

**MINUTES OF THE SENATE GOVERNMENT OPERATIONS &
POLITICAL SUBDIVISIONS STANDING COMMITTEE
ROOM 415 STATE CAPITOL
FEBRUARY 20, 2013**

Members Present: Sen. Margaret Dayton, Chair
 Sen. Lyle W. Hillyard
 Sen. Luz Robles
 Sen. Brian E. Shiozawa
 Sen. Daniel Thatcher
 Sen. Kevin T. Van Tassell

Members Excused: Pres. Wayne L. Niederhauser

Staff Present: Mr. Rich North, Policy Analyst
 Ms. Karen C. Allred, Committee Secretary

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

Chair Dayton called the meeting to order at 2:30 p.m.

S.B. 74 Dignified Burial of Veterans Remains (*Sen. E. Vickers*)

Sen. Vickers introduced and explained the bill.

Spoke in favor of the bill: Mr. Roger Graves, State Coordinator, Missing in America Project

MOTION: Sen. Thatcher moved to pass S.B. 74 out favorably. The motion passed unanimously with Sens. Robles and Shiozawa absent for the vote.

Approval of Minutes

MOTION: Sen. Van Tassell moved to approve the minutes of the February 15, 2013 meeting. The motion passed unanimously with Sens. Robles and Shiozawa absent for the vote.

H.B. 279 Administrative Hearings by Counties (*Rep. S. Cox*) (*Sen. E. Vickers*)

Rep. Cox introduced and explained the bill.

Spoke in favor of the bill: Mr. Adam Trupp, Utah Association of Counties

MOTION: Sen. Van Tassell moved to pass H.B. 279 out favorably. The motion passed unanimously with Sens. Hillyard and Robles absent for the vote.

S.B. 181 Political Subdivisions Property Amendments (*Sen. W. Harper*)

Sen. Harper introduced and explained the bill.

MOTION: Sen. Van Tassell moved to amend S.B. 181 as follows:

1. *Page 1, Line 11:*

11 {~~—consideration in the form of~~} fair market value for the property.

2. *Page 1, Line 17:*

17 {~~—consideration in the form of~~} fair market value for the property; and

3. *Page 6, Lines 165 through 170:*

165 (1) "Consideration" means something ∴

(a) of value given or done in exchange for

166 something given or done by another, including money, a service, or labor {~~—~~} ∴

or

(b) provided in the public interest supporting health, safety, and welfare of the citizens of a political subdivision.

167 (2) "Educational entity" means {~~—~~}

168 ~~—(a)~~ a school district or charter school {~~—;and~~}

169 ~~—(b) an institution of higher education as described in Section 53B-2-101~~ .

4. *Page 6, Line 170:*

170 (3) "Fair market value" means the {~~—amount~~} consideration at which property would change hands

5. *Page 7, Line 197:*

197 dispose of property without receiving {~~—consideration in the form of~~} fair market value for the

6. *Page 7, Line 204:*

204 (i) subject to Subsection (3), a record requested in accordance with Title 63G, Chapter 2, Government Records

7. *Page 7, Line 206:*

206 (ii) is requested for a purpose, including media purposes, other than commercial use; {~~—or~~}

8. *Page 7, Line 208:*

208 political subdivision, or the federal government {~~—~~} ∴

(f) the acquisition or disposal of property in accordance with Section 10-8-2; or
(g) any transfer of property specifically authorized by law.
(3)(a) If a records request has apparent significant commercial value, the
custodian of the property may require the requestor to attest in writing, under
penalty of perjury, whether the material is to be used for commercial resale purposes.
(b) If the request is for commercial resale purposes, the requestor shall pay fair
market value for the property as provided in Subsection (1).

The motion passed unanimously with Sens. Hillyard and Robles absent for the vote.

Spoke in favor of the bill: Mr. Gavin Anderson, Deputy County Attorney, Salt Lake County
Utah Association of Counties

MOTION: Sen. Van Tassell moved to pass S.B. 181 out favorably. The motion passed with Sen. Hillyard voting in opposition and Sen. Robles absent for the vote.

S.B. 112 Work Week Amendments (*Sen. A. Osmond*)

MOTION: Sen. Van Tassell moved to replace S.B. 181 with 1st Sub. S.B. 181. The motion passed unanimously with Sen. Robles absent for the vote.

Sen. Osmond introduced and explained the bill.

Spoke in favor of the bill: Mr. Josh Gray, Student, Bingham High School
Mr. Brock Hansen, Student, Bingham High School
Mr. Todd Sutton, Utah Public Employees Association

MOTION: Sen. Thatcher moved to pass 1st Sub. S.B. 181 out favorably. The motion passed with Sens. Dayton and Van Tassell voting in opposition.

S.B. 70 Commission Relating to Federal Issues (*Sen. D. Henderson*)

Sen. Henderson introduced and explained the bill.

Chair Dayton relinquished the Chair to Sen. Van Tassell.

Spoke in favor of the bill: Mr. Derrick Monson, Policy Director, Sutherland Institute
Mr. Dan Griffiths, Utah Association of Certified Public Accountants
and West Jordan City Budget Committee

Chair Dayton resumed the Chair.

MOTION: Sen. Thatcher moved to pass S.B. 70 out favorably. The motion passed unanimously with Sen. Hillyard absent for the vote.

S.B. 200 Local and Special Service Districts Amendments (*Sen. J. Stevenson*)

MOTION: Sen. Van Tassell moved to replace S.B. 200 with 1st Sub. S.B. 200. The motion passed unanimously with Sens. Hillyard, Robles and Shiozawa absent for the vote.

Sen. J. Stevenson introduced and explained the bill.

Spoke in favor of the bill: Mr. LeGrande Bitter, Executive Director, Utah Association for
Special Districts

MOTION: Sen. Van Tassell moved to pass 1st Sub. S.B. 200 out favorably. The motion passed unanimously with Sen. Hillyard and Shiozawa absent for the vote.

S.B. 73 Outdoor Recreation Office Act (*Sen. J. Stevenson*)

Sen. J. Stevenson introduced and explained the bill.

Spoke in favor of the bill: Mr. Spencer Eccles, Executive Director, Governor's Office of
Education
Mr. Alan Matheson, Senior Advisor, Governor's Office

MOTION: Sen. Van Tassell moved to pass S.B. 73 out favorably. The motion passed with Sen. Dayton voting in opposition and Sens. Hillyard, Shiozawa and Thatcher absent for the vote.

MOTION: Sen. Van Tassell moved to adjourn. The motion passed unanimously with Sens. Hillyard and Thatcher absent for the vote.

Chair Dayton adjourned the meeting at 3:50 p.m.

Minutes reported by Karen C. Allred, Secretary.

Sen. Margaret Dayton, Committee Chair