

**MINUTES OF THE SENATE TRANSPORTATION &
PUBLIC UTILITIES & TECHNOLOGY STANDING COMMITTEE
ROOM 215, SENATE BUILDING
FRIDAY, FEBRUARY 24, 2012**

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

Staff Present: Mr. Leif Elder, Policy Analyst
 Ms. Karen Allred, Committee Secretary

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

Chair Van Tassell called the meeting to order at 4:20 p.m.

Approval of Minutes

MOTION: Sen. Knudson moved to approve minutes of the February 22, 2012, meeting. The motion passed unanimously with Sens. Mayne and Jenkins absent for the vote.

S.B. 255 Vehicle Salvage Amendments (*Sen. C. Bramble*)

Sen. Bramble introduced and explained the bill.

MOTION: Sen. Adams moved to amend the bill as follows:

1. *Page 3, Lines 70 through 71:*

70 (c) (i) When a salvage vehicle is not the subject of an insurance settlement,
 {+} a
71 self-insurer or {+} an owner who is uninsured shall within 10 days of the {~~theft~~
 ~~or major~~} damage

2. *Page 4, Lines 91 through 95:*

91 (5) {~~(a)~~} Except as provided in Subsection (1), this chapter does not apply
 to a motor
92 vehicle that has been stolen or taken without the consent of the owner until the motor
 vehicle
93 has been recovered {+} , and then it applies only if the motor vehicle is a salvage
 vehicle {+} .

- 94 ~~{(b) This chapter applies to a motor vehicle that has been recovered after~~
~~being stolen or~~
95 ~~taken without the consent of the owner only if the motor vehicle is a salvage~~
~~vehicle.}~~

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

MOTION: Sen. Knudson moved to transmit **S.B. 255** with a favorable recommendation. The motion passed unanimously with Sen. Jenkins absent for the vote.

MOTION: Sen. Knudson moved to place **S.B. 255** as amended on the Consent Calendar. The motion passed unanimously with Sen. Jenkins absent for the vote.

H.B. 268 Driver License Amendments (Rep. V. Peterson)

Rep. Peterson introduced and explained the bill.

MOTION: Sen. Mayne moved to transmit **H.B. 268** with a favorable recommendation. The motion passed unanimously with Sen. Jenkins absent for the vote.

MOTION: Sen. Adams moved to place **H.B. 268** on the Consent Calendar. The motion passed unanimously with Sen. Jenkins absent for the vote.

S.B. 237 Personal Injury Protection Insurance Amendments (Sen. A. Christensen)

Sen. Christensen introduced and explained the bill assisted by Dr. Matthew Roller, President, Utah Chiropractic Physicians Association.

MOTION: Sen. Adams moved to adopt the following amendments:

1. *Page 1, Line 20:*

- 20 • the insurer that provides the personal injury protection coverage {~~.~~} ;
- ▶ provides that the medical provider will accept the payments made pursuant to the Utah RVS fee schedule for covered services as full and final payment and may not submit the balance of the bill to the patient; and
 - ▶ provides that the original amount of the medical provider's bill shall be used for purposes of determining whether a person who has or is required to have direct benefit coverage under a policy which includes personal injury protection may maintain a cause of action for general damages arising out of personal injuries

alleged to have been caused by an automobile accident.

2. Page 4, Line 94:

94 (ii) the insurer that provides the personal injury protection coverage.

(g)(i) The medical provider will accept the payments made pursuant to the Utah RVS fee schedule for covered services as full and final payment and may not submit the balance of the bill to the patient.

(ii) The original amount of the medical provider's bill shall be used for purposes of determining whether the requirement of Section 31A-22-309(1)(a)(v) has been met.

The motion passed unanimously.

Dr. Matthew Roller further explained the bill and answered questions from the committee.

Spoke for the bill: James Knight, Legislative Liaison, Utah Chiropractic Physicians Association
Ted Conger, Utah Chiropractic Physicians Association
Mark Dudley, Chiropractic Practice
Jolene Wagstaff, Utah Chiropractic Physicians Association
Tom Grant, Jr., Utah Chiropractic Physicians Association

Spoke against the bill: Travis Wood, Executive Director, Utah Health Plans
Mike Sonntag, Lobbyist, Bear River Insurance
Jodi Hart, Lobbyist, Intermountain Healthcare
Chris Purcell, Attorney, State Farm Insurance

MOTION: Sen. Adams moved to go to the next item on the agenda.

SUB. MOTION: Sen. Knudson moved to transmit **S.B. 237** with a favorable recommendation. The motion failed with Sens. Mayne and Knudson voting in favor of the bill and Sens. Van Tassell, Jenkins, and Adams voting against it.

S.B. 225 Transportation Revisions (Sen. J. S. Adams)

Sen. Adams introduced and explained the bill.

Linda Hull, Utah Department of Transportation further explained the bill.

MOTION: Sen. Adams moved to transmit **S.B. 225** with a favorable recommendation.
The motion passed unanimously.

MOTION: Sen. Knudson moved to place **S.B. 225** on the Consent Calendar. The motion passed unanimously.

2nd Sub. H.J.R. 6 Joint Resolution on Severance Tax (*J. Nielson*)

MOTION: Sen. Jenkins moved to adopt **3rd Sub. H.J.R. 6**. The motion passed unanimously.

Rep. Nielson introduced and explained the resolution.

Spoke for the bill: Chase Everton, Taxpayers Association
Ron Mortensen, Citizens for Tax Fairness

Spoke to the bill: Allison Rowland, Voices for Utah Children

MOTION: Sen. Knudson moved to transmit **3rd Sub. H.J.R. 6** with a favorable recommendation. The motion passed unanimously.

MOTION: Sen. Knudson moved to adjourn. The motion passed unanimously. Chair Van Tassell adjourned the meeting at 5:32 p.m.

Sen. Kevin T Van Tassell, Committee Chair