf and Hearing
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- Education Policy Amendments, Bramble, C. SB 217 (P)
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- Full-day Kindergarten, Anderson, J. HB 111 (F)
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- Military Survivors – Tuition Waiver Amendments, Morley, M. HB 335 (P)
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- Nonresident Tuition Waiver Amendments, Wimmer, C. HB 191 (F)
- Operation and Management of Charter Schools, Herrod, C. HB 388 (P)
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- Public Official Contact Information, Stephenson, H. SB 142 (P)
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- Emergency Procedures Amendments, Greenwood, R. HB 254 (P)
- Federal Agencies – Registration With County Sheriff,
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- Federal Law Evaluation and Response, Ivory, K. HB 76 (P)
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- Federal Regulation of Local Agricultural Products, Wright, B. . . . HB 365 (F)
- Federalism Interim Committee Joint Resolution, Herrod, C. HJR 29 (F)
- Joint Resolution Applying to Congress to Call a Constitutional
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- Election Law Changes, Dee, B. HB 366 (F)
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- Department of Public Safety Duties Amendments,
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- Disarming a Peace Officer, Greenwood, R. HB 364 (F)
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 Stephenson, H. SB 206 (P)
- Provisional Teaching Modifications, Herrod, C. HB 346 (F)
- Public School Privacy Amendments, Eliason, S. HB 145 (P)
- Public School Teacher Tenure Modifications, Stephenson, H. SB 73 (P)
- School Business Administrator Amendments, Richardson, H. HB 443 (F)
- School District Leave Policies, Grover, K. HB 183 (P)
- School District Superintendents Amendments, Stephenson, H. SB 119 (P)
- School Termination Procedures Modifications, Menlove, R. HB 50 (P)
- Teacher Effectiveness Evaluation Process, Adams, J. S. SB 256 (P)
- Teacher Salary Supplement Program
 Amendments, Poulson, M. HB 110 (P)

SCHOOL SAFETY

- Bullying and Cyber Bullying Standards for School Districts
 Joint Resolution, Okerlund, R. SJR 27 (F)
- Preventing Bullying and Hazing in Elementary and
 Secondary Schools, Okerlund, R. SB 304 (P)

SCIENCE AND BIOTECHNOLOGY

- Utah Heritage Arts and Culture Joint Resolution, Jones, P. SJR 16 (F)

SEAT BELT LAWS

- Child Restraint Device Amendments, Herrod, C. HB 258 (F)

SECURITIES

- Real Estate Transactions and Securities, McAdams, B. SB 151 (P)
- Securities Fraud Reporting Program Act, McAdams, B. SB 100 (P)
- Securities Related Amendments, McAdams, B. SB 98 (P)
- Utah Uniform Securities Act Enforcement, McAdams, B. SB 101 (P)

SECURITY LICENSING

- Security Agency Qualification Amendments, Dayton, M. SB 177 (P)
- Security Personnel Licensing Act Amendments, Ivory, K. HB 375 (P)

SERVICE CONTRACTS

- Service Contracts Act Amendments, Anderson, J. HB 194 (P)

SEVERANCE TAX

- Deposit of Severance Tax Revenues into Permanent State
 Trust Fund, Hillyard, L. SB 320 (P)
 Determination of State Taxable Income, Vickers, E. HB 37 (P)
 Severance Tax Amendments, Vickers, E. HB 38 (P)

SEXUAL OFFENSES

- Children's Justice Center Program Amendments, Okerlund, R. SB 39 (P)
 Enhanced Penalties for HIV Positive Offender Amendments,
 Stevenson, J. SB 50 (P)
 HIV Testing of Alleged Sex Offenders, Greenwood, R. HB 324 (P)
 Sex Offender and Kidnapping Amendments, Cox, F. HB 281 (F)
 Sex Offender Registration Amendments, Hinkins, D. SB 153 (F)
 Sex Offender Registry Revisions, Stowell, D. SB 159 (P)
 Sex Offender Restrictions Amendments, Hinkins, D. SB 152 (F)
 Sexual Exploitation Amendments, Hinkins, D. SB 106 (P)
 Sexual Solicitation Amendments, Seelig, J. HB 121 (P)
 Unlawful Sexual Conduct with a Minor, Edwards, R. HB 118 (F)

SIGNS

- Amendments to Outdoor Advertising, Urquhart, S. SB 307 (F)
 Outdoor Advertising Amendments, Noel, M. HB 295 (P)
 Regulation of Sign Companies, Jones, P. SB 42 (P)

SOLID WASTE

- Concurrent Resolution Approving a Commercial Nonhazardous
 Solid Waste Landfill, Niederhauser, W. SCR 8 (P)

SPECIAL SERVICE DISTRICT

- Local Election Amendments, Knudson, P. SB 14 (P)
 Local Government Fee Authority, Harper, W. HB 226 (P)
 Mosquito Abatement District Amendments, Wright, B. HB 309 (F)
 Respecting Our Fallen Heroes Act, Hutchings, E. HB 465 (F)

STATE AFFAIRS IN GENERAL

- Clean Out the Medicine Cabinet Month Designation,
 Morley, M. HB 241 (P)
 Construction Contract Amendments, Bramble, C. SB 208 (F)
 Coordination Between State and Local Government on
 Federal Regulations, Herrod, C. HB 158 (F)

Current Fiscal Year Supplemental Appropriations, Brown, M.	HB 3 (P)
Employment of Unauthorized Aliens, Herrod, C.	HB 253 (F)
Executive Residence Commission, Adams, J. S.	SB 203 (P)
Health Disparities and Related American Indian Programs, Van Tassell, K.	SB 33 (P)
Industrial Assistance Fund Amendments, Bramble, C.	SB 285 (P)
Italian–american Heritage Month Designation, Watkins, C.	HB 44 (P)
Joint Resolution Amending State Board of Education Provisions, Herrod, C.	HJR 15 (F)
Joint Resolution on Equal Treatment by Government, Dayton, M.	SJR 2 (F)
Joint Resolution Regarding Tax and Fee Changes, Powell, K.	HJR 16 (F)
Migrant Workers and Related Commission Amendments, Sandstrom, S.	HB 466 (P)
Oversight of Public Funds, Madsen, M.	SB 216 (F)
Quantifying Costs and Contributions of Illegal Aliens in Utah, Madsen, M.	SB 83 (F)
Religious Liberty Recognition, Christensen, L.	HB 109 (F)
Restrictions on Lobbying Expenditures – Public Education, Jenkins, S.	SB 123 (P)
State Agency Realignment, Harper, W.	HB 280 (P)
State Debt Collections Amendments, Hillyard, L.	SB 200 (P)
State Energy Amendments, Barrus, R.	HB 475 (P)
State Land Use Planning, Herrod, C.	HB 419 (F)
Statutory Construction Amendments, Brown, D.	HB 213 (P)
Surplus Property Amendments, Reid, S.	SB 130 (P)
Tax Exemption for Cedar Band of Paiute Tribe, Stowell, D.	SB 122 (F)
Taxation of Surplus Lines of Insurance, Kiser, T.	HB 316 (P)
Utah Code Technical Amendments, Galvez, B.	HB 186 (P)
Utah Time Standardization Act, Wilcox, R.	HB 114 (F)
Verification of Employment Status, Hinkins, D.	SB 238 (F)
Wildfire Protection Amendments on State Property, Peterson, V.	HB 90 (F)

STATE BOARD OF EDUCATION

Joint Resolution Amending State Board of Education Provisions, Herrod, C.	HJR 15 (F)
Joint Resolution on State Board of Education Authority, Buttars, D. C.	SJR 1 (F)
Partisan School Board Elections, Stephenson, H.	SB 224 (F)
State Board of Education Member Election Process Amendments, Moss, C.	HB 264 (F)

State Board of Education Powers Amendments, Buttars, D. C. SB 263 (F)

STATE BOARDS, COMMISSIONS, AND COUNCILS

Commission on Civic and Character

- Education, Christensen, L. HB 269 (P)
- Constitutional Revision Commission Changes, Seelig, J. HB 157 (F)
- Executive Residence Commission, Adams, J. S. SB 203 (P)
- Migrant Workers and Related Commission Amendments,
Sandstrom, S. HB 466 (P)
- Quantifying Costs and Contributions of Illegal Aliens in Utah,
Madsen, M. SB 83 (F)
- State Commission Amendments, Dayton, M. SB 44 (P)
- Worker Classification Coordinated Enforcement, Mayne, K. SB 11 (P)

STATE BUILDINGS

Capital Development and Improvement Process Approval

- Requirements Amendments, Adams, J. S. SB 204 (P)
- Joint Resolution Authorizing Lease of Rio Grande Depot,
Litvack, D. HJR 34 (P)
- State Capitol Preservation Board Fee
Revisions, Hendrickson, N. HB 41 (P)
- Use of Public Buildings for Political Caucus Meetings,
Brown, D. HB 421 (P)

STATE LANDS

- Land Designation Modifications, Wimmer, C. HB 347 (F)
- Prison Relocation and Development Authority Act, Hughes, G. . . . HB 445 (P)
- Transportation Changes, Sumsion, K. HB 137 (P)
- Utah Lands Protection Act, Cox, F. HB 380 (F)
- Wildfire Protection Amendments on State Property, Peterson, V. . . . HB 90 (F)

STATE OFFICERS AND EMPLOYEES

Bonding Requirements for Government Officers and

- Employees, Wilcox, R. HB 40 (P)
- Career Service Amendments, Liljenquist, D. SB 120 (P)
- Children's Justice Center Program Amendments, Okerlund, R. SB 39 (P)
- Election Officials' Funds, Hendrickson, N. HB 30 (P)
- Executive Offices and Criminal Justice Base Budget,
Hutchings, E. HB 6 (P)
- Per Diem and Travel Modifications, Knudson, P. SB 13 (P)

- Public Official Contact Information, Stephenson, H. SB 142 (P)
- Public School Teacher Tenure Modifications, Stephenson, H. SB 73 (P)
- State Agency and Higher Education Base Budget, Brown, M. HB 1 (F)
- State Agency and Higher Education Compensation
 - Appropriations, Hillyard, L. SB 6 (P)
- State Employees Grievance Procedures Amendment,
 - Liljenquist, D. SB 195 (F)
- State Government Work Week, Noel, M. HB 328 (P)

STATE SYMBOLS AND DESIGNATIONS

- Italian–american Heritage Month Designation, Watkins, C. HB 44 (P)
- State Emblem of Service and Sacrifice, Newbold, M. HB 250 (P)
- State Firearm Designation, Wimmer, C. HB 219 (P)
- Utah State Flag Concurrent Resolution, Fisher, Julie HCR 2 (P)
- Utah State Flag Day Commemoration, Fisher, Julie HB 490 (P)

STATE TAX COMMISSION

- Pilot Accountability Permit Program and Identity Related
 - Amendments, Robles, L. SB 60 (F)
- Property Tax Revisions, Bramble, C. SB 157 (P)
- State Tax Commission Amendments, Painter, P. HB 407 (F)
- State Tax Commission Levy Process Using Depository
 - Institution Data Match System, Bramble, C. SB 17 (F)
- State Tax Commission Tax, Fee, or Charge Administration
 - and Collection Amendments, Niederhauser, W. SB 16 (P)
- Tax Commission Amendments, Valentine, J. SB 188 (P)
- Tax, Fee, or Charge Electronic Filing and Remittance,
 - Fisher, Julie HB 431 (F)
- Utah Immigration Accountability and Enforcement
 - Amendments, Wright, B. HB 116 (P)
- Utah Immigration Enforcement Amendments, Bramble, C. SB 288 (F)

STATUTES (TITLE 68)

- Statutory Construction Amendments, Brown, D. HB 213 (P)
- Utah Code Technical Amendments, Galvez, B. HB 186 (P)

SUNSET LEGISLATION

- Sunset Reauthorizations, Jenkins, S. SB 86 (P)

TASK FORCE / COMMITTEES

- Agriculture Sustainability Task Force, Draxler, J. HB 88 (F)

- Alzheimer's State Plan Task Force, Morgan, K. SB 48 (P)
 Child Custody Task Force, Robles, L. SB 277 (F)
 Commission on Federalism, Herrod, C. HB 439 (F)
 Internet Crimes Against Children Task Force Concurrent
 Resolution, Wimmer, C. HCR 6 (F)
 Water Issues Task Force, Painter, P. HB 428 (P)

TECHNOLOGY

- Electronic Signatures, Urquhart, S. SB 55 (F)
 Protection Against Unfair Competition Through Misappropriated
 Technology Act, Bramble, C. SB 201 (F)
 Radio Frequency Identification, Harper, W. HB 224 (P)
 Technology and Life Science Economic Development
 Act and Related Tax Credits, Clark, D. HB 496 (P)
 Technology Commercialization and
 Innovation Act, Bramble, C. SB 319 (P)
 Technology Technical Amendments, Arent, P. HB 235 (P)

TELECOMMUNICATIONS

- Communications Device Usage Joint Resolution, Bramble, C. SJR 14 (P)
 Communications Spectrum Translator System Concurrent
 Resolution, Okerlund, R. SCR 4 (P)
 County Tax Amendments, Stevenson, J. SB 284 (F)
 Telecommunications Amendments, Bramble, C. SB 209 (P)

TELEPHONE

- Prepaid Wireless 911 Service Charge, Dee, B. HB 303 (P)
 Wireless Telephone Use Restriction for Minors in Vehicles,
 Romero, R. SB 45 (F)

TOBACCO

- Clean Air Act Amendments, Edwards, R. HB 467 (F)
 Family Health Services RFPS – Tobacco Settlement Funds,
 King, B. HB 456 (F)
 Tobacco and Nicotine Product Amendments, Ray, P. HB 170 (F)
 Tobacco Products Amendments, Bramble, C. SB 262 (P)
 Tobacco Related Penalty Amendments, Ray, P. HB 198 (P)
 Tobacco Settlement Funds Amendment, Litvack, D. HB 451 (P)

TOBACCO TAX

- Tobacco Licensing Amendments, Ray, P. HB 201 (P)

TOURISM

- Amendments to Tax Provisions, Bramble, C. SB 296 (F)
 Sales and Use Taxes on Certain Lodging Related Purchases,
 Kiser, T. HB 82 (P)

TOW TRUCKS

- Tow Truck Amendments, Perry, L. HB 81 (P)

TRANSPORTATION

- 4–h Special Group License Plate, Powell, K. HB 320 (F)
 Abandoned Roads, Webb, R. C. HB 236 (F)
 Accident Responsibility Amendments, Herrod, C. HB 20 (P)
 Alcohol or Drug Related Offense Amendments, Jenkins, S. SB 28 (P)
 Amendments to Outdoor Advertising, Urquhart, S. SB 307 (F)
 Amendments to Traffic Code Provisions, Perry, L. HB 95 (F)
 Amendments to Transportation Provisions, Brown, D. HB 261 (P)
 Approaching Stationary Emergency Vehicle Amendments,
 Ipson, D. HB 411 (P)
 Bicycle Helmet Requirements, Powell, K. HB 342 (F)
 Boating Amendments, Bramble, C. SB 136 (P)
 Child Restraint Device Amendments, Herrod, C. HB 258 (F)
 Classic Car Inspections, Cox, F. HB 221 (P)
 Clean Fuel Vehicle Decal, Fisher, Julie HB 24 (P)
 Contract Cancellation Option on Purchase of Used Vehicle,
 Bird, J. HB 47 (F)
 Cycling Laws, Moss, C. HB 155 (F)
 Dedication and Abandonment of Public Highways, McIff, K. HB 173 (P)
 Department of Transportation Settlement Agreement
 Amendments, Fisher, Julie HB 34 (P)
 Driver License and Identification
 Card Amendments, Bramble, C. SB 47 (P)
 Driver License Qualification Amendments, Urquhart, S. SB 138 (P)
 Driver License Suspension Amendments, Buttars, D. C. SB 110 (P)
 Driving Under the Influence Amendments, Ray, P. HB 343 (F)
 Drunk Driving Amendments, Eliason, S. HB 325 (F)
 Emission Testing Modifications, Butterfield, D. HB 58 (F)
 Emissions Amendments, Edwards, R. HB 418 (F)
 High Occupancy Toll Lane Customer
 Information, Fisher, Julie HB 26 (P)
 Highway Construction Contract Amendments, Oda, C. HB 296 (P)
 Ignition Interlock System Amendments, Valentine, J. SB 77 (P)

- Insurance Requirements for Child Care Buses, Anderson, J. HB 314 (P)
- Joint Resolution Approving Scenic Byway Corridor Management
Plan, Stowell, D. SJR 4 (P)
- Joint Resolution on Security Services at the Salt Lake
International Airport, Madsen, M. SJR 23 (F)
- Joint Resolution Urging Congress to Limit the Freeze on Longer
Combination Vehicle Use in the Western States, Jenkins, S. SJR 6 (P)
- Left-hand Turn Penalty and Sentencing Requirements,
Peterson, J. HB 63 (F)
- License Plate Amendments, Anderson, J. HB 329 (F)
- Mandatory Emission Inspections and Maintenance Programs,
Biskupski, J. HB 96 (F)
- Motor and Special Fuel Tax Act Amendments, Herrod, C. HB 184 (P)
- Motor and Special Fuel Tax Amendments, Van Tassell, K. SB 239 (F)
- Motor Carrier Transportation Contract Indemnity Agreements,
Ipson, D. HB 73 (P)
- Motor Fuel Theft Prevention, Eliason, S. HB 144 (F)
- Motor Vehicle Code Amendments, Painter, P. HB 319 (F)
- Motor Vehicle Division Fee Amendments, Van Tassell, K. SB 24 (P)
- Motor Vehicle Emissions Amendments, Gibson, F. HB 265 (P)
- Motor Vehicle Insurance – Named Driver Exclusion
Amendments, Hillyard, L. SB 99 (P)
- Motor Vehicle Insurance – Settlement of Claims, Davis, G. SB 88 (F)
- Motor Vehicle Insurance Amendment, Madsen, M. SB 310 (F)
- Motor Vehicle Insurance Coverage
Amendments, Urquhart, S. SB 174 (P)
- Motor Vehicle Light Usage Requirements, Powell, K. HB 348 (F)
- Motor Vehicle Registration and Insurance Amendments,
Arent, P. HB 352 (F)
- Motor Vehicle Rental Company Fee Disclosures, Adams, J. S. SB 214 (P)
- Motor Vehicle Title Amendments, Ipson, D. HB 372 (F)
- Multistate Highway Transportation Agreement Amendments,
Van Tassell, K. SB 118 (P)
- Off-highway Vehicle Operator Responsibilities, Noel, M. HB 68 (P)
- Operation and Maintenance Needs Report for Utah Highways,
Fisher, Julie HB 444 (P)
- Outdoor Advertising Amendments, Noel, M. HB 295 (P)
- Pedestrians on Freeways, Perry, L. HB 162 (P)
- Penalties for Unauthorized Use of Records, Greenwood, R. HB 28 (P)
- Prostate Cancer Special Group License Plate, McAdams, B. SB 313 (P)
- Protection of Children Riding in Motor Vehicles, Arent, P. HB 89 (F)

Public Highway Designation, Watkins, C.	HB 193 (F)
Public School Transportation Amendments, Wimmer, C.	HB 290 (F)
Public Transit Amendments, Bramble, C.	SB 222 (P)
Public Transit District Board of Trustees Amendments, Mayne, K.	SB 232 (F)
Public Transit District Conflict of Interest Amendments, Fisher, Janice	HB 146 (F)
Public Transit Revisions, Stevenson, J.	SB 301 (P)
Railroad and Railroad Crossing Amendments, Greenwood, R.	HB 252 (F)
Revocation of Motor Vehicle Registration, Reid, S.	SB 139 (F)
Salt Lake County Highway Project Funding, Niederhauser, W.	SB 244 (P)
Salvage Title Amendments, Ipson, D.	HB 373 (F)
Scenic Byway Corridor Management Plan Joint Resolution, Watkins, C.	HJR 23 (F)
Special Group License Plate Amendments, Harper, W.	HB 206 (P)
Specialty License Plate Amendments, Bramble, C.	SB 287 (P)
State Highway System Modifications, Van Tassell, K.	SB 23 (P)
State Parks Access Highway, Van Tassell, K.	SB 317 (P)
Test Driving Vehicles, Cox, F.	HB 227 (F)
Tow Truck Amendments, Perry, L.	HB 81 (P)
Traffic Code Modifications, Van Tassell, K.	SB 240 (F)
Transportation Amendments, Harper, W.	HB 283 (F)
Transportation Changes, Sumsion, K.	HB 137 (P)
Transportation Concurrent Resolution, McAdams, B.	SCR 10 (F)
Transportation Funding, Painter, P.	HB 345 (F)
Transportation Funding Revisions, Adams, J. S.	SB 229 (P)
Transportation Modifications, Anderson, J.	HB 338 (F)
Transportation of Mental Illness Patients, Ray, P.	HB 481 (P)
Uniform Driver License Act Amendments, Van Tassell, K.	SB 29 (P)
Uninsured and Underinsured Motorist Coverage Amendments, Urquhart, S.	SB 156 (F)
Vehicle Impound Amendments, Peterson, J.	HB 45 (P)
Veteran's Identification on Driver License or Identification Card, Hughes, G.	HB 86 (P)
Wireless Telephone Use Restriction for Minors in Vehicles, Romero, R.	SB 45 (F)

TRANSPORTATION FUND

Motor Vehicle Division Fee Amendments, Van Tassell, K.	SB 24 (P)
Transportation Funding Revisions, Adams, J. S.	SB 229 (P)

TRUST LANDS

- Disclosure of State and Institutional Trust Lands Information,
 Niederhauser, W. SB 316 (F)
 Land Exchange Distribution Account Amendments, Noel, M. HB 455 (F)
 School and Institutional Trust Lands, Barrus, R. HB 51 (P)

TRUSTS

- Probate Law Amendments, Valentine, J. SB 104 (P)
 Trust Fund Amendments, Last, B. HB 448 (F)

UNDERGROUND STORAGE TANKS

- Underground Storage Tank Act Amendments, McIff, K. HB 293 (F)

UNEMPLOYMENT COMPENSATION

- Extension of Unemployment Compensation Benefits,
 Litvack, D. HB 435 (F)
 Unemployment Insurance Amendments, Urquhart, S. SB 173 (F)

UNIFORM LAWS

- Uniform Interstate Family Support Act, Hillyard, L. SB 34 (P)
 Unincorporated Business Entity Uniform Acts, Hillyard, L. SB 131 (P)
 Utah Commission on Uniform State Laws, Hillyard, L. SB 199 (P)

UNIFORM PROBATE CODE

- Guardianship Amendments, Powell, K. HB 284 (F)
 Probate Law Amendments, Valentine, J. SB 104 (P)

UTAH MUNICIPAL CODE

- Abandoned Roads, Webb, R. C. HB 236 (F)
 Abatement of Weeds, Garbage, Refuse, and Unightly
 Objects, Knudson, P. SB 290 (P)
 Animal Control – Exception for Community Cats, Stowell, D. SB 57 (P)
 Commercial Breeders, Biskupski, J. HB 124 (F)
 County Recorder Amendments, Webb, R. C. HB 46 (P)
 Developer Fees, Morley, M. HB 78 (P)
 Land Use Approval Process Amendments, Niederhauser, W. SB 299 (F)
 Local Election Amendments, Knudson, P. SB 14 (P)
 Midterm Vacancies in Municipal Offices, Powell, K. HB 305 (P)
 Municipal Land Use Amendments, Bramble, C. SB 178 (P)

- Nuisance Amendments, Froerer, G. HB 432 (P)
- Political Subdivision’s Procurement Process for
 Construction Projects, McAdams, B. SB 155 (P)
- Subdivision Amendments, Dayton, M. SB 168 (F)
- Telecommunications Amendments, Bramble, C. SB 209 (P)

VICTIMS’ RIGHTS

- Crime Victims Reparations Revisions, Adams, J. S. SB 58 (P)
- Grand Jury Modifications, Dayton, M. SB 279 (P)
- Victim Rights Amendments, Wilson, B. HB 71 (P)
- Victims’ Rights, Webb, R. C. HB 300 (F)

VOLUNTEER WORKERS

- Volunteer Search and Rescue Workers’ Compensation Claims,
 Powell, K. HB 55 (P)

WAGES

- Veterans Preference Amendments, Cosgrove, T. HB 384 (P)

WATER AND IRRIGATION

- Interbasin Transfers of Water, Briscoe, J. HB 463 (F)
- Joint Use of a Canal or Ditch, Stowell, D. SB 108 (P)
- Legal Notice Amendments, Urquhart, S. SB 85 (P)
- Local District Amendments, Stowell, D. SB 10 (P)
- Management of Water Rights Amendments, Stowell, D. SB 20 (P)
- Share Certificates in Water Companies, Okerlund, R. SB 25 (P)
- State Bonding Commission Bonding Authority, Last, B. HB 67 (P)
- Temporary Water Shortage Emergency – Military Facilities,
 Okerlund, R. SB 102 (P)
- Use and Disposal of Deep Water, Van Tassell, K. SB 297 (F)
- Water Development Amendments, Noel, M. HB 247 (P)
- Water Issues Task Force, Painter, P. HB 428 (P)
- Water Law Modifications, Dayton, M. SB 26 (P)
- Water Quality Board Amendments, Wright, B. HB 438 (F)
- Water Quality Board Powers and Duties, Fisher, Julie HB 420 (P)
- Water Quality Modifications, Painter, P. HB 429 (F)
- Water Quality Regulation Responsibility, Wright, B. HB 409 (F)
- Water Rights Amendments, Draxler, J. HB 39 (P)
- Water Rights Forfeiture Amendments, Painter, P. HB 141 (F)
- Water Rights Revisions, Painter, P. HB 142 (F)

WATER QUALITY

- Repeal of Phosphorus Limit in Dishwashing Detergent,
 Sandstrom, S. HB 246 (F)
 Water Quality Amendments, Wright, B. HB 132 (P)
 Water Quality Board Amendments, Wright, B. HB 438 (F)

WEAPONS

- Concealed Firearm Act Amendments, Valentine, J. SB 36 (P)
 Concealed Firearm Act Modifications, Menlove, R. HB 257 (P)
 Concealed Firearm Permit Fees, Oda, C. HB 214 (P)
 Dangerous Weapon Amendments, Oda, C. HB 75 (P)
 Disarming a Peace Officer, Greenwood, R. HB 364 (F)
 Firearm Laws Modifications, Seelig, J. HB 169 (P)
 Firearms Amendments, Sandstrom, S. HB 122 (F)
 Firearms Modifications, Wimmer, C. HB 129 (F)
 Firearms Revisions, Ray, P. HB 424 (F)
 Innkeeper's Rights Act Modifications, Sandstrom, S. HB 223 (F)
 Restrictions on Political Subdivisions Regarding the
 Regulation of Knives, Wilcox, R. HB 271 (P)
 State Firearm Designation, Wimmer, C. HB 219 (P)

WILDLIFE

- Delisting of Wolves Concurrent Resolution, Christensen, A. SCR 15 (P)
 Joint Resolution Expressing Opposition to Federal Restoring
 Our American Mustangs Act, Hinkins, D. SJR 11 (F)
 Land Designation Modifications, Wimmer, C. HB 347 (F)
 Predator Control Funding, Hinkins, D. SB 84 (F)

WORKERS' COMPENSATION

- Construction Licensees Related Amendments, Mayne, K. SB 35 (P)
 Home Business Workers' Compensation Amendments, Barrus, R. HB 61 (F)
 Volunteer Search and Rescue Workers' Compensation Claims,
 Powell, K. HB 55 (P)
 Worker Classification Coordinated Enforcement, Mayne, K. SB 11 (P)
 Workers' Compensation Coverage Waivers, Mayne, K. SB 191 (P)
 Workers' Compensation Fund Subsidiary Amendments,
 Adams, J. S. SB 64 (F)
 Workers' Compensation Premium Assessment, Morley, M. HB 209 (P)
 Workers' Compensation Rate Filings, Kiser, T. HB 27 (P)

WORKFORCE SERVICES CODE

- Career Service Amendments, Liljenquist, D. SB 120 (P)

Contracting for Medicaid Eligibility Determination Services,
 Harper, W. HB 174 (P)
 Debt Collection Data Match with Worker Registry, Clark, D. HB 180 (P)
 Department of Workforce Services Information Disclosures,
 Herrod, C. HB 361 (F)
 Department of Workforce Services' Regional Workforce
 Service Areas Amendments, Jones, P. SB 19 (P)
 Emergency Food Agency Amendments, Knudson, P. SB 37 (P)
 Extension of Unemployment Compensation Benefits,
 Litvack, D. HB 435 (F)
 State Food Stamps Program for Farmers' Market, Robles, L. SB 193 (F)
 Unemployment Insurance Amendments, Urquhart, S. SB 173 (F)

WORKING CONDITIONS

Abusive Workplace Policies Act, Sandstrom, S. HB 292 (F)
 State Government Work Week, Noel, M. HB 328 (P)

ZONING

Environmentally Restricted Zoning Districts, Madsen, M. SB 75 (F)

JOURNAL
of the
House of Representatives
of the
State of Utah

FIFTY-NINTH LEGISLATURE
2012 FOURTH SPECIAL SESSION

June 20, 2012

CERTIFICATION

The undersigned, as the duly appointed committee on the revision of the House Journal of the 2012 Fourth Special Session of the Fifty–ninth Legislature of the State of Utah, do hereby certify that the contents published herein are a full, true and correct record of the proceedings of the session commencing and ending on Wednesday, June 20, 2012.

SANDY D. TENNEY
Chief Clerk

JANICE A. GADD
Journal Clerk

HOUSE JOURNAL
of the
FIFTY-NINTH LEGISLATURE
of the
STATE OF UTAH

FOURTH SPECIAL SESSION

House Chamber
State Capitol
Salt Lake City, Utah
Wednesday, June 20, 2012

The House was called to order by Speaker Rebecca Lockhart at 3:00 p.m.

Prayer and Pledge of Allegiance offered by Representative Ken Sumsion.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, the House voted to continue with the same organization for the 2012 Fourth Special Session of the 59th Legislature as set up and constituted during the 2012 General Session of the Legislature insofar as it pertains to the Speakership, Majority Leadership and Minority Leadership.

Speaker Lockhart appointed Sandy D. Tenney as Chief Clerk.

The Chief Clerk read the following:

PROCLAMATION

WHEREAS, since the adjournment of the 2012 General Session of the Fifty-Ninth Legislature of the State of Utah, matters have arisen that requires immediate legislative attention;

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature into Special Session; and

NOW, THEREFORE, I, Gary R. Herbert, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the laws of the State of Utah, do by this Proclamation call the Fifty-Ninth Legislature of the State of Utah into a Fourth Special Session at the Utah State Capitol, in Salt Lake City, Utah, on the 20th day of June 2012, at 3:00 p.m., for the following purposes:

(1) to consider modifying the 2012–2013 public education budget and related statutory provisions;

(2) to consider changes related to retail licenses and enforcement provisions under the Alcohol Beverage Control Act, and to make appropriations related to those changes;

(3) to consider enacting provisions related to the retention of outside counsel, expert witnesses and litigation support services by the attorney general's office;

(4) to consider removing the opinion question from the 2012 ballot that the Legislature authorized by passing House Joint Resolution 13 in the 2012 General Session and to make modifications to related statutory provisions;

(5) to consider modifying the accreditation requirements for nursing education programs; and

(6) for the Senate to consent to appointments made by the Governor.

IN TESTIMONY WHEREOF,
I have hereunto set my hand and
caused to be affixed the Great
Seal of the State of Utah.
Done at the Utah State Capitol
in Salt Lake City, Utah, this
18th day of June, 2012.

GARY R. HERBERT,
Governor

GREG BELL
Lieutenant Governor

Communication filed.

CERTIFICATION

I, Greg Bell, Lieutenant Governor of the State of Utah, do hereby certify that the attached copy of the Proclamation issued on the 18th day of June, 2012 and signed by Governor Gary R. Herbert, is a true and correct copy of the original Proclamation calling the Fifty–Ninth Legislature of the State of Utah into a Fourth Special Session at the State Capitol at Salt Lake City, Utah on the 20th day of June, 2012, at 3:00 p.m., for the purpose named in the Proclamation.

I further certify that the membership of the Utah State House of Representatives has not changed from that of the 2012 General Session, with the following exception:

FIFTY–EIGHTH DISTRICT: County of Utah

Keven John Stratton

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Utah, at Salt Lake City, this 19th day of June, 2012.

GREG BELL

Lieutenant Governor

Communication filed.

MISCELLANEOUS BUSINESS

Roll call showed all members present except Representatives Seelig, Fisher, Poulson, Gibson, Sanpei, Grover, and Wheatley.

On motion of Representative Harper, the House voted to adopt the same House Rules and Joint Rules for the 2012 Fourth Special Session as were adopted in the 2012 General Session of the 59th Legislature.

On motion of Representative Litvack, the House voted to authorize the Speaker to appoint a committee to meet with a like committee from the Senate to wait upon the Governor to inform him that the Legislature is organized and ready to do business.

The Speaker appointed Representatives Kraig Powell, Jim Nielson, and Rebecca Chavez–Houck.

Senators Robles, Christensen, and Okerlund formally notified the House of Representatives that the Senate was organized and ready to do business.

On motion of Representative Hughes, the House voted to authorize the Speaker to appoint a committee to wait upon the Senate to inform that Honorable Body that the House is organized and ready to do business.

The Speaker appointed Representatives Evan Vickers, Val Peterson, and Christine Watkins.

Representative Kraig Powell reported that his committee waited upon the Governor's representative and informed him that the House is organized and ready to receive any communication he has to offer.

Representative Evan Vickers reported that his committee waited upon the Senate and informed them that the House is organized and ready to do business.

On motion of Representative Harper, as allowed by the Utah Constitution and Joint Rules of the Legislature, the House voted to continue its practice of reading only the short title of bills and resolutions as they are introduced or considered on a House Calendar and not read the long title of the bills and resolutions unless a majority of the House directs the reading of the long title, short title, or both of any House or Senate bill or resolution.

On motion of Representative Dee, the House voted that, under suspension of the rules, all House and Senate bills introduced during the 2012 Fourth Special Session will be considered read for the first and second time and placed on the Third Reading Calendar for immediate consideration.

COMMUNICATIONS FROM THE SENATE

Madam Speaker:

June 20, 2012

The Senate passed **S.B. 4002**, RETENTION OF OUTSIDE COUNSEL, EXPERT WITNESSES, AND LITIGATION SUPPORT SERVICES, by Senator J. S. Adams, and it is transmitted for consideration; and

The Senate passed **S.B. 4003**, NEW SCHOOL YEAR SUPPLEMENTAL PUBLIC EDUCATION BUDGET ADJUSTMENTS, by Senator A. Osmond, and it is transmitted for consideration; and

The Senate passed **S.B. 4004**, EDUCATION REQUIREMENTS FOR NURSING LICENSURE AMENDMENTS, by Senator G. Davis, and it is transmitted for consideration.

Leslie O. McLean

Secretary of the Senate

Communication filed. The bill were read the first time and second times by short title and placed on the Third Reading Calendar.

THIRD READING CALENDAR

S.B. 4002, RETENTION OF OUTSIDE COUNSEL, EXPERT WITNESSES, AND LITIGATION SUPPORT SERVICES, *Senator J. Stuart Adams*, was read the third time by short title and placed on its final passage. Representative D. Brown explained the bill.

S.B. 4002 passed on the following roll call:

Yeas, 64; Nays, 0; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	D Brown	M Brown	Butterfield
Chavez–Houck	Christensen	Cosgrove	Cox
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Frank	Froerer	Galvez
Greenwood	Handy	Harper	Hemingway
Hendrickson	Hughes	Hutchings	Ipson
Ivory	King	Last	Litvack
Mathis	McCay	McIff	Menlove
Morley	Moss	Newbold	Nielson
Noel	Oda	Painter	Perry
J Peterson	V Peterson	Pitcher	Powell
Ray	Sagers	Snow	Stratton
Sumsion	Vickers	Watkins	Webb
Wilcox	Wiley	Wilson	Lockhart

Absent or not voting were: Representatives

Anderson	Fisher	Gibson	Grover
Herrod	Kiser	Poulson	Sanpei
Seelig	Wheatley	Wright	

S.B. 4002 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 4003, NEW SCHOOL YEAR SUPPLEMENTAL PUBLIC EDUCATION BUDGET ADJUSTMENTS, *Senator Aaron Osmond*, was read the third time by short title and placed on its final passage. Representative M. Brown explained the bill.

Representative Briscoe commented.

S.B. 4003 passed on the following roll call:

Yeas, 65; Nays, 0; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	D Brown	M Brown	Butterfield

Chavez–Houck	Christensen	Cosgrove	Cox
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Frank	Froerer	Galvez
Greenwood	Handy	Harper	Hemingway
Hendrickson	Hughes	Hutchings	Ipson
Ivory	King	Kiser	Last
Litvack	Mathis	McCay	McIff
Menlove	Morley	Moss	Newbold
Nielson	Noel	Oda	Painter
Perry	J Peterson	V Peterson	Pitcher
Powell	Ray	Sagers	Snow
Stratton	Sumsion	Vickers	Watkins
Webb	Wilcox	Wiley	Wilson
Lockhart			

Absent or not voting were: Representatives

Anderson	Fisher	Gibson	Grover
Herrod	Poulson	Sanpei	Seelig
Wheatley	Wright		

S.B. 4003 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.B. 4004, EDUCATION REQUIREMENTS FOR NURSING LICENSURE AMENDMENTS, *Senator Gene Davis*, was read the third time by short title and placed on its final passage. Representative Newbold explained the bill.

S.B. 4004 passed on the following roll call:

Yeas, 64; Nays, 0; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Bird
Briscoe	D Brown	M Brown	Butterfield
Chavez–Houck	Christensen	Cosgrove	Cox
Daw	Dee	Dougall	Doughty
Draxler	Duckworth	Dunnigan	Edwards
Eliason	Frank	Froerer	Galvez
Greenwood	Handy	Harper	Hemingway
Hendrickson	Hughes	Hutchings	Ipson

Ivory	King	Kiser	Last
Litvack	Mathis	McCay	McCliff
Menlove	Morley	Moss	Newbold
Noel	Oda	Painter	Perry
J Peterson	V Peterson	Pitcher	Powell
Ray	Sagers	Snow	Stratton
Sumsion	Vickers	Watkins	Webb
Wilcox	Wiley	Wilson	Lockhart

Absent or not voting were: Representatives

Anderson	Fisher	Gibson	Grover
Herrod	Nielson	Poulson	Sanpei
Seelig	Wheatley	Wright	

S.B. 4004 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

COMMUNICATIONS FROM THE SENATE

Madam Speaker: June 20, 2012

The Senate passed **S.B. 4001, ALCOHOLIC BEVERAGE CONTROL ACT AMENDMENTS**, by Senator J. Valentine, and it is transmitted for consideration; and

The Senate passed **S.J.R. 401, JOINT RESOLUTION – REPEALING TAX OPINION QUESTION**, by Senator R. Okerlund, and it is transmitted for consideration.

Leslie O. McLean
Secretary of the Senate

Communications filed. The bills were read the first time and second times by short title and placed on the Third Reading Calendar.

THIRD READING CALENDAR

S.B. 4001, ALCOHOLIC BEVERAGE CONTROL ACT AMENDMENTS, *Senator John Valentine*, was read the third time by short title and placed on its final passage. Representative Froerer explained the bill.

Representative Cox made a motion to delete **S.B. 4001** in title and body and insert **1st Sub. S.B. 4001** in lieu thereof. Representative Froerer commented. The motion to substitute the bill failed on a voice vote.

Representatives Doughty, Ipson, Draxler, Nielson, Chavez–Houck, Dunnigan, and Newbold commented.

S.B. 4001 passed on the following roll call:

Yeas, 57; Nays, 10; Absent or not voting, 8.

Voting in the affirmative were: Representatives

Arent	Barlow	Bird	Briscoe
D Brown	M Brown	Butterfield	Chavez–Houck
Christensen	Cosgrove	Cox	Daw
Dee	Doughty	Duckworth	Dunnigan
Edwards	Froerer	Galvez	Greenwood
Handy	Harper	Hemingway	Hendrickson
Hughes	Hutchings	Ipson	Ivory
King	Kiser	Last	Litvack
Mathis	McCay	McIff	Morley
Moss	Newbold	Noel	Oda
Painter	Perry	J Peterson	V Peterson
Pitcher	Powell	Ray	Snow
Stratton	Vickers	Watkins	Webb
Wilcox	Wiley	Wilson	Wright
Lockhart			

Voting in the negative were: Representatives

Barrus	Dougall	Draxler	Eliason
Frank	Herrod	Menlove	Nielson
Sagers	Sumsion		

Absent or not voting were: Representatives

Anderson	Fisher	Gibson	Grover
Poulson	Sanpei	Seelig	Wheatley

S.B. 4001 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

* * *

S.J.R. 401, JOINT RESOLUTION – REPEALING TAX OPTION QUESTION, *Senator Ralph Okerlund*, was read the third time by short title and placed on its final passage. Representative Hughes explained the bill.

Representatives Harper, Arent, and Dunnigan commented.

S.J.R. 401 passed on the following roll call:

Yeas, 60; Nays, 6; Absent or not voting, 9.

Voting in the affirmative were: Representatives

Arent	Barlow	Barrus	Briscoe
M Brown	Butterfield	Chavez–Houck	Christensen
Cosgrove	Cox	Daw	Dee
Dougall	Doughty	Draxler	Duckworth
Dunnigan	Edwards	Eliason	Frank
Froerer	Galvez	Greenwood	Handy
Hemingway	Hendrickson	Herrod	Hughes
Hutchings	Ipson	Ivory	King
Kiser	Last	Litvack	Mathis
McCay	McIff	Menlove	Morley
Moss	Newbold	Nielson	Noel
Painter	Perry	J Peterson	V Peterson
Pitcher	Sagers	Snow	Stratton
Vickers	Watkins	Webb	Wilcox
Wiley	Wilson	Wright	Lockhart

Voting in the negative were: Representatives

Bird	D Brown	Harper	Oda
Powell	Sumsion		

Absent or not voting were: Representatives

Anderson	Fisher	Gibson	Grover
Poulson	Ray	Sanpei	Seelig
Wheatley			

S.J.R. 401 was signed by the Speaker in open session and returned to the Senate for signature of the President and enrolling.

MISCELLANEOUS BUSINESS

On motion of Representative Dee, the House voted to authorize the Speaker to appoint a committee to meet with a like committee from the Senate to wait upon the Governor to inform him that the Legislature has completed its business and is prepared to adjourn sine die.

Speaker Lockhart appointed Representatives Patrick Painter, Craig Frank, and Joel Briscoe.

On motion of Representative Litvack, the House voted to authorize the Speaker to wait upon the Senate and inform that Honorable Body that the House has completed its business and is prepared to adjourn sine die.

Speaker Lockhart appointed Representatives Jim Bird, Merlynn Newbold, and Brian Doughty.

Senators Ralph Okerlund, Allen Christensen, and Luz Robles formally notified the House of Representatives that the Senate has completed its business and is prepared to adjourn sine die.

Speaker Lockhart directed Sandy Tenney to read, revise and make minor corrections to the daily House Journal and be responsible for certifying the bound copy as the accurate record of the proceedings of the 2012 Fourth Special Session of the Fifty–Ninth Legislature.

Representative Bird reported that his committee waited upon the Senate and informed them that the House of Representatives has completed its business and is prepared to adjourn sine die.

Representative Painter reported that his committee, with a like committee from the Senate, has notified the Governor that the Legislature is prepared to adjourn sine die. The Governor has no further business to bring before the Legislature.

On motion of Representative Dee, and at 5:10 p.m., the Fourth Special Session of the Fifty–Ninth Legislature adjourned sine die.

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**RESIGNATION
LETTERS**

RESIGNATION LETTERS

Dear Speaker Lockhart:

June 13, 2011

Through this letter, I submit my resignation as the District 30 Representative in the Utah Legislature, effective June 13, 2011.

It has been a joy for me to work with you and our legislative colleagues for the past 13 years.

Sincerely,
Jackie Biskupski
House District 30

Communication filed.

* * *

Dear Speaker Lockhart:

July 26, 2011

I hereby resign as Representative of House District 17, effective immediately, in order to accept an appointment by Governor Gary Herbert to serve in the Executive Branch. I have greatly enjoyed my time in the House and send my appreciation to you and the entire body for the many kindnesses I've enjoyed for the past six and a half years.

Sincerely,
Julie Fisher
House District 17

Communication filed.

* * *

Dear Speaker Lockhart:

December 19, 2011

It has been an honor and a privilege to serve in the Utah State House of Representatives for the past six terms representing the people of District 74 in Washington County. I have enjoyed the camaraderie and fellowship of my fellow legislators as we attended to the business of the citizens of Utah. I'm proud of all we have accomplished as a legislative body during the past decade. We have balanced budgets during the toughest of economic situations and enacted many reforms and policies that will serve our state well for decades to come.

It is with a heavy heart that I write to you today to announce my resignation from the Utah State House of Representatives effective January 5, 2012. To leave such an august body and wonderfully dedicated public servants is difficult, but I feel it is best that the people of District 74 have the necessary time to elect a new representative prior to the start of the 2012 Legislative Session. The work of the

legislature is so very important and I wish you, and all the colleagues I am leaving behind, well as you head into the annual session.

Thank you for your friendship and service. I look forward to continuing our dialogue on the many issues that concern the citizens of Utah in other forums.

Sincerely,
David Clark
House District 74

Communication filed.

* * *

Dear Madam Speaker:

January 3, 2012

It is with a conflicted heart that I write this letter.

As you are aware, I have decided to run for the opportunity to represent Utah's Fourth Congressional District in the United States Congress.

I have been selected by the citizens of Utah's 52nd Representative District to represent them to the State Legislature. That is a responsibility and an honor that I take very seriously. I am also aware, however, that representing my constituents during the Legislative Session is well beyond a full-time job, and requires absolute focus. Because of my obligation to the Fourth Congressional District, I will not be able to dedicate the full and undivided attention that is required to do justice to my constituents. The 52nd District deserves to be represented by someone who is focused exclusively on their specific needs, where I must now consider the needs of an entire Congressional District.

In addition, Representative Jim Matheson has made it official that he will be running in the Fourth Congressional District. He will be very well funded. If I'm going to do what I feel is right for my constituents, and defeat Representative Matheson in the General Election, I must dedicate all of my effort to that campaign. Much of this battle will come down to who is able to raise the needed funds in order to distribute their message effectively to the voters. As you are aware, Legislators are prohibited from fundraising while the Legislature is in session. This is a requirement that makes it almost impossible to raise the funds needed to defeat an entrenched liberal Democrat like Jim Matheson.

For these reasons, I have decided to resign from my position as the Representative of Utah's 52nd District, effective the end of business day, Monday, January 9th.

I will be endorsing an excellent candidate as my recommendation to replace me in the State House of Representatives, and I will be working with my

replacement to ensure continuity and support for the constituents of the 52nd District. I am confident that they will be in excellent hands.

Representing the 52nd District has been one of the greatest honors I've ever received. I've built some of the best relationships of my life working for this District. The 52nd is one of the most conservative Districts in the State, and I feel I'll serve these citizens best by dedicating everything I have to defeating Representative Matheson, and representing this District, along with all of the 4th, in Washington, D.C.

It has been a pleasure serving with you and the other wonderful Representatives of this great state. This is the best run state in the Union, and I hope to continue working with the Legislature as your Congressman.

Thank you,
Carl Wimmer
House District 52

Communication filed.

* * *

Dear Speaker Lockhart,

January 6, 2012

Today, I tender my resignation as a member of the Utah House of Representatives, effective immediately. It has been an absolute delight to serve the people of Pleasant Grove and Cedar Hills in the Utah legislature and an experience I will always treasure.

This decision was not made lightly, nor easily. I have worked to be a voice for limited government and to represent all of the residents, of District 57.

When I stepped up to run to fill a mid-term vacancy, I had no idea of the changes the coming months would bring. As the year has progressed, it has become clear to me that it will not matter that Utah is the best-managed state in the nation if we cannot change the business-as-usual practices coming out of Washington. This is perhaps the most important election cycle of my lifetime. I feel I must do everything I can to ensure that the country my children and grandchildren are left is one of freedom, of opportunity and potential.

You are a competent and able leader. It has been a great pleasure to serve with you. I am confident that Cedar Hills and Pleasant Grove will be well-represented for the remainder of this term as the process for a mid-term vacancy election moves forward.

I wish you all the best for a productive session.

Sincerely,
Holly Richardson
House District 57

Communication filed.

* * *

Dear Speaker Lockhart,

March 26, 2012

This letter is to inform you that I am resigning my position as Representative for Utah House District 58 effective March 31, 2012.

It has been one of the greatest honors of my life to serve the people of the 58th District and the State of Utah, as a Representative. Due to my candidacy for the new 4th Congressional District of Utah, I have made the decision to move out of my current district.

I have the utmost respect for the body and have enjoyed the opportunity to be part of this great body of lawmakers. I also value the relationship I have developed with you and the other House members I have served with during the past six legislative sessions. The friendships and associations that I have made will stay with me the remainder of my life.

Sincerely,
Stephen Sandstrom
House District 58

Communication filed.

APPOINTMENT LETTERS

APPOINTMENT LETTERS

Mr. Brian Doughty
859 South 700 East
Salt Lake City, Utah 84102

Dear Mr. Doughty:

July 18, 2011

It is my pleasure to appoint you to the Utah House of Representatives to fill the seat in House District 30, which was vacated by the Honorable Jackie Biskupski. I am confident that as a State Representative you will serve our state and the citizens in your district with distinction. I look forward to working with you.

Sincerely,
Gary R. Herbert
Governor

Communication filed.

* * *

Mr. Stewart E. Barlow
940 Signal Hill
Fruit Heights, Utah 84037

Dear Mr. Barlow:

September 1, 2011

It is my pleasure to appoint you to the Utah House of Representatives to fill the seat in House District 17. I am confident that as a member of the House of Representatives you will serve our state and your district with diligence and integrity. I look forward to working with you.

Sincerely,
Gary R. Herbert
Governor

Communication filed.

* * *

Mr. V. Lowry Snow
876 North Catalpa Drive
Washington, Utah 84780

Dear Mr. Snow:

January 11, 2012

It is my pleasure to appoint you to the Utah House of Representatives to fill the seat in House District 74. I am confident that as a State Representative you will serve our state and your district with diligence and integrity. I look forward to working with you.

Sincerely,
Gary R. Herbert
Governor

Communication filed.

* * *

Mr. Craig Frank
825 East 1300 North
Pleasant Grove, Utah 84062

Dear Mr. Frank:

January 20, 2012

It is my pleasure to appoint you to the Utah House of Representatives to fill the seat in House District 57. I am confident that as a State Representative you will serve our state and your district with diligence and integrity. I look forward to working with you.

Sincerely,
Gary R. Herbert
Governor

Communication filed.

* * *

Mr. Dan McCay
3364 Kollman Way
Riverton, Utah 84065

Dear Mr. McCay:

January 20, 2012

It is my pleasure to appoint you to the Utah House of Representatives to fill the seat in House District 52. I am confident that as a State Representative you will

serve our state and your district with diligence and integrity. I look forward to working with you.

Sincerely,
Gary R. Herbert
Governor

Communication filed.

* * *

Mr. Keven John Stratton
702 East 1160 North
Orem, Utah 84097

Dear Mr. Stratton:

May 8, 2012

It is my pleasure to appoint you to the Utah House of Representatives to fill the seat in House District 58. I am confident that as a State Representative you will serve our state and your district with diligence and integrity. I look forward to working with you.

Sincerely,
Gary R. Herbert
Governor

Communication filed.

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